

# July 14, 2015

## 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 July 14, 2015 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 July 14, 2015 at 8:30 a.m.

Present: Chairperson: Whitney Fleischman  
Members: Mike Luebbe, Diana Garske, Gene Gausman, Roger E. Glawatz  
County Clerk: Sherry Schweitzer  
County Assessor: Marilyn Hladky  
County Treasurer: Bob Dahms

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 Glawatz and seconded by Garske to approve the minutes of July 7, 2015.  
Affirmative Vote: Glawatz, Garske, Gausman, Luebbe, Fleischman Motion Carried

Moved by Glawatz and seconded by Garske to approve Tax List Correction 201-14R.  
Affirmative Vote: Glawatz, Garske, Luebbe, Gausman, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske to approve 2 Vehicle Tax Exemptions for Concordia University for a 2012 Dodge Grand Caravan SE Sport Van VIN # 2C4RGDG0CR224541 and a 2005 Pontiac Montana Sport Van VIN # 1GMDV23EX5D131311.

Affirmative Vote: Luebbe, Garske, Gausman, Glawatz, Fleischman Motion Carried

Protests filed by David & Nyla Helge were considered. A phone hearing was conducted with Mr. Helge.

The next hearing was for Marvin Havlat who was in attendance.

The next protest hearings were for Larry Heidtbrink and Joshua Helge who were not in attendance.

Moved by Glawatz and seconded by Garske to approve the Change of Value Notices as listed below.

	<u>Name</u>	<u>Legal Description</u>
1	Lee Properties	Seward, OT, Blk 8, Lt 7,10 & 11 Exc S80' of the E20'
2	Mueller, Gregory & Michelle	Seward, OT, Blk 8, E20' Lt 11 & S38' of E20' Lt 10
3	Anderson, Roger & Dawn	Seward, OT, Blk 14, W2 Lt 2 & #Lt 3
4	Pike, Richard & Barbara	Seward, College View, Blk L, Lts 8-10
5	Ed Schulz LLC	Seward, Dollar General Addition, Lot 2
6	Gierke, Eugene	Seward, Eastview, Lot 10
7	Kolterman, Clark & Linda	Seward, Mary R Spears, Blk 2, Lt A Admin Replat Lts 14&15
8	Talley, Steven & Jamie	Seward, Mary R Spears, Blk 2, Lt B Admin Replat Lts 14&15
9	Wilken, Jon & Erin	Seward, RidgeRun 2nd Add, corr Admin Replat...

