

February 25, 2014  
Seward County Board of Equalization

State of Nebraska)  
County of Seward) ss.

A regular meeting of the Seward County Board of Equalization was convened in open and public session at 8:30 a.m. on February 25, 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 Equalization has the right to modify the agenda to include items of an emergency nature only at such public meeting.

The Seward County Board of Equalization convened on February 25, 2014 at 8:30 a.m.

Present:	Vice Chairman:	Diana Garske
	Members:	Mike Luebbe, Scott Stuhr, Mary Koci
	County Clerk:	Sherry Schweitzer
	County Assessor:	Marilyn Hladky
	County Treasurer:	Bob Dahms
Absent:	Chairman:	Darrell Miller

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 11, 2014.  
Affirmative Vote: Koci, Stuhr, Luebbe, Garske

Moved by Stuhr and seconded by Luebbe to approve the Vehicle Tax Exemption Request from Memorial Health Care Systems for 2013 Dodge Ram Pickup VIN # 3CBLR5ATXDG586109.

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

Moved by Koci and seconded by Stuhr to approve Tax List Correction 140-13R.

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

Hladky updated the Commissioners on activities of her office.

Known items on the agenda for March 11, 2014 as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of February 25, 2014
- Discuss/Action - Assessor Information Update

Moved by Koci and seconded by Luebbe to adjourn at 8:40 a.m.

Affirmative Vote: Koci, Luebbe, Stuhr, Garske 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.



