

November 5, 2013

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 8:30 a.m. on November 5, 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 November 5, 2013 at 8:30 a.m.

Present:	Chairman:	Darrell Miller
	Members:	Mike Luebbe, Scott Stuhr, Mary Koci
	County Clerk:	Sherry Schweitzer
Absent:	Member:	Diana Garske

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.

Those officials meeting with the Commissioners for their monthly meeting were Jeff Baker, Barb Liska, Russ Daehling, Mike Janssen, Marilyn Hladky, & Sherry Schweitzer.

Moved by Koci and seconded by Stuhr to approve the minutes of October 29, 2013.

Affirmative Vote: Koci, Stuhr, Miller

Abstain: Luebbe as he was not in attendance at said meeting. Motion Carried

Commissioners Reports:

Commissioner Luebbe reported that he had met with road personnel regarding some road concerns, went to the meeting concerning a possible JPA, and reviewed jail RFP's and the NACO Salary study.

Commissioner Stuhr reported he went to various meetings involving Region V and the Road Dept.

Commissioner Koci reported she attended an Aging Services meeting and a housing study meeting.

Commissioner Miller reported he attended the JPA meeting and the Fair Board meeting.

Moved by Stuhr and seconded by Luebbe to authorize the Chairman to sign Amendment # 3 to Financial Assistance Award for a time extension Project No. 05-79-04807, Izaak Walton Road.

Affirmative Vote: Stuhr, Luebbe, Koci, Miller

Motion Carried

Moved by Stuhr and seconded by Koci to adopt Resolution Number 3062 in regard to vacating the road along the SW ¼ and SE ¼ of Section 32, Township 9 North, Range 4, East of the 6th p.m. and the Saline County Line.

RESOLUTION NO. 3062

WHEREAS, on the 22nd day of October 2013 at 10:00 AM, a public hearing was held In regard to the vacating of a public road in Seward County, Nebraska; and,

WHEREAS, the public notice was published for three consecutive weeks on October 2, 9, & 16, 2013; Attached is the affidavit of publisher and,

WHEREAS, all adjacent/abutting landowners and other parties required to be notified by law have been notified by certified mail; Attached are the receipts of service; and

WHEREAS, the Seward County Board deems the public interest requires to vacate the below described road; and

NOW THEREFORE BE IT RESOLVED that effective November 5, 2013, the following described road is hereby vacated:

a 66 foot wide county road (commonly known as Saltillo Road) located on the county line between Seward and Saline County, Nebraska and more particularly as follows: beginning at a point 33.00' north of and 33.00' EAST of the northeast corner of Section 5, township 8 north, range 4 east of the 6th PM, Saline County, Nebraska: thence N 90°00'00" E for a distance of 1030.28'; thence S 18°26'57" E for a distance of 69.58'; thence N 90°00'00" W 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, as shown on attached map, as platted on the plat of Seward County, Nebraska, located in Section 32, Township 9 North, Range 4 East of the 6th PM, Seward County, Nebraska, as described in the Road Record Book Number 1.

That said 66 foot wide county road shall revert to private ownership to the owners of the adjacent real estate, one-half on each side thereof as provided by law.

This Highway Superintendent shall file a certified copy of this vacating resolution with the register of deeds for Seward County to be indexed against all affected lots within THIRTY DAYS (30) after the effective date of the vacation.

Dated this 5th day of November 2013
AYES: Scott Stuhr, Mary Koci, Michael Luebbe
Chairman of the Board, Darrell Miller
Absent: Diana L. Garske
ATTEST: Sherry Schweitzer, Seward County Clerk

The Affidavit of Publisher, map and receipts of certified mail service are attached to the original resolution

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

Moved by Stuhr and seconded by Luebbe to accept the Zoning/Weed Administrator Report for October, 2013.

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

Moved by Koci and seconded by Luebbe to accept Sheriff's Fee and Mileage Report for September 2013 in the amount of \$1,721.00 & \$661.54.

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

Moved by Stuhr and seconded by Luebbe that the County does not wish to move forward with a Joint Public Agency for a Regional Wellness Center with the City of Seward.

Affirmative Vote: Stuhr, Luebbe, Koci, Miller

Motion Carried

Commissioner Stuhr led discussion on the process of comparing RFP's for the Jail. He suggested that committees be made to look at the various details of the RFP's received.

The Commissioners recessed at 9:05 a.m.

The Commissioners re-convened at 9:19 a.m.

Casey Tiemann of the Diversion Office was present to visit with the Commissioners about a revised budget for a grant from the Crime Commission.

Moved by Luebbe and seconded by Koci to authorize the Chairman to sign the revised budget for a grant for the Crime Commission.

Affirmative Vote: Luebbe, Koci, Stuhr, Miller

Motion Carried

The Commissioners recessed at 9:23 a.m.

The Commissioners reconvened at 9:30 a.m.

Moved by Stuhr and seconded by Koci to open bids for a truck and pup at 9:30 a.m.

Affirmative Vote: Stuhr, Koci, Luebbe, Miller

Motion Carried

There were 2 Bids were received, both from NE Truck and Equipment.

The awarding of the bid will be at next week's meeting.

Sharon Hambek, representing the Kiwanis and the Chamber of Commerce, asked permission for courthouse lawn events.

Moved by Koci and seconded by Luebbe to grant permission for the Kiwanis to place a mobile sign on the NW corner of the courthouse lawn for approximately 1 week prior to November 30, 2013.

Affirmative Vote: Koci, Luebbe, Stuhr, Miller

Motion Carried

Moved by Koci and seconded by Luebbe to allow the Chamber to place a tent on the North lawn on November 30, 2013 for Christmas Fest activities.

Affirmative Vote: Koci, Luebbe, Stuhr, Miller

Motion Carried

The Commissioners discussed the 3rd floor bathrooms in the courthouse. County Court Judge Petersen and Clerk Magistrate Sheila Beins were present to discuss the issue. The City of Seward was contacted and said that ADA requirements need to be met. Petersen stated that she had checked with various agencies and there should be no problems with ADA. Petersen is requesting changes to the sinks and the flooring specifically on the County Court side of the 3rd floor. Jacque Stewart, Clerk of the District Court also was present to state problems on the District Court side of the 3rd floor. Chairman Miller will contact the City of Seward to see what the requirements are.

Known items on the agenda for Board of Equalization on November 12, 2013 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of October 22, 2013
- Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on November 12, 2013 are as follows:

9:00 a.m. Convene and announce Open Meetings Law
Pledge of Allegiance
Discuss/Action - Approve minutes of October 29, 2013

Other Business Matters to Address When Time Allows

Discuss/Action – Public/Officials/Boards

Commissioners Reports

Right of Way Request(s): None

Discuss/Action – Res. – Accept Corrected Semi-Annual Report for 7/1/12 through 12/31/13.

9:30 a.m. Discuss/Action – Res. – Short Form Plat to create the Mundhenke Acres in the NW ¼ NE ¼ of Section 5, T9N, R4E

Discuss/Action – Res. – Short Form Plat to create the Kenneth Bruns 2nd Addition in the SE ¼ SW ¼ of Section 20, T10N, R1E

Moved by Koci and seconded by Luebbe to adjourn at 10:20 a.m.

Affirmative Vote: Koci, Luebbe, 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 12th day of November 2013.

County Clerk

Chairman