10	Hurst, Ryan & Jodi Morley	Seward 21-11-3 SW 1/4 SW 1/4 #TL 73
11	Lyman-Richey Corp	Seward 21-11-3 Tr in SW4 SW4 2.34 acres
12	Hannon, Roger	Beaver Crossing, PTS, Blk 2, N70' Lt 7
13	Tichy, Frank	Bee, OT, Blk 11, Lots 18-20
14	Elm River Court	Milford 2-9-3 SE4 SE4 #TL143
15	Stewart, Michael	Milford Launes 3rd Add, Blk 6, Lts 5-6 & W51/2' Lt 7
16	Burgess, Wesley	Milford, Oakview, Blk 4, Lot 2
17	Friedli, Daniel & Darcy	Milford, Runty's 2nd Add, Blk 1, Lts 3-4
18	Meyer, Larry & Judy Prochnow, Scott & Jessie	Milford, 2nd Skyline, Blk 3, Lot 6
19	Walker	Staplehurst Jorgensens Add, Blk 15, Lts 2-7
20	Svoboda, Andrew & Jennifer	Utica Wrights 2nd & 3rd, Blk 32, Lt 6 U W28' Lt 5
21	Spier, Sharon & Susan Scharf	3-12-4 #NE 1/4 76.74 acres
22	Boyer, Ryan	15-12-4 Boyer Addition in N2 SE4 5.31 acres
23	Gehling, Margaret	23-12-4 #N 1/2 SE 1/4 & N 1/2 S 1/2 SE 1/4 118 acres
24	Kluck, Gary	24-12-4 Branched Oak Estates Lot 1 12.1 acres
25	Morsett, Terry & Kimberly	24-12-4 Branched Oak Estates Lot 2 12.1 acres
26	Tallon, David	24-12-4 Branched Oak Estates Lot 3 10.56 acres
27	Mussmann, Roger	24-12-4 Branched Oak Estates Lot 9 15.21 acres
28	Loos, Shawn	24-12-4 Branched Oak Estates Lot 14 6.25 acres
29	Hudkins, Larry	26-12-4 #SE 1/4 159.50 acres
30	Hardinger, Jeff & Denise	28-12-4 E15 acres in SE 1/4 SW 1/4
31	Brehm, John	19-12-3 #E1/2 315.47 acres
32	HBH Farms LLC	31-12-3 #S 3/4 of W 3/4 of SW 1/4 77.58 acres
33	Fiala, Joseph & Lucille	3-12-2 #NE 1/4 & SE 1/4 303.26 ac
34	Hladky, Edward	31-12-2 #W 1/2 NE 1/4 & #W 1/2 SE 1/4 80.92 acres
35	Ruck, Bradley	21-12-1 W2 SW4 & W2 E2 SW4 120 ac
36	Bader, Marie	25-12-1 #W 1/2 SE 1/4 74.29 acres
37	Borchers, Brett	6-11-1 #E 1/2 NW 1/4 & N 1/2 SW 1/4 152.41 acres
38	Leif, Mitchell & Lori	6-11-1 #E 1/2 NE 1/4 55.14 acres
39	Cradick, Rickey	17-11-1 #S 1/2 SE 1/4 77 acres
40	Matulka, Douglas	10-11-2 #SW4 & S2 NW4 inc TL 1-2 229-8 acres
41	Rocker, Dean	27-11-2 #N 1/2 SE 1/4 70.93 acres
42	Meyer, Shawn & Janna	2-11-4 N2 SE4 NE4 20.01 acres
43	Deboer, Juanita	15-11-4 Tract in NW 1/4 NE 1/4 20.07 acres
44	Stepp, Nathan	24-11-2 Lt A SW 1/4 SE 1/4 & SE 1/4 SE 1/4 .40 acres
45	Meinberg, Gary	26-11-4 Tract in W 1/2 NE 1/4 20 acres
46	Schildt, Lola	27-11-4 #SE 1/4 SW 1/4 & #SW 1/4 SE 1/4 77.01 acres
47	Jarret, Robert & Elizabeth	27-11-4 Lot 1 McKelvie Heights in E2 NE4
48	Naber, Erma & Neil	28-11-4 #S2 NW4 SW4 & #TL 5 & #S2 SW4 111.25 acres
49	Naber, Erma & Neil	28-11-4 #SE 1/4 SE 1/4 & #TL 3 32.65 acres
50	Naber, John A	28-11-4 #NW 1/4 SW 1/4 20.1 acres
51	McCroy, Robert	32-11-4 #NW 1/4 SE 1/4 20 acres
52	Naber, Erma & Neil	33-11-4 #NE 1/4 159.65 acres
53	Pearson, Earl	35-11-4 #N1/2 NE1/4 75.48 ac
54	Pearson, Orvill & Joan	36-11-4 #W2 SW4 & #SW4 cor S2 NW4 80.21 acres
55	Smith, Rodney & Gayle	36-11-4 #NE4 SE4 11.26 acres
56	Woebbecke, Janice	3-10-4 NW 1/4 NW 1/4 39.19 acres
57	Woebbecke, Gilbert	4-10-4 S 1/2 NW 1/4 & SW 1/4 240 acres
58	Woebbecke, Rodney	8-10-4 NE 1/4 & E 1/2 NW 1/4 240 acres 9-10-4 NE 1/4 A & W 1/2 SE 1/4 & W 1/2 E 1/2 SE 1/4 280 ac
59	Woebbecke, Gilbert	
60	Woebbecke, Doris	9-10-4 #NW 1/4 & NE 1/4 SW 1/4 181.65 ac
61	MH-Bulter LLC	17-10-4 #W2 SE4 SE4 & #E2 SE4 SE4 12.74 acres
62	Rogge, Milton & Holly	14-10-4 Rogge Subdiv in SE 1/4 SE 1/4 Lt 2 7.45 acres
63	Rogge, Milton & Holly	20-10-4 E35 acres of N2 NE4
64	MH-Bulter LLC	20-10-4 W45 acres of N 1/2 NE 1/4
65	Ahmed, Anthony S & Paula A	33-10-4 J C L Subdiv #E 2 SW 4 7 acres

