

Seward County Board of Commissioners

December 30, 2014

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 30, 2014 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 30, 2014 at 9:00 a.m.

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

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 Luebbe to approve the minutes of December 23, 2014.

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

Russ Daehling, Highway Supt; Mike Janssen, Building and Grounds Supt.; Sherry Schweitzer, County Clerk; and Wendy Elston, County Attorney updated the Commissioners on activities of their offices.

Commissioners Reports:

Commissioner Luebbe reported he made road trips to the new Beaver Crossing road shop and the Cordova Shop-both that were damaged by the May tornado. He also viewed some bridges in the county.

Commissioner Stuhr had no report

Commissioner Koci reported she had discussions about the Extension Office move and received a constituent call about county business.

Commissioner Miller had no report.

Moved by Stuhr and seconded by Koci to authorize the Chairman sign the right of way documents for Project #C-80(530)(531) Tract # 11 for the Staplehurst West Project #C-80(530)(531) located in the NW ¼ of Section 36, Township 12 North, Range 1 East of the 6th p.m.

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

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3151 in regard to retiring of the Sheriff's Office K9 Whiskey dog and allow purchase by the Deputy who was his handler.

RESOLUTION NO. #3151 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Whiskey can no longer perform his law enforcement duties as a trained K-9 service animal, the Seward County Sheriff's Office retired him effective December 19, 2014. As Whiskey is unable to perform in his trained capacity, he is deemed not usable by Seward County.

WHEREAS, Whiskey is a German Shepard canine, trained to detect narcotics as well as apprehend and detain criminals, which entails attacking and biting, and as Whiskey has apprehended and bitten suspects in the line of duty for the Seward County Sheriff's Office, it would be against public safety for Whiskey to be sold to a member of the general public.

WHEREAS, Whiskey has lived with and been trained by a handler during his career at the Seward County Sheriff's Office, and that handler has expressed a desire to continue to care for Whiskey during his retirement, it would be in his best interest to remain with that handler.

WHEREAS, Seward County does not make nor imply any warranty of any kind whatsoever as to the nature, use, condition, or fitness of Whiskey, and that Whiskey is being sold as is without any warranty of any kind whatsoever.

THEREFORE BE IT RESOLVED THAT, the Seward County Sheriff's Office K-9 Dog, Whiskey, shall be retired from his service with the Seward County Sheriff's Office and sold to Josh Alloway for the amount of \$1.00. Said money generated by this sale shall be paid to the Seward County Treasurer and credited to the funds of the Seward County Sheriff's Office as directed by State Law.

Dated this 30th day of December, 2014.

Motion by: Koci Seconded by: Luebbe

Voting Aye: Mary Koci, Michael Luebbe, Scott Stuhr

Darrell Miller, Chairman, Board of Commissioners

Absent: Garske

Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Koci, Luebbe, Stuhr, Miller

Motion Carried

Daehling led discussion on the subject of requesting permission to put money received from online auctions for 3 pieces of equipment into a sinking fund so that he can use this money in the current year.

Moved by Stuhr and seconded by Luebbe to put the money received from sale of surplus property into the Road Dept. Equipment Sinking Fund.

Affirmative Vote: Stuhr, Luebbe, Koci, Miller

Motion Carried

During the Justice Center Update item on the agenda, Elston reported that the contract for the Construction Manager has been reviewed and finalized by both parties and should be able to be approved by the Commissioners next week.

Jeff Baker, Public Transit Director reported that the old Public Transit bus has been sold and requested that the money be put in the Public Transit Sinking Fund.

Moved by Stuhr and seconded by Koci that \$10,200 from the sale of the Public Transit old bus and from the Ford Crown Victoria of the County Fleet be placed in the Public Transit Sinking Fund.

Affirmative Vote: Stuhr, Koci, Luebbe, Miller

Motion Carried

Moved by Stuhr and seconded by Luebbe to go into Executive Session at 9:35 a.m. to discuss Personnel, it being necessary to protect the reputation of the individual(s).

Affirmative Vote: Stuhr, Luebbe, Koci, Miller

Motion Carried

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

Moved by Koci and seconded by Luebbe to go out of Executive Session at 11:45
Affirmative Vote: Koci, Luebbe, Stuhr, Miller Motion Carried

Chairman Miller reiterated that in Executive Session, they discussed personnel, it being necessary to protect the reputation of the individual(s).

Known items on the agenda for Board of Commissioners on January 6, 2015 are as follows:

8:30 a.m. Convene and announce Open Meetings Law
Pledge of Allegiance
Discuss/Action – Public/Officials/Boards
Discuss/Action - Approve minutes of December 30, 2014

Other Business Matters to Address When Time Allows

Commissioners Reports
Right of Way Request(s): None
Discuss/Action – Authorize Chairman to sign Construction Manager’s documents with Beckenhauer Construction, Inc. for the Seward County Jail and Judicial Expansion Project
Discuss/Action – Asbestos Update for Extension Office and current Detention Center
Discuss/Action – Justice Center Update

9:05 a.m. Discuss/Action - Open bids for removal of Extension Office

9:30 a.m. Discuss/Action – Sheriff’s Office Response/Action Plan to address Deficiencies outlined in State Auditor’s Report

Moved by Koci and seconded by Luebbe to adjourn at 11:55 a.m.
Affirmative Vote: Koci, Luebbe, Stuhr, 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 5th day of January 2015.

County Clerk

Chairman