

# Seward County Board of Commissioners

## May 19, 2015

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 19, 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 May 19, 2015 at 9:00 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.

Moved by Luebbe and seconded by Garske to approve the minutes of May 12, 2015.  
Affirmative Vote: Luebbe, Garske, Gausman, Fleischman, Glawatz Motion Carried

Gary Petersen, Seward/York Emergency Manager & Barb Liska, 911 Director updated the Commissioners on activities of their offices.

Moved by Luebbe and seconded by Gausman to approve the Emergency Manager to submit a "Notice of Interest" to the Nebraska Emergency Management Agency for a Generator Grant.

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

Moved by Fleischman and seconded by Gausman to approve the Emergency Manager Director to proceed with a Safe Room Hazard Mitigation Grant Project.

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

Moved by Fleischman and seconded by Luebbe to approve the Emergency Manager Director to submit an Emergency Management Performance Grant Application.

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

Dave Merrill, CJ Johnson & Tessa Humann of Region V Systems and Services were present to give their annual reports and request for annual contributions.

Moved by Fleischman and seconded by Luebbe to open the public hearings at 9:36 a.m. to Rezone from A-1 to TA-1 District real estate located in the SE ¼ of Section 25 Township 9 North Range 2 East of the 6th p.m.

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

Becky Paulsen, Weed/Zoning Administrator gave the details from the Planning & Zoning Board Meeting.

No one appeared to speak in favor or against said request.

Moved by Fleischman and seconded by Luebbe to close the public hearing at 9:38 a.m.

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

Moved by Fleischman and seconded by Luebbe to adopt Resolution No. 3183 to approve the Rezone from A-1 to TA-1 District real estate located in the SE ¼ of Section 25 Township 9 North Range 2 East of the 6th p.m.

**RESOLUTION NO 3183 OF THE SEWARD COUNTY BOARD OF**

**COMMISSIONERS**

**WHEREAS**, Timothy Burkey has applied for a Zoning District change for a tract of land from A-1 to TA-1, and

**WHEREAS**, The tract is described as a tract in the SE1/4, Section 25, Township 9N, Range 2E, Seward County, Nebraska, and

**WHEREAS**, the owner of record is Timothy Burkey, and

**WHEREAS**, The described tract meets all the criteria to be classified as Transitional Agriculture, and

**WHEREAS**, Notice of Public Hearing by the Seward County Planning Commission was published in the Seward County Independent, the Milford Times, and was posted on the property, and

**WHEREAS**, the Planning Commission held a public hearing on the Zoning District change on April 20, 2015, and

**WHEREAS**, the Planning Commission had a recommendation to approve with a vote of 7 in favor, 0 against, and 0 absent and not voting.

**WHEREAS**, The Seward County Board of Commissioners held a public hearing for the Zoning District Change on May 19th, 2015, and

**WHEREAS**, Notice of Public Hearing by the Seward County Board of Commissioners was published in the Seward County Independent, the Milford Times, and was posted on the property, and

**WHEREAS**,  No one appeared to oppose said amendment

Individuals appeared to oppose said amendment

No one appeared to support said amendment

Individuals appeared to support said amendment

Individuals appeared without commitment, and

**NOW, THEREFORE BE IT RESOLVED** that the Seward County Board of Commissioners do hereby adopt Resolution 3183 to approve , deny  the Zoning District Change.

Dated this 19th day of May, 2015.

Motion by: Fleischman

Seconded by: Luebbe

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

Attest: Sherry Schweitzer, Seward County Clerk

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

Jonathan Jank, Seward County Economic Development Director gave information about a Master Plan for the Seward/Lincoln Regional Rail Campus and a partnership with Seward County. Jank stated that the Master Plan lists 294<sup>th</sup> Road to be hard surfaced. He also stated that a Regional Rail Campus committee has been established by the City of Seward.

Dennis Richters and Dave Zielke, Controller for Central Valley Ag (CVA) was present to discuss the status of Tamora Road east of Tamora that leads into the former village. It is scheduled for paving in the future. Commissioner Luebbe asked them if there would be any consideration for CVA contributing to the project. Dave Zielke said that would be a conversation that they would be interested in. Chairman Glawatz stated that this road is widely used and a further conversation is needed. A meeting was suggested between Commissioners and the CVA Board to discuss this.