CBM FOOD SERVICE	Fe	\$6,854.59	NOVAK,CONNIE	Fe	\$466.80
CENTRAL RESTAURANT PRODUCTS	Fe	\$172.20	OFFICE DEPOT	Su	\$485.90
CENTRAL SAND GRAVEL COMPANY	Su	\$6,040.82	OFFICE DEPOT FILE	Su	\$149.37
CHEYENNE COUNTY SHERIFF	Fe	\$6.00	ONESOURCE	Fe	\$46.00
CITY OF SEWARD	Ut	\$5,820.07	OREILLY AUTOMOTIVE INCORPORATED	Eq	\$564.20
CLERK OF THE DISTRICT COURT SEWARD	Fe	\$478.00	OSDI MIDWEST INC	Eq	\$10,223.50
COLONIAL SUPPLEMENTAL INSURANCE	Fe	\$2,633.81	PAC N SAVE	Su	\$56.06
CONSOLIDATED MANAGEMENT COMPANY	Tr	\$502.00	PANKOKE,DAVID	Fe	\$35.00
CONSTELLATION NEWENERGY GAS DIVISIO	Ut	\$1,010.70	PAPER TIGER SHREDDING	Se	\$179.00
COOKS CORRECTIONAL	Su	\$36.40	PARAMOUNT LINEN UNIFORM RENTAL	Fe	\$173.91
CRA PAYMENT CENTER	Re	\$5,961.53	PATRIOT SIGNAGE INCORPORATED	Su	\$77.00
CREATIVE PRODUCT SOURCING INCORPORA	Fe	\$172.97	PELL REPORTING INCORPORATED	Fe	\$60.93
CREDIT MANAGEMENT SERVICES	Fe	\$94.07	PETTY CASH FUND	Fe	\$1,767.50
CROSS CREEK ANIMAL HEALTH CENTER	Fe	\$583.50	PLATTE COUNTY DETENTION FACILITY	Fe	\$200.00
CROSS DILLON TIRE	Re	\$4,747.00	POLLACK AND BALL LLC	Fe	\$1,283.75
CULLIGAN	Fe	\$96.25	POSTMASTER	Su	\$393.00
DAEHLING,RUSSELL	Tr	\$321.29	PRICE,WAYNE,R,PHD	Fe	\$250.00
DAMMAN,GREGORY,C	Fe	\$2,448.75	PRINCIPAL LIFE GROUP VISION	Fe	\$481.52
DE LAGE LANDEN	Eq	\$170.00	PRINCIPAL LIFE INSURANCE CO-SBD	Fe	\$3,463.16
DELL MARKETING L P	Eq	\$987.29	PROCHASKA,SCOTT	Su	\$300.00
DES MOINES STAMP MANUFACTURING COMP	Fe	\$14.50	QUILL CORPORATION	Su	\$199.80
DOBESH,ANN	Fe	\$30.00	RACOM	Re	\$3,024.48
DONS PIONEER UNIFORMS	Su	\$1,138.95	RECYCLELINK	Fe	\$43.96
DOUGLAS COUNTY SHERIFF OFFICE	Fe	\$19.80	REDIGER AUTOMOTIVE	Re	\$41.73
E911C/O SEWARD COUNTY TR	Fe	\$28,829.08	REED ELECTRIC	Re	\$559.79
EAKES OFFICE PLUS	Eq	\$26,171.97	REGION FIVE SERVICES	Fe	\$2,484.58
ED ROEHR SAFETY PRODUCTS	Eq	\$1,105.00	REISINGER,BECKY	Fe	\$50.00
EHLERS ELECTRONICS LLC	Eq	\$129.95	RELIABLE LLC	Su	\$271.01
EVALT INCORPORATED	Fe	\$493.39	REMBOLT LUDTKE LLP	Fe	\$491.40
FARMERS COOPERATIVE	Tr	\$8,181.53	RITE WAY OIL AND GAS COMPANY INCORP	Eq	\$121.48
FASTENAL COMPANY	Su	\$270.04	SACK LUMBER	Su	\$140.33
FEDEX	Fe	\$40.71	SALINE COUNTY SHERIFF	Fe	\$2,340.00
FRITZ APPRAISAL AND VALUATION LLC	Se	\$5,600.00	SAN FRANCISCO SUPERIOR COURT	Fe	\$48.45
GENERAL FIRE SAFETY EQUIPMENT COMPA	Eq	\$1,843.10	SAPP BROS PETROLEUM INCORPORATED	Tr	\$25,013.25
GENERAL REPORTING SERVICES INC	Fe	\$75.00	SAUNDERS COUNTY COURT	Fe	\$3.00
GENERAL SERVICE BUREAU INCORPORATED	Fe	\$455.53	SCHMIEDING,TODD	Tr	\$76.84
GLASS DOCTOR	Re	\$69.95	SECRETARY OF STATE	Su	\$20.00
GLOCK PROFESSIONAL INC	Eq	\$67.00	SEWARD AGING SERVICES	Fe	\$2,148.83
H S PLUMBING HEATING INC	Re	\$2,862.10	SEWARD AREA CHAMBER OF COMMERCE	Fe	\$760.00
HALL COUNTY SHERIFF	Fe	\$29.80	SEWARD COUNTY COURT	Fe	\$1,434.75
HEGEHOLZ,BRIAN	Fe	\$35.00	SEWARD COUNTY HEALTH CLAIM FUND	Sa	\$95,326.53
HELMINK PRINTING	Su	\$81.00	SEWARD COUNTY INDEPENDENT	Fe	\$1,192.26
