

October 14, 2014  
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 October 14, 2014 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 October 14, 2014 at 8:30 a.m.

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

Moved by Koci and seconded by Luebbe to approve the minutes of September 23, 2014.

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

Moved by Koci and seconded by Stuhr to accept the resignation of Commissioner Garske as Vice Chairman of the Board of Equalization.

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

Commissioner Koci nominated Commissioner Luebbe

Moved by Stuhr and seconded by Koci to cease nominations and cast a unanimous ballot for Luebbe as Vice Chairman of the Board of Equalization.

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

Moved by Koci and seconded by Stuhr to approve Tax List Corrections 114-13P, 152-13R, and 153-13R.

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

Moved by Stuhr and seconded by Koci to add "Res. – Set levies for Seward County for 2014-2015" to the agenda as an emergency item.

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

The Board of Equalization recessed at 8:40 a.m.

The Board of Equalization re-convened at 8:45 a.m.

Moved by Stuhr and seconded by Koci to adopt Resolution No. 3136 in regard to setting the levies for Seward County for 2014-2015.

**RESOLUTION NO. 3136 OF THE SEWARD COUNTY  
BOARD OF COMMISSIONERS**

**WHEREAS,** Pursuant to State Statute 77-1601, each County Board of Equalization shall each year, on or before the 15<sup>th</sup> of October levy the necessary taxes for the current year if within the limit of the law, AND,

**WHEREAS,** These levies shall include the amounts for operations of county government and shall also include all levies necessary to fund tax requests certified and authorized as provided in sections 77-3442 to 77-3444.

**NOW, THEREFORE, BE IT RESOLVED:** That the Seward County Board of Equalization hereby levies the taxes as requested and certified, for the various political subdivisions as set forth in Exhibit A attached and incorporated by reference herein.

10/14/14				
Exhibit A				
<b>SEWARD COUNTY LEVIES</b>				
<b>2014-2015</b>				
SUBDIVISION	FUNDS - List each one separately	VALUATION	FINAL LEVY	2013-2014 Tax Request
<b>County</b>				
Seward County	General	\$2,728,107,635.00	0.227638	\$6,210,217.00
Seward County	Debt Service	\$2,728,107,635.00	0.014662	\$400,000.00
Seward County	Veteran's Aid	\$2,728,107,635.00	0.000177	\$4,836.00
<b>Total Seward County</b>	<b>Total</b>	<b>\$2,728,107,635.00</b>	<b>0.242478</b>	<b>\$6,615,053.00</b>
<b>Schools</b>				
SD#5-Milford	General	\$565,260,310.00	0.955395	\$5,400,470.00
SD#5-Milford	Bond	\$565,260,310.00	0.041169	\$232,711.11
<b>Total Milford School Dist</b>				<b>\$5,633,181.11</b>
SD 9-Seward	General	\$1,389,634,455.00	0.862678	\$11,988,067.06
SD 9-Seward	Middle School Bond	\$1,389,634,455.00	0.098903	\$1,374,388.87
SD 9-Seward	HS Gym Bond	\$1,389,634,455.00	0.025186	\$350,000.00
SD 9-Seward	Spec. Bldg.	\$1,389,634,455.00	0.020000	\$277,926.89
SD 9-Seward	Qual.Cap.Purpose Fd.	\$1,389,634,455.00	0.010540	\$146,464.65
<b>Total Seward School Dist.</b>				<b>\$14,136,847.47</b>
SD#67-Centennial	General	\$1,427,999,123.00	0.404651	\$5,778,418.06
SD#67-Centennial	Bond - K-12	\$1,427,999,123.00	0.063656	\$909,000.00
SD#67-Centennial	Special Bldg.	\$1,427,999,123.00	0.035364	\$505,000.00
<b>Villages</b>				
Beaver Crossing	General	\$15,924,325.00	0.500000	\$79,621.63
Bee	General	\$7,384,467.00	0.410321	\$30,300.00
Cordova	General	\$6,512,002.00	0.168919	\$11,000.00
Garland	General	\$9,002,070.00	0.388799	\$35,000.00
Goehner	General	\$7,742,387.00	0.389339	\$30,144.16
Milford	General	\$91,994,045.00	0.406222	\$373,700.00
Milford	Bond	\$91,994,045.00	0.175664	\$161,600.00
Pleasant Dale	General	\$11,042,853.00	0.341138	\$37,671.41
Pleasant Dale	Street	\$11,042,853.00	0.058862	\$6,500.00
Seward	General	\$425,831,182.00	0.318000	\$1,354,143.15

