

Seward County Board of Commissioners

November 15, 2016

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 November 15, 2016 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 15, 2016 at 9:00 a.m.

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| Present: | Chairman: | Roger E. Glawatz |
| | Members: | Mike Luebbe, Diana Garske, Eugene 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 Fleischman to approve the minutes of November 1, 2016.

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

Mike Janssen and Sherry Schweitzer updated the Commissioners on activities of their offices.

Commissioners Reports:

Commissioner Luebbe reported he attended a Bee Village Trustee meeting, visited Tamora and noted that a road plan needs to be made for it. He reported that Georgia Stockley passed the Hwy Supt. exam and updated everybody on various Road Projects.

Commissioner Fleischman reported she met with Sheriff Yocum & Detention Center Director Hatfield on Justice Center concerns. She went to a CASA Board meeting, participated in a Conference call with the Justice Center Construction Manager and Architect and met with the County Surveyor. She also met with the County Deputy Attorney on various topics and dealt with various communications.

Commissioner Gausman attended a meeting about Flood Plains, attended the 4-H Awards Meeting, helped with putting up and taking down voting booths, checked 2 abandoned cemeteries, and attended a 4-H Fundraiser.

Commissioner Garske reported she attending the same Page Meeting, met with Barb Liska and looked over the new equipment for 911.

Commissioner Glawatz reported he had meetings with HR, and other various Boards he is on, such as SENDD and Region V Systems & Services.

Becky Paulsen, Weed/Zoning Administrator presented 4 short form plats for the Commissioners consideration.

Moved by Fleischman and seconded by Luebbe to adopt Resolution No. 3275 to create Hanseling Addition located in the N ½ SE ¼ of Section 7, Township 10 North, Range 4 East of the 6th p.m.

**RESOLUTION NO 3275 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Arlyn Hanseling has applied for a Short Form Plat Subdivision of property owned by himself, and described as a tract of land in the North 1/2 of the South East 1/4 of Section 7, Township 10N, Range 4E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called HANSELING ADDITION, and

WHEREAS, The Seward County Planning Commission held a meeting on October 24th, 2016 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the HANSELING ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

WHEREAS, No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

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 , Deny the HANSELING ADDITION Short Form Plat with Resolution NO: 3275.

Motion by: Fleischman

Seconded by: Luebbe

Ayes: Whitney Fleischman, Michael Luebbe, Eugene Gausman, Diana L. Garske, Roger Glawatz, Chairman, Board of Commissioners,

Dated: November 15, 2016

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3276 to create Wiezorek Addition located in the W ½ SW ¼ of Section 12, Township 9 North, Range 1 East of the 6th p.m.

**RESOLUTION NO 3276 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Eric and Kari Wiezorek have applied for a Short Form Plat Subdivision of property owned by them, and described as a tract of land in the West 1/2 of the South West 1/4 of, Section 12, Township 9N, Range 1E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called WIEZOREK ADDITION, and

WHEREAS, The Seward County Planning Commission held a meeting on October 24th, 2016 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the WIEZOREK ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3278 to create Schweitzer 1st Addition located in the S 1/2 of the NE 1/4 of Section 1, Township 9 North, Range 14 East of the 6th p.m.

**RESOLUTION NO 3278 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Rodney R, Jana K., and Asha Schweitzer have applied for a Short Form Plat Subdivision of property owned by them, and described as a tract of land in the South 1/2 of the North East 1/4 of, Section 1, Township 9N, Range 1E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called the SCHWEITZER 1ST ADDITION, Short Form Plat, and

WHEREAS, The Seward County Planning Commission held a meeting on October 24th, 2016 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the SCHWEITZER ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

WHEREAS, No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

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 , Deny the SCHWEITZER 1ST ADDITION Short Form Plat with Resolution NO: 3278.

Motion by: Fleischman

Seconded by: Gausman

Ayes: Whitney Fleischman, Eugene Gausman, Michael Luebbe, Diana L. Garske, Roger Glawatz, Chairman, Board of Commissioners,

Dated: November 15, 2016

ATTEST: Sherry Schweitzer, Seward County Clerk

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

Sue McHugh with the Seward County Chamber and Development Partnership was present to request the Courthouse restrooms be open for the Seward's Annual Christmas Festival.

