

Seward County Board of Commissioners

October 21, 2014

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 21, 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 21, 2014 at 9:00 a.m.

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

The Vice 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 14, 2014.
Affirmative Vote: Koci, Luebbe, Stuhr Motion Carried

Russ Daehling, Hwy Supt., Dennis Kahl and Ann Dobesh of the Extension office, Taylor Felix, HR Director, Joe Yocum, Sheriff, Jacque Stewart, Clerk of the District Court, and Sherry Schweitzer, County Clerk updated the Commissioners on activities of their offices.

Moved by Koci and seconded by Luebbe to approve the Surplus Property Disposal Report from Clerk of the District Court.
Affirmative Vote: Koci, Luebbe, Stuhr Motion Carried

Commissioners Report:

Commissioner Luebbe reported he attended a payroll meeting, went to the Rotary Luncheon which had a program on the Justice Center bonds, & the NACO Legislative Day.

Commissioner Koci reported she attended an Economic Development meeting, a SENDD meeting, and an RC&D Meeting.

Commissioner Stuhr had no report.

Moved by Luebbe and seconded by Koci to authorize the Vice Chairman to sign the Right of way documents for Project C-80(590) Tract # 2 for the Milford East Grading Project.

Affirmative Vote: Luebbe, Koci, Stuhr Motion Carried

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3139 in regard to allowing Farmers and Merchants Bank to pledge additional securities.

**RESOLUTION NO. 3139 OF THE SEWARD COUNTY
BOARD OF COMMISSIONERS**

WHEREAS, county funds need to be protected at all times

THEREFORE, LET IT BE RESOLVED that the Farmers and Merchants Bank of Milford be allowed to pledge the following:

Federal Home Loan Banks, 1.5%, CUSIP 313380CJ4, market value 1,470,243.46

AYES: Mary Koci, Michael Luebbe
Vice Chairman of the Board, Scott Stuhr

ABSENT: Miller, Garske

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Koci, Luebbe, Stuhr

Motion Carried

Moved by Luebbe and seconded by Koci to accept the First Quarter Investment Report of the County Treasurer.

Affirmative Vote: Luebbe, Koci, Stuhr

Motion Carried

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3140 in regard to recommitting to NIRMA for liability insurance for Seward County.

**RESOLUTION 3140
FOR AMENDMENT AND ADDENDUM TO
NIRMA/NIRMA II INTERGOVERNMENTAL/INTERLOCAL AGREEMENTS**

WHEREAS, Seward County has previously entered into Intergovernmental/Interlocal Agreements with various other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Management Act (Neb.Rev.Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb.Rev.Stat. §13-801 et seq.); and

WHEREAS, Counties and other Public Agencies as defined in Neb.Rev.Stat. §44-4303 are allowed to participate in said cooperative undertakings; and

WHEREAS, the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

WHEREAS, NIRMA and NIRMA II have provided coverages to the County in a cost effective way which meet and exceed that provided by standard insurance carriers; and

WHEREAS, NIRMA and NIRMA II provide risk management services such as loss prevention, safety audits, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

WHEREAS, these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

WHEREAS, the current Intergovernmental/Interlocal Agreements will expire on June 30, 2015, and

NOW, THEREFORE, BE IT RESOLVED that the Seward County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2015 through June 30, 2018; and
2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreements readopted by and incorporated herein by this reference as amended.

After motion duly made by member Koci and seconded by member Luebbe, the following members voted by roll call vote in favor of passage and adoption of said Resolution: 3140.

The following members voted against the same: Stuhr, Koci, Luebbe

The following members were absent or not voting: Miller, Garske

PASSED AND APPROVED this 21st day of October, 2014 Seward County Board
 Attest: Sherry Schweitzer, Seward County Clerk By: Scott Stuhr
 Chairperson/Presiding Officer

Affirmative Vote: Koci, Luebbe, Stuhr

Motion Carried

Tina Marroquin was present to discuss the bill from Windstream/Xeta for an office relocation fee for telephones. The bill was from services rendered in September 2013 for relocation of the telephones. Marroquin was asked to call Windstream/Xeta and find out more details.

