
County Clerk

Chairman

February 12, 2013
Seward County Board of Commissioners

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 February 12, 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 February 12, 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 February 5, 2012.

Affirmative Vote: Koci, Stuhr, Garske, Luebbe

Abstain: Miller

Motion Carried

Dennis Richters was in attendance to speak to the Board about a road near the United Farmers Coop. He stated the coop would like to set up a meeting between members of the Commissioners and UFC representatives about improvements to the road.

Kim Payne, representing the Road Dept. stated they received many complaints about the road conditions and that they will make a report for the Commissioners.

Commissioners Reports:

Commissioner Luebbe reported he attended a Blue Valley Community Action meeting, the NACO workshop for Commissioners and responded to emails and correspondence. Commissioner Garske reported she attended the NACO workshop for Commissioners and worked on attaining IT quotes.

Commissioner Stuhr stated that he penned a letter that could be sent to the Legislature about the possible removal of Inheritance Tax. He asked other members of the Board to look at it and give suggestions.

Commissioner Koci reported on news about a grant for the Extension Office.

Commissioner Miller had no report.

Nate Payne, Seward County Bridge Foreman gave the Commissioners information on repairs to a bridge by Beaver Crossing.

Moved by Stuhr and seconded by Luebbe to authorize the Chairman to sign the Change Order # 1 for Bent Pile Bridge Repair Structure # C008004010 located between Section

2, Township 9 North , Range 1 and Section 11, Township 9 North Range 1 all East of the 6th p.m.

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

Motion Carried

Moved by Stuhr and seconded by Koci to authorize the Chairman to sign the Application# 1 (Final) and Certificate for Payment for Bent Pile Bridge Repair C0080044010 for \$41,532.00.

Moved by Stuhr and seconded by Koci to amend the previous motion and remove "authorize the Chairman to sign" and replace with "approve."

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

Motion Carried

Voting on the motion as amended:

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

Motion Carried

Dan Hansen, Zoning Administrator presented 2 short form plats for consideration. He gave an explanation of each plat request and the recommendations of the Planning & Zoning Commission.

Moved by Stuhr and seconded by Garske to adopt Res. 3007 in regard to the approval of the Short form Plat of Reil Acres in the E 1/2 SW 1/4 of Section 1, Township 9 North Range 4 East of the 6th p.m.

RESOLUTION NO. 3007

WHEREAS, Wesley Reil has applied for a Short Form Plat Subdivision of property owned by him, and described as a tract in the E1/2 of the SE1/4, Section 1, Township 9N, Range 4E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called Reil Acres, and

WHEREAS, the Seward County Planning Commission held a meeting on January 28, 2013 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the Reil Acres Short Form Plat with a vote of 5 For, 0 against, and 4 Absent and Not Voting, and

WHEREAS,

No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

No one appeared to support the subdivision

Individuals appeared to support the subdivision

Individuals appeared without commitment, and

THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby approve the Reil Acres Short Form Plat with Resolution NO: 3007.

Dated this 12th day of February 2013.

MOTION BY: Stuhr

SECONDED BY: Garske

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

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Motion Carried

Moved by Stuhr and seconded by Koci to adopt Res. 3008 in regard to the approval of the Short form Plat of Minchow Addition in the N ½ SE ¼ of Section 29, Township 10 North Range 4 East of the 6th p.m.

RESOLUTION NO. 3008

WHEREAS, Ronald Minchow has applied for a Short Form Plat Subdivision of property owned by him, and described as a tract in the N1/2 of the SE1/4, Section 29, Township 10N, Range 4E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called Minchow Addition, and

WHEREAS, the Seward County Planning Commission held a meeting on January 28, 2013 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the Minchow Addition Short Form Plat with a vote of 5 For, 0 against, and 4 Absent and Not Voting, and

WHEREAS,

No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

No one appeared to support the subdivision

Individuals appeared to support the subdivision

Individuals appeared without commitment, and

THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby approve the Minchow Addition Short Form Plat with Resolution NO: 3008.

Dated this 12th day of February 2013.

MOTION BY: Stuhr

SECONDED BY: Koci

AYES: Scott Stuhr, Mary Koci, Diana L. Garske, Michael Luebbe,

Darrell Miller, Chairman, Board of Commissioners

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Motion Carried

Joe Yocum, Sheriff distributed copies of the Emergency Action Plan for county offices to use. This is a template for the various offices to use. He explained the reasoning behind the plan and several points of the plan and talked about other emergency plans.

The Commissioners discussed the Buffer Enhancement Plan for G&P Development Landfill. Kelly Danielson and Scott Ruether representing the landfill were present to answer any questions.

Moved by Stuhr and seconded by Garske to approve the Buffer Enhancement Plan for G&P Landfill in Seward County.

Affirmative Vote: Stuhr, Garske, Luebbe, Koci

Voting No: Miller

Motion Carried

Moved by Koci and seconded by Garske to accept the County Clerk Fee Report for January 2013 in the amount of \$31,786.73.

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

Motion Carried

Moved by Stuhr and seconded by Luebbe to accept the Zoning Administrator Report for January 2013 in the amount of \$1,970.00.

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

Motion Carried

Moved by Koci and seconded by Luebbe to accept the Sheriff Fee and Mileage Report for December 2012 in the amount of \$1,467.00 and \$644.35 respectively.

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

Motion Carried

Moved by Luebbe and seconded by Stuhr to accept the Sheriff Fee and Mileage Report for January 2013 in the amount of \$1,469.00 and \$638.18 respectively Affirmative Vote: Luebbe, Stuhr, Koci, Garske, Miller

Motion Carried

Moved by Garske and seconded by Stuhr to accept Clerk of the District Court Fee Report for January 2013 in the amount of \$1,496.24.

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

Motion Carried

The Commissioners then discussed the Public Membership agreement with the Seward Economic Development Corp.

Moved by Koci and seconded by Garske to approve the draft of the Public Membership Agreement of the Seward County Economic Development Corp.

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

Motion Carried

The Commissioners discussed the subject of fringe benefits. Two main subjects that were discussed were the use of county vehicles for commuting and also meal reimbursements. Schweitzer had learned that we need to look into the subject to make sure Seward County is adhering to IRS Rulings. Commissioner Garske will find out county employees who take county vehicles home and the item will be discussed at next week's meeting.

Known items on the agenda for February 19, 2013 are as follows:

9:00 a.m. Convene and announce Open Meetings Law

Pledge of Allegiance

Discuss/Action – Public/Officials/Boards

Discussion/Action- Approve Minutes of February 12, 2013

Other Business Matters to Address When Time Allows

Commissioners Reports

Right of Way Request(s): None

Discuss/Action – Fringe Benefit of County Vehicle Use and Meal

Reimbursement

Discuss/Action - Inheritance Tax Letter to the Legislature and others

9:30 a.m. Discuss/Action – Authorize Chairman to sign Hamilton Long Distance (Hamilton Communications) Right-of-Way Permit

9:45 a.m. Discuss/Action – Emergency Action Plan for County Offices to use

Moved by Garske and seconded by Koci to adjourn at 10:40 a.m.

Affirmative Vote: Garske, Koci, Stuhr, 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 19th day of February 2013.

County Clerk

Chairman