HERPOLSHEIMERS INC	Re	\$39.05	SEWARD COUNTY PUBLIC POWER DISTRICT	Ut	\$2,288.87
HOBLYN,NANCY	Fe	\$183.60	SEWARD COUNTY PUBLIC TRANSIT	Tr	\$222.00
HOLIDAY INN KEARNEY	Tr	\$343.80	SEWARD COUNTY SHERIFF DEPARTMENT	Fe	\$113.24
HOMETOWN LEASING	Su	\$415.50	SEWARD COUNTY SHERIFF UNCOLLECTED F	Fe	\$688.00
IMIG,SUE	Fe	\$321.03	SEWARD COUNTY SINKING FUND	Eq	\$4,000.00
INDOFF INCORPORATED	Su	\$691.66	SEWARD COUNTY TREASURER	Fe	\$30.00
INLAND TRUCK PARTS COMPANY	Eq	\$515.56	SEWARD LUMBER HOME CENTER	Su	\$829.41
J S WURM ASSOCIATES	Se	\$1,912.89	SHULL HIEBENTHALL,JUDY	Fe	\$125.00
JACKS UNIFORMS AND EQUIPMENT	Eq	\$2,371.23	SLEUTH SOFTWARE	Eq	\$3,575.34
JEO CONSULTING GROUP INCORPORATED	Se	\$3,697.40	SOURCEGAS	Ut	\$1,699.09
JOHN DEERE FINANCIAL	Su	\$92.50	SPECTRUM MAINTENANCE PRODUCTS	Re	\$1,399.40
JOHNSON SAND AND GRAVEL	Su	\$33,579.85	SPEECE LEWIS ENGINEERS INC	Se	\$6,500.00
JONES NATI BANK	Sa	\$9,656.10	SPORTS EXPRESS INCORPORATED	Fe	\$66.00
JONES NATIONAL BANK	Fe	\$688.00	STANDARD DIGITAL IMAGING	Fe	\$286.88
JONES NATIONAL BANK CO	Sa	\$28,545.29	STATE OF NEBRASKA AS CENTRAL SERVIC	Fe	\$47.40
JONES NATIONAL BANK TRUST COMPANY	Sa	\$49,510.95	STATE OF NEBRASKA DAS COMMUNICATION	Fe	\$704.00
KALKWARF AND SMITH LAW OFFICES INCO	Fe	\$172.50	STATE OF NEBRASKA DEPARTMENT OF COR	Fe	\$11,019.16
KIRKHAM MICHAEL ASSOCIATES YORK	Se	\$4,274.10	STE WIRELESS INC	Ut	\$98.00
KIWANIS CLUB OF SEWARD	Fe	\$30.00	SURPLUS CENTER	Su	\$5.45
KONICA MINOLTA BUSINESS SOLUTIONS	Eq	\$79.14	SVOBODA,DONITA	Tr	\$7.91
KONICA MINOLTA PREMIER FINANCE	Eq	\$118.88	SYLWESTER,SUE	Fe	\$75.00
KOSMICKI,MATTHEW	Fe	\$2,467.00	TECHNICAL SERVICES INCORPORATED	Fe	\$2,884.25
LANCASTER COUNTY COURT	Fe	\$4.00	TIME WARNER CABLE	Ut	\$88.02
LANCASTER COUNTY ENGINEERING DEPART	Fe	\$1,522.00	TONNIGES,CLELLAND	Fe	\$35.00
LANCASTER COUNTY SHERIFF	Fe	\$93.24	TRUCK EQUIPMENT SERVICE COMPANY INC	Eq	\$15.24
LANCASTER COUNTY YOUTH SERVICES CEN	Fe	\$3,717.00	TUCKER,JULIE,A	Fe	\$75.00
LASERTEC OF NEBRASKA INCORPORATED	Eq	\$249.00	ULINE	Su	\$112.50
LIBERTY NATIONAL LIFE INSURANCE COM	Fe	\$111.60	UNITED STATES POST OFFICE MILFORD	Su	\$19.60
LINCOLN POLICE DEPARTMENT	Fe	\$320.08	UNL ITS COMMUNICATIONS CENTER	Fe	\$127.40
LINCOLN RAGIOLOGY GROUP PC	Fe	\$252.00	UTICA AGING SERVICE	Fe	\$1,768.13
LISKA,BARB	Fe	\$35.00	VERIZON WIRELESS	Ut	\$1,010.63
MADISON NATIONAL LIFE INSURANCE CO	Fe	\$402.02	VILLAGE OF GARLAND	Ut	\$20.00
MARLINS PLUMBING HEATING AIR CONDIT	Re	\$201.75	VILLAGE OF UTICA	Ut	\$39.67
MARTIN MARIETTA MATERIALS	Su	\$12,959.57	VIRTUAL IMPRESSIONS INCORPORATED	Fe	\$302.50
MATHESON TRI-GAS INC	Su	\$640.01	WADDELL AND REED	Fe	\$4,276.66
MATTHEW BENDER AND COMPANY INCORPOR	Fe	\$484.77	WALMART COMMUNITY BRC	Su	\$236.50
MCKESSON MEDICAL SURGICAL	Fe	\$95.54	WELLS FARGO FINANCIAL LEASING	Eq	\$171.60
MED TECH RESOURCE INC	Su	\$83.62	WILLIAMS,ERIC,J	Fe	\$832.50
MEDICAL ENTERPRISES INCORPORATED	Fe	\$155.00	WILLIAMS,RANDALL	Eq	\$2,100.00
MEDTOX LABORATORIES INC	Su	\$66.48	WINDSTREAM	Ut	\$6,975.33