Taylor Felix, HR Director was present to discuss the payroll transition plan. She stated that the Personnel board had previously discussed the plan and that non-exempt employees were only discussed. She stated that the issue of Exempt employees changing to the new pay period plan needs to be considered to make sure that we do not interfere with any labor laws. She asked Pam Bourne, legal counsel for NIRMA about it and Bourne originally stated that the plan for Exempt employees could follow the same plan as Non-Exempt employees. Upon further discussion, Bourne said that it would require extra time to investigate the matter and that Seward County could employ her to look into the matter. She stated that the Personnel Board recommended that Seward County hire her to look into the matter. Commissioners did not want to expend financial resources and asked Taylor to ask Bourne to see if our current plan would comply with the law. Felix will report back.

Felix also talked to the Board about the Sheriff/Jail staffing and wages. She stated that the Personnel Board, after discussing it at length during their meeting, did not offer a recommendation due to the suspension of the Step Plan years ago and no comparisons were available. The Personnel Board suggested that a new Salary Study be conducted. Sheriff Yocum was asked to bring the subject back to the Commissioners next week.

Bob Dahms, Treasurer and Susan Blomenberg, Deputy Treasurer was present to discuss the taxes that need to be stricken.

Moved by Luebbe and seconded by Koci to strike the following taxes:

Parcel ID #	Name	Taxes Due	Tax Years
800224663	Gerald Bahr	\$14.30	2008
800202767	Larry Bishop	\$24.00	2011
800205235	Jeff Buller	\$21.96	2001-2008
*800202236	Nicholas Burks	\$750.24	2007-2012
800224698	Jeff & Vickie Vogt	\$21.44	2011

Affirmative Vote: Luebbe, Koci, Stuhr

Motion Carried

(*See motion below for decision not to strike taxes on Parcel ID#800202236).

The Commissioners discussed whether the Debt Service Fund for the Justice Center should be a designated Fund. Bob Dahms, County Treasurer stated that he had discussed with bond counsel that the fund should be designated.

Moved by Luebbe and seconded by Koci to make the Debt Service Fund for the Justice Center Fund Debt be a designated fund.

Affirmative Vote: Luebbe, Koci, Stuhr

Motion Carried

Sherry Schweitzer, County Clerk led discussion on the benefits hours (vacation, sick and compensatory time hours) that needed to be listed on the wage statements of employees this month. She stated that there were many inconsistencies with the calculating of hours. She reported to the Commissioners of many examples where employees were given too much vacation and sick time, over the maximum accrual of vacation and sick leave, or had too much compensatory time. She will make a list of the employees and give them to the HR Director to help with the needed corrections.

Moved by Koci and seconded by Luebbe to accept the Sheriff's Fee and Mileage Report for September 2014 in the amounts of \$1,568.00 and \$907.86 respectively.

Affirmative Vote: Koci, Luebbe, Stuhr

Motion Carried

The Commissioners discussed the Justice Center briefly.

Moved by Koci and seconded by Luebbe to amend the previous motion to **not** strike taxes on Parcel ID #800202236 for the reason there is 2013 taxes that still need to be collected.

Affirmative Vote: Koci, Luebbe, Stuhr

Motion Carried

The Commissioners proceeded to the jail for an inspection at 11:03 a.m.

The Commissioners arrived back to the Commissioners room after completing the jail inspection at 11:33 a.m.

Known items on the agenda for Board of Equalization on 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

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

- 9:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of October 21, 2014
- Discuss/Action - Approve Claims for October 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

Moved by Koci and seconded by Luebbe to adjourn at 11:47 a.m.

Affirmative Vote: Koci, Luebbe, Stuhr

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 28th day of October 2014.

County Clerk

Chairman