

# April 16, 2013

State of Nebraska)  
County of Seward) ss.

A regular meeting of the Seward County Board of Commissioners was convened in open and public session at 9:00 a.m. on April 16, 2013 in the Commissioner's room at the Seward County Courthouse. Notice of the meeting was posted on the Courthouse bulletin board and on the Commissioner's room door. The agenda for all meetings is kept continually current and is available for public inspection at the County Clerk's Office during normal business hours. The agenda is held open until one business day prior to the meeting for appearance before the Board. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

The Seward County Board of Commissioners convened on April 16, 2013 at 9:00 a.m.  
Present: Chairman: Darrell Miller  
Members: Mike Luebbe, Diana Garske, Scott Stuhr, Mary Koci  
Dep. County Clerk: Lisa Dey

The Chairman noted that the public meeting information is posted as required by law and available for public distribution if requested.

The Pledge of Allegiance was recited.

Marilyn Hladky, Seward County Assessor was present to discuss the combination of the Zoning and Weed Departments.

Georgia Stockley, Seward County Road Secretary, gave an update on the Road Department.

Lisa Dey, Deputy County Clerk gave the Commissioners an update on the County Clerk's office.

Moved by Garske and seconded by Koci to approve the minutes of April 9, 2013.

Affirmative Vote: Garske, Koci, Luebbe, Miller

Abstain: Stuhr

Motion Carried

### **Commissioners Reports:**

Commissioner Luebbe reported that he attended a County Road Foreman meeting at the Road Dept. He also reported on various roads and that he attended a NIRMA and Weed/Zoning meeting.

Commissioner Garske received a report from a Road Department about the Grover shop. She notified all offices about the new IT Contractor and introduced them to the offices on Friday. She also met with the Road Department to go over payroll documents and the vacation policy. She attended a Seward County Economic Development meeting and a Chamber luncheon. She also reported that she wrote letters to the other IT companies that did not get the contract. She also met with Sheila from County Court regarding office space for the new judge.

Commissioner Stuhr received a road complaint, which was not a county road. Dealt with a personnel issue, had a meeting regarding the Zoning/Weed Department, and met with the Road Dept. regarding various issues. He is developing a report for the Commissioners regarding vacation and comp time.

At 9:30 the County Judge office and restroom renovation was discussed.

Commissioner Garske gave the Commissioners information regarding this item.

**Commissioners Reports Continued:**

Commissioner Koci reported she attended an Economic Development Board meeting and Chamber Luncheon. She also attended an Extension Board meeting and RC & D Board meeting. She spoke with the Public Defender and he expressed a desire to move into the Courthouse.

Commissioner Miller reported that he received 3 road complaints and attended a Fair Board meeting.

Moved by Stuhr and seconded by Garske to approve the Road Department Surplus Property request.

Affirmative Vote: Stuhr, Garske, Koci, Luebbe, Miller Motion Carried

Moved by Stuhr and seconded by Koci to approve the Right of Way request from Tony Beckler between Section 4 and 9 T9N, R1E.

Affirmative Vote: Stuhr, Koci, Luebbe, Garske, Miller Motion Carried

Moved by Stuhr and seconded by Luebbe to approve the Right of Way request from Windstream between Section 31, T11N, R3E and Section 6, T10N, R3E

Affirmative Vote: Stuhr, Luebbe, Garske, Koci, Miller Motion Carried

Moved by Stuhr and seconded by Koci to approve the Right of Way request from Windstream between Section 6 and 7 of T11N, R3E.

Affirmative Vote: Stuhr, Koci, Luebbe, Garske, Miller Motion Carried

Sheila Beins, Clerk of the County Court was present to give the Commissioners information regarding the County Judge office and restroom renovation.

Moved by Koci and seconded by Stuhr to authorize the Chairman to sign the Abandoned Cemetery Mowing Contract.

Affirmative Vote: Koci, Stuhr, Garske, Luebbe, Miller Motion Carried

Moved by Stuhr and seconded by Garske to Adopt Resolution #3017, Substitution of Pledged Securities from Farmers and Merchants Bank.