MEMORIAL HEALTH CARE SYSTEMS	Fe	\$150.00	WISE MACK INC	Eq	\$11,950.00
MEMORIAL HEALTH CARE SYSTEMS CLINIC	Fe	\$580.00	WOODS AND AITKEN LLP	Fe	\$94.00
MEMORIAL HEALTH CARE SYSTEMS HOSPIT	Fe	\$1,450.69	WUSTRACK,DOUG	Fe	\$35.00
MERCHANTS CREDIT ADJUSTERS INC	Fe	\$99.59	YOUR PC XPRESS	Su	\$70.00
MEYER AUTOMOTIVE INCORPORATED	Re	\$994.65			

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

Russ Daehling, Highway Supt.; Jeff Baker, Veteran’s Service Officer; Mike Janssen, Bldg. & Grounds Supt.; Shane Stutzman, Probation Supervisor and Sherry Schweitzer, County Clerk updated the Commissioners on activities of their offices.

**Commissioners Reports:**

Commissioner Luebbe reported he attended a Blue Valley Community Action and Lower Platte South meeting, visited with the Treasurer in regard to office space and has a meeting scheduled in regard to an abandoned cemetery. He also reported of a meeting with the Zoning/Weed Supt and the Village of Garland residents.

Commissioner Garske reported she communicated with the jail architects and visited with the Economic Development Director.

Commissioner Stuhr reported he traveled around roads in his precinct.

Commissioner Koci reported she attended a SENDD meeting and a Great Plains RC&D meeting.

Commissioner Miller had no report

Moved by Koci and seconded by Luebbe to approve the Special Designated Liquor License for Junto, LLC.

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

Moved by Stuhr and seconded by Koci to approve the right of way request for Great Plains Communications, Inc. between Section 4 Township 9 North, Range 3 and Section 33 Township 10 North, Range 3 all East of the 6th p.m.

Affirmative Vote: Stuhr, Koci, Luebbe, Garske  
Abstain: Miller as the request is in front of his property Motion Carried

Moved by Stuhr and seconded by Luebbe to adopt Resolution No. 3086 in regard to correcting previous resolutions vacating a road in Section 32, Township 9 North, Range 4 East of the 6th p.m.

**RESOLUTION NO. 3086 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, on November 5, 2013, the Seward County Board deemed it to be in the public interest to vacate a county road and adopted Resolution No. 3062, and

**WHEREAS**, the exact legal as expressed in the resolution needed further clarification that the legal description was to include only that part of the road in Seward County, Nebraska and also correct a typographical error, and

**WHEREAS**, on December 17, 2013, Resolution No. 3068 was adopted to correct those errors, and

**WHEREAS**, an error still exists in the legal description of the vacated road.

**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 and Resolution No. 3068 signed on December 17, 2013 is to read as follows:

SEWARD COUNTY PROPERTY LOCATED IN THE BELOW DESCRIPTION:

THE SEWARD COUNTY HALF OF THE STATUTORY 66' WIDE COUNTY ROAD (SALTILLO ROAD) LOCATED ON THE COUNTY LINE BETWEEN SEWARD AND SALINE COUNTY, NEBRASKA, LOCATED IN THE SOUTH ONE-HALF OF SECTION 32, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., SEWARD COUNTY, NEBRASKA AND THE NORTHEAST QUARTER OF SECTION 5 TOWNSHIP 8 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., 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 No. 3062 and Resolution No. 3068 to reference this resolution.

Dated this 25<sup>th</sup> day of February 2014.

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

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Motion Carried

Moved by Stuhr and seconded by Koci to authorize the Chairman the sign the surplus property disposal for the Building and Grounds Dept.

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

Motion Carried

The Commissioners recessed at 9:28 a.m.

The Commissioners re-convened at 9:45 a.m.

Kenny Sims and Clint Labeledz of Nebraska Machinery were in attendance to answer questions about a lease agreement for a Mini Excavator.

Moved by Koci and seconded by Garske to adopt Resolution No. 3087 to authorize the Chairman to sign lease papers for a Caterpillar Mini Excavator.