66	Ficke/David & Kristy	34-10-4 #W 1/2 SW 1/4 72.47 acres
67	Zimmerman, Douglas	7-10-3 SW 1/4 SE 1/4 40 acres
68	Curtis, Vernon	10-10-3 #SE4 & #SW4
69	Zimmerman, Douglas	18-10-3 W 1/2 NE 1/4 80 acres
70	Luebbe, Bruce	32-10-3 W 1/2 SW 1/4 80 acres
71	Price, Charles	6-10-2 #E 1/2 SW 1/4 4 acres
72	Keller Alan & Brenda	14-10-2 NE 1/4 & NW 1/4 320 acres
73	Plasek, Debra & Jerome	18-10-2 W2 SW4 77.1 acres
74	Schulz, Jon	18-10-2 W2 NW4 77.7 acres
75	Mueller, Elaine M	23-10-2 #W 1/2 NE 1/4 67.11 ac
76	P & H Inc	23-10-2 E 1/2 NE 1/4 N of Hwy 68.12 acres
77	Luebbe, James & Linda	30-10-2 Tract in NW 1/4 NE 1/4
78	Eberspacher, Richard	32-10-2 NE4 160 acres
79	Eberspacher, Richard	32-10-2 NW4 160 acres
80	Mooney, Diane K	10-10-1 SE 4 exc Nwly cor #TL2, All TL3 157 acres
81	Henke, Rodger	26-10-1 #SW4 156.67 acres
82	Hackbart, Jerry	27-10-1 N2 NE4 exc Ely part 78.18 acres
83	Kaliff, Marilyn	11-9-1 NW4 NE4 & SE4 & S2NE4 255 ac
84	Kohout, Gail & Joe	13-9-1 #NW1/4 153.95 ac
85	Schweitzer, Rodney	14-9-1 #SE4 150.75 acres
86	Olsen, Kent	17-9-1 Ricenbaw Subdiv in SE 1/4 3 acres
87	Schweitzer, Rodney	24-9-1 #NW4 139.97 acres
88	Scott, Robert	29-9-1 #SE 1/4 152.73 acres
89	Eberspacher, Wesley	31-9-1 #SW 1/4 157 acres
90	Farm Credit Leasing	31-9-1 IOLL shed SW 1/4 W Eberspacher land
91	Friedli, Daniel & Darcy	3-9-2 NE 1/4 NW 1/4 38.15 ac
92	Eberspacher, Richard	6-9-2 #NE4 157.45 acres
93	Eberspacher, Richard	6-9-2 #NW4 152.63 acres
94	Stauffer, Lanny	8-9-2 #SE 1/4 157.58 acres
95	Stauffer, Ryan	8-9-2 E2 SW4 & S2 Rds of E82 Rds NW4 81.02 acres
96	Roth, Roger	9-9-2 #SE 1/4 25 acres
97	LDJV Davis Farms LLC	18-9-2 SW 1/4 & S 1/2 NE 1/4 238.16 ac
98	Eberspacher, Richard	22-9-2 N2 SW4 119 acres
99	Eberspacher, Richard	22-9-2 #S2 S2 SW4 9.36 ac
100	Eberspacher, Richard	22-9-2 10.74 ac strip in S2 S2 SW4
101	Eberspacher, Richard	22-9-2 #W2 W2 SE4 19.2 ac 7-9-3 S 1/2 NW 1/4, NW 1/4 SW 1/4 & E 1/2 SW 1/4 200.62ac
102	Martin, Rosemary	
103	Tony & Patricia Brown Trustee of Carol Sherman	12-9-3 #E 1/2 NE 1/4 63.49 acres
104	Trust	12-9-3 #NE 1/4 96.56 acres
105	Stauffer, Jon	18-9-3 W 1/2 NW 1/4 80.49 acres
106	Goodrich, John	32-9-3 #SE 4 NW 4 11.09 ac
107	Kamarad, Marvin	14-9-4 W60 acres in SW 1/4
108	Kamarad, Marvin	15-9-4 E40 ac of SE 1/4
109	Roth, Jeanene	18-9-4 SW 1/4 159.41 acres
110	Roth, Wesley & Jacqueline	18-9-4 IOLL bin on SW 1/4
111	Lauenroth, Robert	35-9-4 #E 1/2 NE 1/4 30.69 acres
112	Jeff Lewis	36-9-4 #SE 1/4 NE 1/4 30 acres
113	Rocker Farms Inc	23-11-2 NE4 & Nw SE4 240 acres
114	Rocker, Dale	23-11-2 #W 1/2 SE 1/4 64.73 acres
115	Dale Rocker Inc	25-11-2 #E 1/2 NW 1/4 78.03 acres
116	Rocker, Dale	25-11-2 #W 1/2 NW 1/4 74.01 acres
117	Rocker, Dale & Sandra	30-11-3 #W 120 ac NW 1/4 108.76
118	Whitney, Eric	31-9-4 #W 1/2 SE 1/4 37.59 acres
119	Stauffer, Jon & Karen	7-9-3 #N 1/2 NW 1/4 75.24 acres
120	Embree, David & Glenda	Seward, Hromas Subdiv, Blk 2 Lt 1 & J&F Blk 1, Lt B
121	Tyrrell, Ivan	Garland 5-11-4 S 1/2 TL 39 in SE 1/4 SE 1/4