Moved by Fleischman and seconded by Garske to allow the public restroom of the courthouse be open on November 26, 2016 from 10:00 to 5 pm for Seward's Annual Christmas Festival.

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

Commissioner Luebbe led discussion on the 2004 Badger Excavator Insurance Document agenda item. It was involved in an accident and his recommendation, after talking to the road foremen, was to sell it to the insurance company and not get the Excavator repaired.

Moved by Fleischman and seconded by Luebbe to authorize the Chairman to sign the Sworn Statement in Proof of Loss and Bill of Sale to NIRMA and allocate the funds received from the wrecked excavator to the Special Road Fund.

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

Mike Janssen, Building and Grounds Supt. visited with the Board about yard waste from the County courthouse lawn. For many years, grass clippings have been

disposed of behind the Seward Road Shop Building. Because of others putting items there too, a "No Dumping" sign was erected. He stated the person/company who leases land near the area has not permitted him to place our own grass clippings there. Deputy County Attorney Joe Dalton will take a look at the lease and meet with Janssen and proceed from there.

Moved by Garske and seconded by Fleischman to accept Clerk of the District Court Fee Report for October 2016 in the amount of \$3,318.28.

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

Moved by Gausman and seconded by Luebbe to accept the County Clerk Fee Report for October, 2016 in the amount of \$20,723.37.

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

Commissioner Luebbe updated other members of the Board on the Waverly Road Paving Project.

Moved by Fleischman and seconded by Gausman to authorize the Chairman to sign a contract with Kirkham Michael for engineering services for the Waverly Road Project starting at Plum Creek Bridge and going east to 252nd Road in the amount of \$25,500.

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

During Justice Center Update, Commissioner Fleischman stated there will be some Change Orders coming that deals with lighting, carpet, cameras and requirements from the Fire Marshall's Office.

Also, during the Justice Center Update, Barb Liska, 911 Director and Doug Ostergard with First Wireless were present to discuss accessing the tower from the Justice Center. He stated that a box underground by the tower which is to house coaxial wire is susceptible to moisture. He suggested a box above ground to help with this problem. An above ground box is estimated at a couple thousand dollars. Fleischman stated she will talk to the Construction Company and work with them on the issue.

Moved by Garske and seconded by Fleischman to authorize the 911 Director to enter into an agreement with the Nebraska Regional Interoperability Network.

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

Sheila Beins, Clerk Magistrate and Judge C Jo Petersen were present to discuss the purchase of Web Ex electronic equipment for the courts at the Justice Center. The Supreme Court previously approved the plan, which included the equipment, for the courts to be moved into the new Justice Center. The plan included the electronic equipment needed for the defendants to electronically appear instead of physically appear. Judge Petersen stated that Chief Justice Heavican wants all courts to operate more electronically. The equipment in question needs to be ordered so that it can be installed. The Supreme Court has ordered the equipment be included in the new court system in the Justice Center.

Moved by Fleischman and seconded by Luebbe to authorize the purchase of WebEx Equipment with the funds to pay for it coming from the Debt Service Fund.

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

Moved by Gausman and seconded by Garske to go into Executive Session to discuss Personnel at 10:43 a.m., it being necessary to protect the reputation of the individual(s).

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

Glawatz restated that the Executive Session is for Personnel.

Moved by Fleischman and seconded by Gausman to go out of Executive Session at 11:08 a.m.

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

Commissioners Glawatz stated that while in Executive Session, personnel was discussed and no action was taken.

Known items on the agenda for Board of Equalization on November 22, 2016 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of October 25, 2016
4. Discuss/Action - Exemption for Concordia Univ. - 2017 Ford Truck
5. Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on November 22, 2016 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of October 15, 2016
4. Discuss/Action - Claims for November 2016

Other Business Matters to Address When Time Allows

5. Discuss/Action – Public/Officials/Boards
6. Commissioners Reports
7. Discuss/Action – Justice Center Update

9:15 a.m. Discuss/Action - Laura McDougal – 4 Corners Health Dept. Quarterly Report

9:30 a.m. Discuss/Action - Safety Manual Update

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

Affirmative Vote: Fleischman, Gausman, Garske, 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 22nd day of November, 2016.

County Clerk

Chairman