Moved by Fleischman and seconded by Luebbe to authorize the Chairman to sign the Right of Way documents for 168th and Pioneers Road Dam Project # C-80(565), Tract 1 in the SE ¼ of Section 10, Township 9 North Range 4 East of the 6th p.m.  
Affirmative Vote: Fleischman, Luebbe, Gausman, Garske, Glawatz Motion Carried

Moved by Garske and seconded by Fleischman to approve the Right of Way request from Burkey Farms between Section 28 & 33 of Township 9 North, Range 2 East of the 6th p.m.  
Affirmative Vote: Garske, Fleischman, Luebbe, Gausman, Glawatz Motion Carried

Moved by Fleischman and seconded by Garske to authorize the Chairman to sign the Program Agreement Supplement# 2 with the Nebraska Dept. of Roads for the Seward South Project # BRO-7080(27) CN 11781 allowing them to be RC and Georgia Stockley to be Project Liaison.

### **RESOLUTION NO 3184 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**Whereas:** Seward County is proposing to develop and construct a transportation project for which it would like to obtain Federal funds;

**Whereas:** County understands that it must strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

**Whereas:** County and State of Nebraska, Department of Roads (State) wish to enter into an LPA Supplemental Program Agreement-Federal-Aid Funds which will set out the various duties and funding responsibilities for the Federal-aid project; and

**Whereas:** Count wishes to designate its representative for this project.

**Be It Resolved by the Board of Commissioners of the Seward County that:**

The Chair, Roger Glawatz, is hereby authorized to sign the attached **LPA Supplemental Program Agreement-Federal-Aid Funds** between the County and the State.

County hereby designates **Georgia Stockley** to serve as County's representative and Project Liaison (PL) with State for this project.

Seward County is committed to providing local funds for the project as required by the **LPA Program Agreement-Federal-Aid Funds**.

NDOR Project Number: BRO-7078(27)  
NDOR Control Number: 11781  
NDOR Project Name: Seward South

Dated this 19th day of May, 2015.

Motion by: Fleischman

Seconded by: Garske

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

Attest: Sherry Schweitzer, Seward County Clerk

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

Moved by Fleischman and seconded by Luebbe to authorize the Chairman to sign the Contractor's application for Payment #4 East of the 6th p.m. for Cordova North 1.5 Mile Paving Project.

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

No action was taken on the agenda item for approval of the bids for the Justice Center. Chairman Glawatz shared frustration about learning that full approval of the building plans from the Jail Standards needs to happen before bids are opened and approved. He stated that the Architect for the project should have been aware of this. No discussion was held on the groundbreaking details of the Justice Center.

Chairman Glawatz let discussion on the FirstNet item on the agenda. Commissioner Luebbe stated that Barb Liska and Becky Holgate are going to a meeting on this subject and that maybe Liska should be appointed. Clerk Schweitzer will find out if the representative needs to be a Commissioner and will report next week.

Commissioner Garske led discussion on research she had done with other counties for computer support. Some counties she had surveyed had employed an IT person and some had contracted out. Garske will look into getting more information and report back at a later meeting.

### **Commissioners Reports:**

Commissioner Luebbe reported he attended the NACO Institute of Excellence, met with the Lancaster County Engineer, updated other Commissioners about various road projects, visited with foremen about road activities, and received many constituent calls.

Commissioner Garske reported she attended a Judicial Committee meeting, made phone calls about IT, and attended the DRUG Accountability Program Graduation. Commissioner Gausman reported he attended the Institute of Excellence, attended the Planning & Zoning meeting, met with a Dept. Supervisor, and worked on Evaluation forms.

Commissioner Fleischman attended a Personnel Board and Institute of Excellence meeting, met with Commissioner Luebbe about road projects, attended a Justice Center Organization Committee meeting, a Fair Board meeting, a meeting with a Dept. Supervisor, and received concerns about a zoning issue and roads.

Glawatz reported he was involved with the County Tourism group on a number of events, Institute of Excellence, met with Becky

Known items on the agenda for Board of Equalization on May 26, 2015 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of May 12, 2015
- Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on May 26, 2015 are as follows:

- 9:00 a.m. Convene and announce Open Meetings Law  
Pledge of Allegiance  
Discuss/Action - Approve minutes of May 19, 2015  
**Other Business Matters to Address When Time Allows**  
Discuss/Action – Public/Officials/Boards  
Commissioners Reports  
Right of Way Request(s): None  
Discuss/Action - Computer IT Research and Options  
Discuss/Action – Justice Center Update  
Discuss/Action – Appoint FirstNet Representative for Seward County
- 9:30 a.m. Discuss/Action – Open Gravel Bids
- 9:45 a.m. Discuss/Action - Open Rock Bids

Moved by Garske and seconded by Gausman to adjourn at 11:40 a.m.  
Affirmative Vote: Garske, Gausman, Fleischman, 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 26<sup>th</sup> day of May 2015.

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County Clerk

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Chairman