

May 14, 2013

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 May 14, 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 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 May 14, 2013 at 8:30 a.m.

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

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 Garske and seconded by Stuhr to approve the minutes of April 23, 2013.
Affirmative Vote: Garske, Stuhr, Koci, Luebbe, Miller Motion Carried

Hladky updated the Commissioners on the activities of her office.

Moved by Koci and seconded by Garske to hold a public hearing at 8:35 a.m. for permissive exemptions.
Affirmative Vote: Koci, Garske, Luebbe, Stuhr, Miller Motion Carried

Hladky explained each tax exemption request. There are two requests and they are from Goehner Grange 371 and Living Word Lutheran Church.

No one appeared to support or oppose said requests.

Moved by Stuhr and seconded by Koci to close the public hearing at 8:40 a.m.
Affirmative Vote: Stuhr, Koci, Garske, Luebbe, Miller Motion Carried

Moved by Stuhr and seconded by Luebbe to approve the tax exemption request from Goehner Grange 371 for personal property.
Affirmative Vote: Stuhr, Luebbe, Koci, Garske, Miller Motion Carried

Moved by Garske and seconded by Koci to approve the tax exemption request for Living Word Lutheran Church for property listed as Lot B, Administrative Replat of Lot 6, Evangelical Free Church Addition, Seward, NE.
Affirmative Vote: Garske, Koci, Stuhr, Luebbe, Miller Motion Carried

Moved by Stuhr and seconded by Koci to adjourn at 8:45 a.m.
Affirmative Vote: Stuhr, Koci, Garske, Luebbe, Miller Motion Carried

Known items on the agenda for May 28, 2013 as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discussion/Action- Approve minutes of May 14, 2013
- Discussion/Action- Assessor Information Update

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 28th day of May 2013.

County Clerk

Chairman

May 14, 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 May 14, 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 May 14, 2013 at 9:00 a.m.

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|----------|----------------|-------------------------------------|
| Present: | Vice Chairman: | Diana Garske |
| | Members: | Mike Luebbe, Scott Stuhr, Mary Koci |
| | County Clerk: | Sherry Schweitzer |
| 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 May 7, 2013.
Affirmative Vote: Koci, Stuhr, Luebbe, Garske Motion Carried

During public input, Wess Robotham, Director for Southeast Nebraska CASA was present and updated the Commissioners on activities of his organization.

Commissioners Reports:

Commissioner Luebbe reported he went to the Garland Village Board meeting, worked with some road department employees on some road issues, reported he went to the Board of Equalization Seminar and went to a Communication Club Meeting.

Commissioner Stuhr reported he attended Region V meetings, received phone calls from road department employees about their vacation/leave time and road issues in general.

Commissioner Koci reported she attended an Extension Board meeting and is looking into a possible time clock program that MIPS, the county payroll software provider, has to offer.

Commissioner Garske reported she will be going to the Seward County Economic Development Corp. meeting this evening. She also is helping with the technology upgrade for the District Court.

Moved by Stuhr and seconded by Koci to adopt Resolution #3023 in regard to Federal Fund Purchase Program Supplement #1 between Seward County and Nebraska Dept. of Roads for the Seward County Bridge Program.

RESOLUTION NO. 3023

WHEREAS, in 2011, LPA and the State entered into a Federal-Aid Transportation Fund Purchase-Sale Agreement (herinafter referred to as "the Original Agreement") that provided for the State to purchase at a discount LPA's share of certain Surface Transportation Program Funding (hereinafter referred to as "STP") and the Highway Bridge Program (herinafter referred to as "HBP") federal-aid funds that had been available to Nebraska LPA's; and,

WHEREAS, later in 2012, the federal government passed interim transportation funding legislation which eliminated the HBP category of funds and did not provide a replacement category of funds related solely to bridge replacement, rehabilitation, and maintenance; and,

WHEREAS, the parties to this Supplemental Agreement intend to replace the HBP funds, which will no longer be available, with other federal-aid funds in a substantially similar proportional amount to provide LPA's with funds for bridge replacement, rehabilitation and maintenance; and,

WHEREAS, it has also become necessary for the parties to further address certain National Bridge Inspection Standards compliance issues and,

WHEREAS, Seward County and the Nebraska Department of Roads (NDOR) wish to enter into Supplemental Agreement No. 1 setting out the necessary modifications to the Original Agreement.

BE IT RESOLVED: by the governing body of Seward County that: Diana Garske, Vice Chair/Acting Chair is hereby authorized to sign the attached Federal Funds Purchase Program Supplemental Agreement No. 1 between Seward County and the NDOR.

Dated this 14th Day of May 2013

AYES: Scott Stuhr, Mary Koci, Michael Luebbe,
Diana L. Garske, Vice Chair/Acting Chair

ABSENT: Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Stuhr, Koci, Luebbe, Garske

Motion Carried

Moved by Stuhr and seconded by Koci to adopt Resolution #3024 in regard to the 2013 Fracture Critical Bridge Inspections Agreement for Project #STP-NBIS (99), Control No. 00886 between Seward County and the State of Nebraska Department of Roads utilizing our 20% soft match credit.

