

# December 17, 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 December 17, 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 December 17, 2013 at 9:00 a.m.

Present:	Chairman:	Darrell Miller
	Members:	Mike Luebbe, Diana Garske, Scott Stuhr, Mary Koci
	County Clerk:	Sherry Schweitzer

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.

Moved by Koci and seconded by Stuhr to approve the minutes of December 10, 2013.

Affirmative Vote: Koci, Stuhr, Garske

Abstain: Luebbe, Miller as they were not in attendance at said meeting.

Motion Carried

## **Commissioners Reports:**

Commissioner Luebbe reported he attended the Garland and Bee Village Board Meetings. He also attended the Seward Saline Solid Waste Meeting, toured the Experian Building with other County Representatives and attended the NACO Conference in Omaha.

Commissioner Garske reported she also attended the NACO Conference. She and Commissioner Stuhr met in regard to the RFP's submitted for the law enforcement center and with officials concerning salaries for the new term.

Commissioner Stuhr reported he attended the NACO Conference. He and Commissioner Garske met in regard to the RFP's submitted for the law enforcement center and with officials concerning salaries for the new term. He also attended a Planning and Zoning meeting.

Commissioner Koci reported she attended a BRIDGES meeting and the NACO Conference.

Commissioner Miller reported he attended a 911 Board meeting, Fair Board Meeting, NACO Conference and toured the Experian Building. He also mentioned that the 911 signs need to be looked at in reference to their reflectivity.

Russ Daehling, Highway Supt. updated the Commissioners on activities of his office.

Ragnar Emrich of Emrich Excavating was present to discuss salvage rights to the Missile Base Silo. He had previously given the Board an estimate on salvaging the iron in the silo. Wendy Elston, County Attorney suggested making a sub-committee to

look into the subject. Commissioners Luebbe and Garske will make up the committee and report back.

Bryce Bartu was present to discuss donating a private road in Section 29, T11N, R4E. He gave a history of the road and the lots that he sold adjacent to it. He stated that it has been a private road but he would like to donate it to the County. Commissioner Stuhr stated that because the road was not up to minimum design standards, it would cost the County quite a bit of financial resources. No decision was made to accept the road.

Wendy Elston, County Attorney reported that her office has been completely moved into the West Wing. She also reported that Probation and Public Defender has also moved into their offices at the Courthouse.

Jeff Baker, Veteran's Service Officer reported he attended the NACO Conference the past week.

Moved by Stuhr and seconded by Koci to authorize the Chairman to sign the Federal Financial Report for Seward County Izaak Walton Road Project – Federal Grant # 05-79-04807.

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

Motion Carried

Daehling also led discussion on road employees that have over 90 hours of compensatory time. He stated that he would ask those employees to give a plan on how each employee would decrease their compensatory time.

Moved by Koci and seconded by Stuhr to adopt Resolution 3068 in regard to correcting the legal description on Resolution 3062.

#### **RESOLUTION NO. 3068**

**WHEREAS**, on November 5, 2013, the Seward County Board deemed it to be in the public interest to vacate a county road. However, the exact legal as expressed in the resolution needed further clarification that the legal description is to include only that part of the road in Seward County, Nebraska.

**WHEREAS**, a minor correction is needed in the legal description to also correct a typographical error.

**NOW THEREFORE BE IT RESOLVED** that the legal description of the road to be vacated as set forth in Resolution Number 3062, signed on November 5, 2013, is to read as follows:

A STATUTORY 66' WIDE COUNTY ROAD (SALTILLO ROAD) PORTION LOCATED IN SEWARD COUNTY ON THE COUNTY LINE BETWEEN SEWARD AND SALINE COUNTY, NEBRASKA, (MORE PARTICULARLY DESCRIBED AS FOLLOWS)

BEGINNING AT A POINT 33.00' NORTH OF AND 33.00' EAST OF THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 8 NORTH, RANGE 4 EAST OF THE 6TH P.M., SALINE COUNTY, NEBRASKA: THENCE N 90°00'00" E, PARALLEL TO AND 33.00' NORTH OF THE SOUTH LINE OF SAID SECTION 32, FOR A DISTANCE OF 1030.28' THENCE S 18°26'57" E FOR A DISTANCE OF 69.58' TO A POINT 33.00' SOUTH OF THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 5 THENCE N 90°00'00" W, PARALLEL TO AND 33.00' SOUTH OF THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 5, FOR A DISTANCE OF 1052.76' TO A POINT 33.00' EAST OF THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 5 THENCE N 00°23'40" E, PARALLEL TO AND 33.00' EAST OF THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 5, FOR A DISTANCE OF 66.00' TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 1.58 ACRES.

**FURTHER**, all other portions of the resolution signed on November 5, 2013, shall remain in full force and effect. A notation shall be made on resolution 3062 to reference this resolution.

Dated this 17<sup>th</sup> day of December 2013

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

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Motion Carried

The Commissioners recessed at 10:15 a.m.

The Commissioners re-convened at 10:25 a.m.

Taylor Felix, Human Resource Director presented a letter of engagement to the Board for their signature. She stated that the Personnel Board had requested that an Attorney that has expertise in labor law look at the Background Check policy that has been developed by the Board. The Letter of Engagement is for Pam Bourne of Woods & Aitken.

Moved by Stuhr and seconded by Luebbe to authorize the Chairman sign the Letter of Engagement with Pam Bourne of Woods and Aitken.

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

Motion Carried

Commissioner Stuhr led discussion that he and Commissioner Garske, Sheriff Joe Yocum, 911 Board Director Barb Liska and Jail Administrator Terry Kamprath met and discussed the RFP's submitted for a Law Enforcement Center. He stated that their recommendation was to award the RFP to Goldberg Group Architects.

Moved by Stuhr and seconded by Garske to accept the Sheriff Fee and Mileage Report for November 2013 in the amounts of \$1,663.00 and \$644.06 respectively.

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

Motion Carried

Known items on the agenda for Board of Equalization on December 24, 2013 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of December 10, 2013
- Discuss/Action – January 2014 Exemptions on Motor Vehicles
- Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on December 24, 2013 are as follows:

- 9:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of December 17, 2013
- Discuss/Action - Claims for December 2013

**Other Business Matters to Address When Time Allows**

- Discuss/Action – Public/Officials/Boards
- Commissioners Reports
- Right of Way Request(s): None
- Discuss/Action - Building ideas for County Services
- Discuss/Action - Executive Session - Personnel

- 9:15 a.m. Discuss/Action – Casey Tiemann - Authorize Chairman to sign the NE Crime Commission grant for the funding of the Butler County Truancy Program
- Discuss/Action - Casey Tiemann - Authorize Chairman to sign the NE Crime Commission grant for the continuation funding of the Seward County Truancy Program

9:30 a.m. Discuss/Action - Electricity Billing for Extension Office

Moved by Stuhr and seconded by Garske to adjourn at 10:55 a.m.

Affirmative Vote: Stuhr, Garske, Luebbe, Koci, 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 24<sup>th</sup> day of December 2013.

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County Clerk

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Chairman