Affirmative Vote: Glawatz, Garske, Gausman, Luebbe, Fleischman Motion Carried

The Board Equalization recessed at 9:03 a.m.

## July 14, 2015 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 9:05 a.m. on July 14, 2015 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 July 14, 2015 at 9:05 a.m.

Present:	Chairman:	Roger E. Glawatz
	Members:	Mike Luebbe, Diana Garske, Gene Gausman, Whitney Fleischman
	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.

Wendy Elston, County Attorney introduced a new Deputy County Attorney in her office, Joe Dalton.

Moved by Fleischman and seconded by Gausman to approve the minutes of July 7, 2015.

Affirmative Vote: Fleischman, Gausman, Luebbe, Garske, Glawatz Motion Carried

### **Commissioner Reports:**

Commissioner Garske reported she dealt with emails, looked into IT issues with a possible IT provider and accompanied them around different locations, and attended a Meet and Greet event.

Commissioner Luebbe reported he worked in the Road Dept. Office and announced there is a new Highway Supt which is Curtis Parrack. He attended the NACO Institute of Excellence, a Foreman Meeting, and received communication in regard to Road work.

Commissioner Gausman reported he attended the Meet and Greet Event, checked roads and some entrances to abandoned cemeteries, and attended a NACO Institute of Excellence.

Commissioner Fleischman reported she attended the meeting with the possible IT provider, the foreman meeting, the Meet and Greet Event, and the NACO Institute of Excellence. She received communication from constitutes, worked on BRIDGES issues, and met with the Weed/Zoning Administrator.

Commissioner Glawatz reported he attended the Chamber of Commerce Directors meeting, went to a Meet and Greet Event, an Institute of Excellence meeting, and met with the Weed/Zoning Administrator.