**RESOLUTION NO. 3087 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Seward County (the "Governmental Entity"), a body politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of Nebraska (the "State"), is authorized by the laws of the State to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into contracts with respect thereto; and

**WHEREAS**, In order to acquire such equipment, the Governmental Entity proposes to enter into a lease-purchase transaction pursuant to that certain

Governmental Equipment Lease-Purchase Agreement (the "Agreement") with Caterpillar Financial Services Corporation, the form of which has been presented to the governing body of the Governmental Entity at this meeting;

**NOW THEREFORE, BE IT RESOLVED;**

Section 1. Approval of Documents. The form, terms and provisions of the Agreement and all other schedules and exhibits attached thereto are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by counsel of the Governmental Entity or other members of the governing body of the Governmental Entity executing the same, the execution of such documents being conclusive evidence of such approval; and the persons holding the titles listed below or any other officer of the Governmental Entity who shall have the power to execute contracts on its behalf are hereby authorized and directed to execute, acknowledge, countersign and deliver the Agreement and all exhibits attached thereto, and the Secretary/Clerk of the Governmental Entity is hereby authorized to attest to the foregoing and affix the seal of the Governmental Entity to such documents.

Section 2. Other Actions Authorized. The officers and employees of the Governmental Entity shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement.

Section 3. No General Liability. Nothing contained in this Resolution, the Agreement, or any other instrument shall be construed with respect to the Governmental Entity as incurring a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement, or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement.

Section 4. Authorized Signatories. Following are the true names, correct titles and specimen signatures of the incumbent officers referred to in the foregoing resolution:

Dated this 25<sup>th</sup> day of February 2014

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

ATTEST: Sherry Schweitzer, Seward County Clerk

(Referenced attachments are attached to the original Resolution in the Resolution Folder.)

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

Motion Carried

Moved by Koci and seconded by Luebbe to open bids for a 4WD Rubber Tire Excavator with Digging Bucket with Hydraulic Thumb and Brush Cutting Attachment.  
Affirmative Vote: Koci, Luebbe, Garske, Stuhr, Miller

Motion Carried

Bids were received from Bobcat of Omaha and Nebraska Machinery. Bids will be awarded at a later date.

The Road Maintenance Plan was discussed.

Moved by Koci and seconded by Luebbe to open the public hearing at 10:30 a.m. to amend the Seward County Livestock Setback Regulations Section 4.03.04 and 4.03.07.

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

Motion Carried

Becky Paulsen, Zoning/Weed Supt. gave information about the Planning and Zoning Commission and their vote to recommend the change to the Board of Commissioners.

Paul Segner commented as a proponent of the proposed change.

Moved by Stuhr and seconded by Garske to close the public hearing at 10:35 a.m.

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

Motion Carried

Moved by Luebbe and seconded by Koci to adopt Resolution No. 3088 in regard to amending the Seward County Livestock Regulations Setback Regulations Section 4.03.04 and 4.03.07.

Moved by Stuhr and seconded by Garske to amend the previous motion to state that page 53 table 2 remove 2640 feet (that was recommended by the planning commission) under the 300 or less column.

Affirmative Vote on the Amendment: Stuhr, Garske, Koci, Luebbe, Miller

Motion Carried

**RESOLUTION NO. 3088 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Seward County Board of Commissioners desires to amend its Zoning Regulations, and

**WHEREAS**, The proposed amendments are consistent with the Seward County Comprehensive Development Plan, and

**WHEREAS**, The Public Notice setting forth the Notice of Public Hearing by the Seward County Planning Commission on the amendments incorporated herein, was published in the Seward County Independent, and the Milford Times on January 10th, 2014 as required by law, and

**WHEREAS**, The Planning Commission held a public hearing on the amendments incorporated herein, January 27, 2014, opening at 7:35pm and closing at 7:55 pm, and

**WHEREAS**, the Planning Commission recommended Approval of the amendments incorporated herein, with a vote of 7 in favor, 0 against, and 1 absent, and

**WHEREAS**, The Public Notice setting forth the Notice of Public Hearing by the Seward County Board of Commissioners on the amendments incorporated herein, was published in the Seward County Independent, and the Milford Times on February 10, 2014 as required by law, and