Seward	Bond	\$425,831,182.00	0.000000	\$0.00
Seward Airport	General	\$425,831,182.00	0.019736	\$84,040.59
Seward Airport	Bond	\$425,831,182.00	0.015264	\$65,000.00
Staplehurst	General	\$8,667,528.00	0.351888	\$30,500.00
Utica	General	\$40,454,031.00	0.318595	\$128,884.47
Utica	Bond	\$40,454,031.00	0.058428	\$23,636.53
<b>Miscellaneous</b>				
J Precinct Cemetery	General	\$169,013,469.00	0.000694	\$1,173.00
Pleasant Dale Cemetery	General	\$141,977,593.00	0.001088	\$1,545.00
Seward County Ag. Society	General	\$2,728,107,635.00	0.020000	\$545,621.52
Seward Fire District	General	\$2,332,333,327.00	0.016291	\$379,950.00
Seward Fire District	Sinking	\$2,332,333,327.00	0.004545	\$106,000.00
Seward Fire District	Bond	\$2,332,333,327.00	0.003301	\$76,999.19

Dated this 14<sup>th</sup> day of October, 2014

AYES: Scott Stuhr, Mary Koci, Michael Luebbe

ABSENT: Garske

Chairman of the Board, Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Stuhr, Koci, Luebbe, Miller

Motion Carried

Hladky then updated the Commissioners on activities of her office.

Known items on the agenda for October 28, 2014 are as follows:

8:30 a.m. Convene and announce Open Meetings Law

Pledge of Allegiance

Discuss/Action - Approve minutes of October 14, 2014

Discuss/Action - Assessor Information Update

Moved by Koci and seconded by Luebbe to adjourn at 8:50 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 28<sup>th</sup> day of October 2014.

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

\_\_\_\_\_  
Chairman

**October 14, 2014**

**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 October 14, 2014 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 October 14, 2014 at 9:00 a.m.

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

Moved by Koci and seconded by Luebbe to approve the minutes of October 7, 2014.  
Affirmative Vote: Koci, Luebbe, Stuhr, Miller Motion Carried

Russ Daehling, Highway Supt, Wendy Elston, Attorney and Sherry Schweitzer, County Clerk updated the Commissioners on activities of their offices.

Road Foreman Dave Pankoke was in attendance to discuss the Dave Nicolaus request regarding a drainage issue on 406<sup>th</sup> road in Section 11, in E Precinct. The item was on the agenda September 30, 2014. He explained that Nicolaus asked him about helping with a drainage issue. Pankoke looked into it and said that all land owners in the area have to OK it for the Road Dept. to do some work. Nicolaus stated he would notify them but when the road dept. was ready to do the project, other landowners appeared and didn't want it done. Pankoke also stated that there were requests from other landowners that said they wanted the County to help with their drainage issues too. Pankoke said that when Nicolaus appeared before the Board, all the information was not mentioned. Pankoke feared that this would be the start of many requests for the future. Daehling stated he had talked to legal counsel, and she stated that the ditch had to be up to minimum design standards. Daehling will look into rules and regulations and report back.

Jaci Foged and Ann Dobesh, from the Extension Office, presented quotes they received for moving their office during the Justice Center Construction period. Suggestions were made to have the Road Dept. help with the move. Commissioner Stuhr stated that weather may cause an issue with the Road Dept. being able to help. He also stated that there is no timeline when the Extension Office has to be out of their building. No decision was made at this time.

Ron Gade, Ron Hurley and Van Springer, all members of the Ag Society Board were present to discuss snow removal at the fairgrounds. They asked that the County Road Dept. open up the roads/parking lots at the fairgrounds since we have the larger equipment. The County uses the fairgrounds for various other events, such as 4-H. A Memorandum of Agreement will be drawn up between the County of Seward and the Seward Ag Society.

Lauren Wismer of Gilmore & Bell was in attendance to describe an amendment to the bond resolution that is needed due to premiums for the bonds to be sold in 2 different years.

Moved by Koci and seconded by Luebbe to authorize the Chairman to sign the amendment to the bond resolution.

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

Jonathan Jank, Director of the Seward County Economic Development was present to give information about their audit and also to have 2 documents considered. He also gave information about previous agreement language which states that the money given to the SCEDC is used appropriately.

Moved by Koci and seconded by Luebbe to authorize the Chairman sign the Seward County Funding Disbursement Agreement with Seward County Economic Development Corp.

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

Moved by Luebbe and seconded by Koci to authorize the Chairman to sign the Membership Agreement with Seward County Economic Development Corp.

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

Moved by Luebbe and seconded by Koci to authorize the Chairman sign the Business Associate Agreement with Partners RX Management.

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

The Board recessed at 10:15 a.m.

The Board re-convened at 10:24 a.m.

The 2 representatives from the Extension Office were in attendance and asked for the Commissioners consideration for a new Memorandum of Agreement with the University of NE.

Moved by Koci and seconded by Luebbe to authorize the Chairman to sign the Memorandum of Agreement with the University of NE.