Georgia Stockley was in attendance to present a letter for the Commissioners to sign requesting highway funds.

Moved by Fleischman and seconded by Luebbe to authorize the Chairman to sign the Highway Allocation Fund Acceptance Letter for 2015-2016 Fiscal Year.  
Affirmative Vote: Fleischman, Luebbe, Gausman, Garske, Glawatz Motion Carried

Moved by Fleischman and seconded by Luebbe to go into Executive Session for personnel at 9:18 a.m., it being necessary to protect the reputation of the individual(s).

Affirmative Vote: Fleischman, Luebbe, Garske, Gausman, Glawatz Motion Carried

The chairman re-stated that the reason for Executive Session was for personnel at 9:18 a.m., it being necessary to protect the reputation of the individual(s).

Moved by Garske and seconded by Gausman to go out of Executive Session at 9:25 a.m.

Affirmative Vote: Garske, Gausman, Luebbe, Fleischman, Glawatz Motion Carried

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

Moved by Fleischman and seconded by Gausman to allow a county employee to take a leave of absence.

Affirmative Vote: Fleischman, Gausman, Luebbe, Garske, Glawatz Motion Carried

Moved by Garske and seconded by Luebbe to accept the Clerk of the District Court Report for June 2015 in the amount of \$3,884.15

Affirmative Vote: Garske, Luebbe, Gausman, Fleischman, Glawatz Motion Carried

Elston brought 2 agreements for the Commissioners consideration.

Moved by Garske and seconded by Fleischman to authorize the Chairman to sign the Agreement for Emergency Protective Custody Services with Region V Systems for Fiscal Year 15-16.

Affirmative Vote: Garske, Fleischman, Luebbe, Gausman, Glawatz Motion Carried

Elston also spoke on behalf of BRIDGES and gave a report of some of their grant recipients and asked for a contribution from the County.

Elston also brought a contract for the Commissioners consideration for Human Resource help.

Moved by Fleischman and seconded by Luebbe to authorize the Chairman sign the contract for Human Resources Services with Region V Systems for FY 15-16.

Affirmative Vote: Fleischman, Luebbe, Gausman, Garske, Glawatz Motion Carried

David Oborny was in attendance to discuss spraying ditches at 252<sup>nd</sup> and Alvo Road. He brought pictures of an area near his property in which he stated was sprayed and subsequently killed. He stated raspberries and chokecherry plants were killed for the 3<sup>rd</sup> time in the last 5 years.

Becky Paulsen, Weed/Zoning Administrator was present during Mr. Oborny's presentation and showed maps where she has sprayed by Mr. Oborny's land and informed the Commissioners of the process of spraying ditches to rid of brush, etc.

Joe Yocum, Sheriff was present to discuss scheduling an Active Shooter Table Top exercise for County Officials and their deputies for Thursday, Aug. 27, 2015 from 1:30 – 3:30 at the Civic Center. He stated that the 911 Director and the Emergency Manager is also helping plan the exercise.

Elston explained the need for passing a resolution in regard to authorizing the Seward County Planning Commission to act on Applications for a Conditional Use Permits in case of lack of a quorum or a Conflict of Interest.

Moved by Garske and seconded by Luebbe to adopt Resolution # 3192 based on the recommendation of the insurance company, NIRMA, legal counsel.

**RESOLUTION NO# 3192 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**A RESOLUTION TO AUTHORIZE THE SEWARD COUNTY PLANNING AND ZONING BOARD TO ACT ON APPLICATIONS FOR CONDITIONAL USES AND SPECIAL EXCEPTIONS SUCH AS MAY BE SPECIFICALLY REFERRED TO IT BY THE SEWARD COUNTY BOARD OF COMMISSIONERS UPON ITS FAILURE TO ASSEMBLAGE A QUORUM DUE TO CONFLICTS OF INTERESTS**

**WHEREAS**, in 2007, Seward County adopted Zoning Resolution # 2567 for the purpose of providing Seward County with a comprehensive zoning plan and Zoning Rules and Regulations, and

**WHEREAS**, under the aforementioned zoning resolution, Seward County reserved unto itself the authority to grant conditional uses and special exceptions to property owners for the use of their property, and

**WHEREAS**, circumstances may arise where the Seward County Board of Commissioners declare that it does not have a quorum of its members to rule on an application for conditional uses or special exceptions by reason of potential conflicts of interests regarding any such application made to it.