**WHEREAS**, The Seward County Board of Commissioners held a public hearing on the attached amendments incorporated by reference herein, February 25, 2014 opening at 10:33am, and

**WHEREAS**, The amendments include:

Page 51      Section 4.03.04 Standards for Livestock Feeding Operations  
                  Section 4.03.04 Table 1: LFO Spacing and Distance

Page 53      Section 4.03.07 Supplementary Regulations  
                  Table 2: Non-Farm Residence Spacing And Distance

**WHEREAS,**  No one appeared to oppose said amendments  
 Individuals appeared to oppose said amendments  
 No one appeared to support said amendments  
 Individuals appeared to support said amendments  
 Individuals appeared without commitment of said amendments,  
and

**NOW, THEREFORE BE IT RESOLVED** that the Seward County Board of Commissioners do hereby approve Resolution NO. 3088 and the adoption of the amendments incorporated herein.

Livestock Regulation Amendments. February 25, 2014

- 4.03.04 Standards for Livestock Feeding Operations Page 51  
a. Small Confined Feeding Operation=considered a farming operation  
b. Medium Confined Feeding Operation= 301 A.U.'s to 999 A.U.'s  
c. Large Confined Feeding Operation I= 1000 A.U.'s to 2499 A.U.'s  
d. Large Confined Feeding Operation II= 2500 A.U.'s to 4999 A.U.'s  
e. Large Confined Feeding Operation III= 5000 A.U.'s to 9999 A.U.'s  
f. Large Confined Feeding Operation IV= 10,000 A.U.'s to 19,999 A.U.'s  
g. Large Confined Feeding Operation V= 20,000 or more

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4.03.04

Table 1: LFO Spacing And Distance

Page 51

- Small Confined Feeding Operation= considered a farming operation  
Medium Confined Feeding Operation=1320 feet  
Large Confined Feeding Operation I=1980 feet  
Large Confined Feeding Operation II= 2640 feet  
Large Confined Feeding Operation III= 3300 feet  
Large Confined Feeding Operation IV =3960 feet  
Large Confined Feeding Operation V = 5280 feet  
Large Confined Feeding Operation VI= 5280+1 foot for each additional animal unit above 20,000

4.03.07 Supplementary Regulations

Table 2: NON-FARM RESIDENCE SPACING AND DISTANCE (DISTANCES GIVEN IN FEET)							
New Non-Farm Residence	SIZE OF EXISTING AGRICULTURAL OPERATION AND LFO IN A.U.						
	300 and less	301-999	1000-2499	2500-4999	5000-9999	10,000-19,999	20,000 +
		3,960	5,280	6,600	7,920	10,560	13,200 + 1 foot for each additional A.U.

Dated this 25<sup>th</sup> day of February 2014

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

ATTEST: Sherry Schweitzer, Seward County Clerk

Voting on the motion as amended: Luebbe, Koci, Garske, Stuhr, Miller

Motion Carried

Larry Goldberg and Derek Ptomey of Goldberg Group Architects presented preliminary information on the proposed jail/justice center. Present were representatives from the offices of Sheriff, Jail, County Court, District Court, Probation, 911 and Emergency Manager.

The Commissioners recessed at 11:45 a.m.

The Commissioners reconvened at 12:20 p.m.

The Board again discussed the Road Maintenance Plan. Several road and bridge projects were discussed as well as equipment needs.

Known items on the agenda for March 4, 2014 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
  - Pledge of Allegiance
  - Discuss/Action – Public/Officials/Boards
  - Other Business Matters to Address When Time Allows**
  - Discuss/Action - Approve Minutes of February 25, 2014
  - Commissioners Reports
  - Discuss/Action – Authorize Highway Supt. to advertise for culvert bids
  - Discuss/Action - Award bid for 4WD Rubber Tire Excavator with Digging Bucket with Hydraulic Thumb & Brush Cutting Attachment
  - Right of Way Request(s): None
- 9:15 a.m. Discuss/Action – Snow Removal at Fairgrounds
  - Road Maintenance Plan

Moved by Koci and seconded by Luebbe to adjourn at 2:03 p.m.

Affirmative Vote: Koci, Luebbe, Garske, 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 4<sup>th</sup> day of March 2014.

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
Chairman