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

### **Commissioners Reports:**

Commissioner Luebbe reported he had 5 people volunteer to be on a committee to review the SAFETY Manual. He also reported he is going to the NACO Legislative Day at Kearney this week and the Sheriff is doing an active shooter training at the courthouse this coming Saturday.

Commissioner Stuhr had no report.

Commissioner Koci reported she attended payroll meetings that were held the past week.

Commissioner Miller received some calls about road conditions and attended the payroll meeting with the road dept.

Moved by Stuhr and seconded by Koci to authorize the Chairman to sign the Addendum of Standardized System of Annual Reporting Form 2 for the Nebraska Board of Classifications and Standards Annual Reporting.

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

Moved by Stuhr and seconded by Koci to authorize the Chairman sign the land access authorization for Big Blue River Debris Removal.

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

Moved by Stuhr and seconded by Luebbe to approve the right of way request for Windstream in the NE ¼ of Section 24, Township 12 North, Range 4 East of the 6th p.m.

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

Moved by Koci and seconded by Luebbe to accept County Clerk Fee Report for September 2014 in the amount of \$13,535.90.

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

Moved by Luebbe and seconded by Stuhr to accept Clerk of the District Court Fee Report for September 2014 in the amount of \$2,578.48.

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

Moved by Stuhr and seconded by Koci to authorize the Chairman to sign the Certificate of Cost Allocation Plan for Maximus.

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

Moved by Stuhr and seconded by Luebbe to accept the Zoning Report for October 2014.

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

Bob Dahms, Treasurer and Susan Blomenberg, Deputy Treasurer were present to discuss several documents which need to be considered.

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3137 in regard to the County Treasurer fulfilling 77-1742.

**RESOLUTION NO. 3137 OF THE SEWARD COUNTY  
BOARD OF COMMISSIONERS**

**WHEREAS:** attached is the Seward County Treasurer report fulfilling the requirements found in State statute 77-1742.

**THEREFORE, LET IT BE RESOLVED** said report has been filed with the Seward County Clerk, and has been made a part of the record of the Seward County Board.

Dated this 14<sup>th</sup> day of October 2014

AYES: Mary Koci, Michael Luebbe, Scott Stuhr

ABSENT: Garske

ATTEST: Sherry Schweitzer

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

Moved by Stuhr and seconded by Luebbe to adopt Resolution No. 3138 in regard to fulfilling an obligation regarding the recent TERC ruling on Airline Tax Overpayment.

**RESOLUTION NO. 3138 OF THE SEWARD COUNTY  
BOARD OF COMMISSIONERS**

**Whereas,** TERC recently ruled in favor of Atlantic Southeast Airlines vs Kim Conroy, Tax Commissioner regarding overpayment of airline taxes.

**And, whereas,** TERC ruled county treasurers are to mail back the amount of overpayment to the State Treasurer Management Division, C/O Heidi Wallace, State Capitol Room 2005, PO Box 94788, Lincoln, Ne. 68509. Further "Atlantic Southeast Air Carrier Refund" is to be noted on the check.

**And, whereas,** Seward County total liability is 2,572.15 as follows: tax year 2006, 1,423.03; tax year 2007, 627.87; tax year 2008, 367.39; and tax year 2009, 153.86.

**Therefore,** since this will not be a hardship for Seward County to make settlement in this ruling, this County Board directs the Seward County Clerk to make out a check to the State Treasurer for 2,572.15 paid by the imprest order.

**Finally,** since the funds originally went into the County General fund, the refund needs to come out of the General fund.

AYES: Scott Stuhr, Michael Luebbe, Mary Koci  
Chairman of the Board, Darrell Miller  
ABSENT: Garske  
ATTEST: Sherry Schweitzer, Seward County Clerk  
Dated this 14<sup>th</sup> day of October 2014  
Affirmative Vote: Stuhr, Luebbe, Koci, Miller Motion Carried

During the Justice Center Update item on the agenda, Commissioners Luebbe and Stuhr stated that information had been received from the Architect on staffing and on a new plan for the Justice Center that would not utilize the current Sheriff/Jail building but rather build an entirely new building which would save money. Discussion was also held about the Extension Office renovation of the Ehlers Building.

Known items on the agenda for Board of Commissioners on October 21, 2014 are as follows:

9:00 a.m. Convene and announce Open Meetings Law  
Pledge of Allegiance  
Discuss/Action - Approve minutes of October 14, 2014

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

Discuss/Action – Public/Officials/Boards  
Commissioners Reports  
Right of Way Request(s): None  
Discuss/Action – Justice Center Update  
Discuss/Action - Jail Inspection

Moved by Stuhr and seconded by Luebbe at 11:18 a.m.  
Affirmative Vote: Stuhr, Luebbe, Koci, 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 21<sup>st</sup> day of October 2014.

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

\_\_\_\_\_  
Chairman