**NOW THEREFORE, BE IT RESOLVED**, that in the event that the Seward County Board of Commissioners finds that it does not have a quorum of its members to rule on any application for conditional uses or special exceptions by reason of potential conflicts of interest regarding such application, then, in such event and by reason of Neb. Rev. Stat. § 23-114.01 (4) (Reissue 2012), the Seward County Board of Commissioners shall refer such application to the Planning and Zoning Board for final decision following consideration of the evidence in accordance with the standards and procedures required to be followed by the Seward County Board of Commissioners in such instances.

Dated this 14<sup>th</sup> day of July, 2015.

Motion by: Garske

Seconded by: Luebbe

Aye: Diana Garske, Michael Luebbe, Eugene Gausman, Whitney Fleischman, & Roger Glawatz

Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Garske, Luebbe, Gausman, Fleischman, Glawatz Motion Carried

Michaela Tuttle, HR and Commissioner Garske led discussion on the IT Update. She gave information about a meeting that was held with a representative from FireSpring. Garske stated that FireSpring could help with the new Justice Center also.

Tuttle had a quote which is based on a "per unit" price. They will help organize the IT functions of the county. It was decided that Tuttle would ask the FireSpring representative to meet again with the Commissioners and more officials at a later date.

Moved by Luebbe and seconded by Fleischman to go into Executive Session at 10:45 a.m. for pending litigation.

Affirmative Vote: Luebbe, Fleischman, Gausman, Garske, Glawatz Motion Carried

The Chairman re-stated that the reason for Executive Session was for pending litigation.

In Executive Session, besides the Commissioners, Elston, Paulsen and Schweitzer were present.

Moved by Fleischman and seconded by Garske to go out of Executive Session at 11:32 a.m.

Affirmative Vote: Fleischman, Garske, Gausman, Luebbe, Glawatz Motion Carried

The Chairman reiterated that the reason for Executive Session was for pending litigation. No action was taken.

Fleischman updated the Commissioners on events at the Justice Center construction site.

Known items on the agenda for Board of Commissioners on July 21, 2015 are as follows:

- 9:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action – Public/Officials/Boards
- Discuss/Action - Approve minutes of July 14, 2015

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

- Commissioners Reports
- Right of Way Request(s): None
- Discuss/Action - IT Update
- Discuss/Action - Justice Center Update
- 9:30 a.m. Discuss/Action - Bill Barrett/Beckenhauer Const. – Authorize Chairman to sign Justice Center Guaranteed Maximum Price
- 10:00 a.m. Discuss/Action - Budget Hearings

Moved by Fleischman and seconded by Garske to adjourn at 11:35 a.m.

Affirmative Vote: Fleischman, Garske, Gausman, Luebbe, Glawatz 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 21<sup>st</sup> day of July 2015.

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

\_\_\_\_\_  
Chairman

The Board of Equalization re-convened at 11:42 a.m.

The protests hearings continued with Lyle Luebbe who was present for his hearing.

The next hearing was for Lonnie Luebbe and Verda Schweitzer who were both present. Mr. Luebbe was also present for an additional protest he filed.

Ryan Krenk was present for his 2 protest hearings.

Jeff Culp was present for his 2 protest hearings.

Dale Rucker was present for his hearing. Jordan Owens his tenant was also present.

A protest hearing for Scott Eaton was held. He was not present for his hearing.

Two protest hearings were held by phone with Grant Maynard of Cline & Williams Law Firm for the 2 Village at Heartland Park LLC protests.

The Board of Equalization recessed at 1:37 p.m.