RESOLUTION NO. 3024

WHEREAS, the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

WHEREAS, Seward County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS, Seward County and the NDOR wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.

BE IT RESOLVED, by the Board of Commissioners of Seward County, Nebraska that:

Darrell Miller, Chair of the Seward County Board of Commissioners is hereby authorized to sign the attached Program Agreement between the Seward County and the NDOR.

Project No. STP-NBIS(99)
Control No. 00886
Project Name: 2013 Statewide Fracture Critical Bridge Inspections

Dated this 14th day of May 2013

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

ABSENT: Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Stuhr, Koci, Luebbe, Garske

Motion Carried

Dan Hansen, Zoning Administrator gave the Commissioners information on a short form plat request for Ehlers Subdivision.

Moved by Stuhr and seconded by Koci to adopt Resolution #3025 to approve the short form plat Ehlers Subdivision in Section 29, Township 12 North, Range 3 East of the 6th p.m.

RESOLUTION NO. 3025

WHEREAS, Roger Ehlers has applied for a Short Form Plat Subdivision of property owned by him, and described as a tract in the SW1/4, Section 29, Township 12N, Range 3E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called Ehlers Subdivision, and

WHEREAS, the Seward County Planning Commission held a meeting on March 25, 2013 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the Ehlers Subdivision Short Form Plat with a vote of 6 For, 0 against, and 3 Absent and Not Voting, and

WHEREAS,

X No one appeared to oppose the subdivision

___ Individuals appeared to oppose the subdivision

X 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 Ehlers Subdivision Short Form Plat with Resolution NO: 3025.

Dated this 14th day of May 2013

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

ABSENT: Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Stuhr, Koci, Luebbe, Garske

Motion Carried

Moved by Koci and seconded by Luebbe to adopt Resolution #3026 in regard to allowing Jones National Bank and Trust to pledge additional securities.

RESOLUTION NO. 3026

WHEREAS, the Jones National Bank & Trust Co. desires to pledge the following securities:

FHLB, 6/14/19, safe keeping receipt #542000010, CUSIP #313379EE5 par value 1,000,000.00

WHEREAS, ample coverage is needed to insure County deposits.

THEREFORE, this County Board approves of the above pledging.

Dated this 14th day of May 2013

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

ABSENT: Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Koci, Luebbe, Stuhr, Garske

Motion Carried

The Commissioners discussed an invoice for IT work when there was an update of anti-virus software. The update caused severe problems in the courthouse computers. It was decided that the cost for IT work would be taken out of Misc. General.

The Commissioners decided that another invoice for a Wi-Fi booster for the 3rd floor be paid out of Misc. General.

The Commissioners discussed updating the 3rd floor restrooms. Commissioner Garske will get a bid for repairs/upgrades.

Moved by Koci and seconded by Luebbe to accept the Clerk of the District Court Fee Report for April 2013 in the amount of \$2,441.21.

Affirmative Vote: Koci, Luebbe, Stuhr, Garske

Motion Carried

The Commissioners recessed at 10:05 a.m.

The Commissioners re-convened at 10:15 a.m.

Moved by Stuhr and seconded by Luebbe to accept the Sheriff's Fee and Mileage Report for March 2013 in the amount of \$992.00 and \$262.91 respectively.

Affirmative Vote: Stuhr, Luebbe, Koci, Garske

Motion Carried

Moved by Koci and seconded by Stuhr to accept the Zoning Administrator's Fee Report for February, March and April, 2013 in the amount of \$1,090.00, \$1,695.00 and \$2,675.00 respectively.

Affirmative Vote: Koci, Stuhr, Luebbe, Garske

Motion Carried

Moved by Luebbe and seconded by Stuhr to authorize the Chairman to sign the application for Excess Insurance.

Affirmative Vote: Luebbe, Stuhr, Koci, Garske

Motion Carried

Moved by Stuhr and seconded by Koci to go into Executive Session at 10:20 a.m. for County Security, it being in the best interest of the County to hold such session.

Affirmative Vote: Stuhr, Koci, Luebbe, Garske

Motion Carried

The Vice-Chairman re-stated that the reason for Executive Session was for county security, it being in the best interest of the County to hold such session.

In addition to members of the Board, the County Attorney was present.

Moved by Stuhr and seconded by Luebbe to go out of Executive Session at 10:50 a.m.

Affirmative Vote: Stuhr, Luebbe, Koci, Garske

Motion Carried

The Chairman reiterated the Executive Session was for county security, it being in the best interest of the County to hold such session.

Known items on the agenda for May 21, 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 May 14, 2013

Other Business Matters to Address When Time Allows

Commissioners Reports

Right of Way Request(s): None

Discuss/Action – Auth. the Chairman to sign the Public Membership

Agreement with the Seward County Economic Development Corp.

Executive Session – County Security

9:30 a.m. Discuss/Action - Vickey Duey - 4 Four Corners Health Dept. – Quarterly Report

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

Affirmative Vote: Koci, Stuhr, Luebbe, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 21st day of May 2013.

County Clerk

Chairman