**RESOLUTION NO. 3017**

**WHEREAS,** The Farmers & Merchants Bank has requested withdrawal of following Pledged Securities to be replaced with additional Pledged Securities,

**WHEREAS,** said bank desires to withdraw the following:  
\$668,000.00, 3.575%, 11/25/2019, RCPT #229035883, CUSIP #83164KSA2 and,

**WHEREAS,** said bank pledges the following securities:  
\$1,000,000.00 2.32%, 12/07/2023 RCPT#280024030, CUSIP3313381CK9

**THEREFORE, BE IT RESOLVED,** The Farmers & Merchants Bank is allowed to make the above withdrawal and replace with additional pledged securities.

Dated this 16<sup>th</sup> day of April 2013

AYES: Scott Stuhr, Diana L. Garske, Mary Koci, Michael Luebbe  
Darrell Miller, Chairman of the Board

ATTEST: Lisa Dey, Deputy County Clerk

Affirmative Vote: Stuhr, Garske, Koci, Luebbe, Miller Motion Carried

The Cost of Living item was discussed.

Moved by Stuhr and seconded by Koci to give direction to the Department Heads to allow up to a 2% increase for wages.

Affirmative Vote: Stuhr, Koci, Garske, Luebbe, Miller

Motion Carried

The Commissioners recessed at 10:12 a.m.

The Commissioners reconvened at 10:20 a.m.

Discussed LB-57, Environmental Trust Activity.

Moved by Garske and seconded by Koci to approve the request for catastrophic leave #2013-1.

Affirmative Vote: Garske, Koci, Luebbe, Stuhr, Miller

Motion Carried

Meal reimbursement was discussed. Commissioner Stuhr suggested creating a form to determine if meal reimbursement is taxable or not. Commissioner Stuhr will work with the County Attorney on the form.

Discussion was held regarding the HR Director. Wendy Elston, Seward County Attorney, presented the County Board with a proposal.

Moved by Stuhr and seconded by Koci to go into executive session at 11:20 a.m. to discuss corporate standing of a potential contractor, it being necessary to protect the reputation of the individual(s).

Affirmative Vote: Stuhr, Koci, Garske, Luebbe, Miller

Motion Carried

The Chairman stated the reason for the Executive Session was for a potential contractor, it being necessary to protect the reputation of the individual(s).

Moved by Stuhr and Seconded by Garske to go out of executive session at 11:25

Affirmative Vote: Stuhr, Garske, Koci, Luebbe, Miller

Motion Carried

The Chairman reiterated the reason for the Executive Session was for a potential contractor, it being necessary to protect the reputation of the individual(s).

Known items on the agenda for Board of Equalization on April 23, 2013 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Approve minutes of April 9, 2013
- Discuss/Action – Set hearing Date for Permissive Exemptions
- Discuss/Action –Auth. Assessor to advertise and notify applicants
- Discuss/Action- Assessor Information Update

Known items on the agenda for Board of Commissioners on April 23, 2013 are as follows:

- 9:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of April 16, 2013
- Other Business Matters to Address When Time Allows**
- Discuss/Action – Public/Officials/Boards
- Commissioners Reports
- Right of Way Request(s): None
- Discuss/Action - Approve the HR job description
- Discuss/Action - Fill position of HR
- Discuss/Action - Executive session- personnel

Known items on the agenda for Board of Commissioners on April 26, 2013 are as follows:

- 8:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action – Approve April 2013 claims

Commissioner Garske was absent at 11:26 a.m.

Moved by Stuhr and seconded by Koci to adjourn at 11:27 a.m.  
Affirmative Vote: Stuhr, Koci, Luebbe, Miller Motion Carried

State of Nebraska)  
County of Seward) ss.

I, Sherry Schweitzer, the undersigned County Clerk of Seward County, Nebraska do hereby certify the foregoing minutes are true and are part of the official records of this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 23<sup>rd</sup> day of April 2013.

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County Clerk

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Chairman