The Board of Equalization re-convened at 1:16 p.m.

A protest for Kregg Einspahr for his 2 protests was held. He was not in attendance.

Protest hearings were held for the following and did not appear:

Janet Duba, Clemens Keller, Tammy & Steve Fotopoulos, Fred Hefner, and Heath & Kristina Yeackley.

The Commissioners made the following decisions:

Moved by Garske and seconded by Luebbe to accept the Assessor's recommendation of \$366,751 based on recount of acres per CFSA map for Larry Heidtbrink for property described as the SE ¼ in Section 1, Township 12, Range 3 East of the 6th p.m.  
Affirmative Vote: Garske, Luebbe, Gausman, Glawatz, Fleischman Motion Carried

Moved by Garske and seconded by Glawatz to accept the Assessor's recommendation of \$174,167 based on recount of acres per CFSA map for David & Nyla Helge for property described as the N ½ SW ¼ in Section 3, Township 10, Range 4 East of the 6th p.m.  
Affirmative Vote: Garske, Glawatz, Gausman, Luebbe, Fleischman Motion Carried

Moved by Garske and seconded by Luebbe to accept the Assessor's recommendation of \$594,987 based on recount of acres per CFSA map for David & Nyla Helge for property described as part of the SE ¼ of Section 2 Township 10 North, Range 4 East of the 6th p.m.  
Affirmative Vote: Garske, Luebbe, Gausman, Glawatz, Fleischman Motion Carried

Moved by Glawatz and seconded by Garske to accept the Assessor's recommendation of \$133,930 based on recount of acres per CFSA map for Joshua Helge for property described as part of the W ½ SW ¼ of Section 3 Township 10 North Range 4 East of the 6th p.m.  
Affirmative Vote: Glawatz, Garske, Luebbe, Gausman, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske to make no change based upon the Assessor's testimony and recommendation for Marvin Havlat for property in Section 3 Township 9 North Range 4 East of the 6th p.m.  
Affirmative Vote: Luebbe, Garske, Glawatz, Gausman, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske to make no change based upon the Assessor's testimony and recommendation for Marvin Havlat for property in Section 4 Township 9 North Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Garske, Gausman, Glawatz, Fleischman Motion Carried

Moved by Luebbe and seconded by Gausman to accept the Assessor's recommendation of \$812,057 based on recount of acres per CFSA map for Lonnie Luebbe and Verda Schweitzer on property in Section 36, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Gausman, Garske, Glawatz, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske to accept the Assessor's recommendation of \$265,711 based on recount of acres per CFSA map for Lyle Luebbe on property in Section 36, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Garske, Glawatz, Gausman, Fleischman Motion Carried

Moved by Gausman and seconded by Luebbe to accept the Assessor's recommendation of \$452,161 based on recount of acres per CFSA map for Lonnie & Marlene Luebbe and Lyle Luebbe on property described as part of the E1/2 SE 1/4 in Section 36, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Gausman, Luebbe, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Glawatz to reduce the value to \$273,544 based upon testimony and evidence presented indicating a clerical error for Ryan Krenk on property described as Krenk Addition in Section 21 Township 9 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Glawatz, Gausman, Garske, Fleischman Motion Carried

Moved by Garske and seconded by Glawatz to accept the Assessor's recommendation of \$347,782 valuation based on recount of acres per CFSA map for Ryan Krenk on property in Section 21, Township 9 North, Range 4 East of the 6th p.m.

Affirmative Vote: Garske Glawatz Gausman Luebbe Fleischman

Moved by Gausman and seconded by Luebbe to make no change based upon the Assessor's testimony and recommendation for Jeff Culp on property described as part of the NE 1/4 of Section 32, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Gausman, Luebbe, Garske, Glawatz, Fleischman Motion Carried

Moved by Luebbe and seconded by Gausman to make no change based upon the Assessor's testimony and recommendation for Jeff Culp on property described as part of the NE 1/4 of Section 32, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Gausman, Glawatz, Garske, Fleischman Motion Carried

Moved by Glawatz and seconded by Garske to make no change based upon the Assessor's testimony and recommendation for Scott Eaton on property described as part of the SE 1/4 of Section 11, Township 11 North, Range 4 East of the 6th p.m.

Affirmative Vote: Glawatz, Garske, Luebbe, Gausman, Fleischman Motion Carried

Moved by Gausman and seconded by Luebbe Glawatz to accept the Assessor's recommendation of \$1,492,182 valuation based on recount of acres per CFSA map for Dale Rocker on property in the S 1/2 Section 19, Township 11 North, Range 3 East of the 6th p.m.

Affirmative Vote: Gausman, Luebbe, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Gausman to make no change based upon the Assessor's testimony and recommendation for the Village of Heartland Park LLC on property described as Lot 1, Block 4, Heartland Park Estates First Add., Seward, NE.

Affirmative Vote: Luebbe, Gausman, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske to make no change based upon the Assessor's testimony and recommendation for the Village of Heartland Park LLC on property described as Lot 2, Block 4, Heartland Park Estates First Add., Seward, NE.

Affirmative Vote: Luebbe, Garske, Glawatz, Gausman, Fleischman Motion Carried

Moved by Garske and seconded by Luebbe to reduce the value to \$615 based upon testimony and evidence presented indicating a clerical error for Kregg & Suzanne

Einspahr on property described as part of the SE ¼ of Section 15 Township 11 North Range 3 East of the 6th p.m.

Affirmative Vote: Garske, Luebbe, Gausman, Glawatz, Fleischman Motion Carried

Moved by Gausman and seconded by Luebbe to accept the Assessor's recommendation of \$171,463 valuation based on recount of acres per CFSA map for Gregg & Suzanne Einspahr on property in the SW ¼ Section 15, Township 11 North, Range 3 East of the 6th p.m.

Affirmative Vote: Gausman, Luebbe, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Glawatz that after an inspection and review of the property, reduce the value due to the condition/grade of the property to \$155,940 for Janet Duba in part of the SW ¼ of Section 17, Township 9 Range 1 East of the 6th p.m.

Affirmative Vote: Luebbe, Glawatz, Garske, Gausman, Fleischman Motion Carried

Moved by Garske and seconded by Luebbe to accept the Assessor's recommendation of \$158,963 valuation based on recount of acres per CFSA map for Clemens Keller on the E 1/2 SE ¼ of Section 36, Township 9 North, Range 4 East of the 6th p.m.

Affirmative Vote: Garske, Luebbe, Glawatz, Gausman, Fleischman Motion Carried

Moved by Luebbe and seconded by Gausman to reduce the value based on testimony and evidence presented indicating a clerical error for Tammy & Steve Fotopoulos on property in the NE ¼ of Section 29 Township 10 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Gausman, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Gausman to make no change based upon the Assessor's testimony and recommendation for Fred Hefner on property in the NW 1/4 Section 7, Township 12 North, Range 4 East of the 6th p.m.

Affirmative Vote: Luebbe, Gausman, Glawatz, Garske, Fleischman Motion Carried

Moved by Luebbe and seconded by Garske that, after an inspection and review of the property, reduce the value due to the condition/grade and after evidence presented of a recent appraisal, set the value to \$482,811 for Heath and Kristina Yeackley on property described as Lot 3, Yeackley Addition, Milford, NE.

Affirmative Vote: Luebbe, Garske, Glawatz, Gausman, Fleischman Motion Carried

Known items on the agenda for July 28, 2015 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of July 14, 2015
- Discuss/Action - Assessor Information Update

Hladky updated the Commissioners on activities of her office.

Moved by Garske and seconded by Glawatz to adjourn at 1:45 p.m.

Affirmative Vote: Garske, Glawatz, Gausman, Luebbe, Fleischman 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 28<sup>th</sup> day of July 2015.

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County Clerk

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Chairman

