

October 21, 2025

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 21, 2025 in the Commissioner’s room at the Seward County Courthouse. Notice of the meeting was posted on the Courthouse bulletin board, on the Commissioner’s Room door, on the Seward County website: sewardcountyne.gov and published in the Seward County Independent and the Milford Times. 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, 2025 at 9:00 a.m.

Present: Chairperson: Misty Ahmic
 Members: Raegan Hain, Darrell Zabrocki, Ken Schmieding,
 Scott Pekarek
 County Clerk: Brandy Johnson

The Chairperson 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 Zabrocki and seconded by Schmieding to approve the minutes of October 14, 2025.

Affirmative Vote: Zabrocki, Schmieding, Pekarek, Hain, Ahmic Motion Carried

There was discussion regarding two claims and two payroll reimbursements submitted to be paid out of the Sheriff’s Justice Drug Fund, and one claim submitted by County Court. The payroll reimbursements have already been withdrawn, as more information is needed and they need approval by a department head. The Sheriff’s Drug Fund claims will be withdrawn and given back to the Sheriff to choose how to code, potentially depending on the signing of the Equitable Sharing Agreement & Certification (ESAC). The County Court claim will be withdrawn pending determination of who shall be responsible for payment.

Moved by Hain and seconded by Zabrocki to approve claims, with the exception of claims numbered 25100129, 25100219 and 25100220 for the period through October 10, 2025.

SEWARD COUNTY CLAIMS THROUGH OCTOBER 10, 2025					
ADVANCED CORR HLTHCR	SE	\$7,949.00	ST NE DAS ST ACCNTNG	SE	\$883.50
ALLO COMMUN	UT	\$4,917.87	THOMSON REUTERS-WEST	EQ	\$1,228.54
AMAZON CAPITAL SERV	SU	\$161.00	TRINITY SERV GRP	SE	\$22,384.18
AMERITAS LIFE INS	FE	\$22,300.90	VISA	FE	\$5,930.69
BLACK HILLS ENERGY	UT	\$1,380.30	VISUAL EDGE IT	SE	\$48.54
BLUE RIVER ELECTRIC	SE	\$135.00	WELLS FARGO FIN LEAS	EQ	\$230.66
BLUE VALLEY BEHAV HLTH	SE	\$480.00	CANDICE C WOOSTER LAW	SE	\$14,989.37
BLUE VAL COMM ACTION	SE	\$10,000.00	WYTHERS LAW	SE	\$30,631.00
BOB BARKER CO	SU	\$158.17	ZABKA PERDUE FUNERAL	SE	\$110.00
BURESH LAWN CARE	SE	\$700.00	ACE IRRIGATION & MFG	SE	\$15,756.51
CENTRALSQUARE TECH	EQ	\$28,934.84	ALL STAR GLASS	SE	\$800.00
CENTURY BUSINESS PROD	SU	\$208.95	BEAVER HARDWARE	SU	\$1,452.28
CITY OF SEWARD	UT	\$12,230.79	BROC LAVELLE	SE	\$375.00
CLERK OF DIST COURT	SE	\$108.00	CROUCH'S FARM	SU	\$376.71
COMFORT INN	TR	\$134.95	G & P DEVEL LANDFILL	SE	\$212.85
CORI J STAVA	SE	\$168.85	HEARTLAND TIRES	EQ	\$17,623.06
CULLIGAN	SE	\$229.00	HTR INC/KLUTE TRK EQUIP	EQ	\$7,995.00

CUMMINS SALES & SERV	EQ	\$685.94	JAMES ENT	SE	\$4,063.15
DIAMOND DRUGS	SU	\$767.95	JOHNSON SAND & GRAVEL	SU	\$48,720.41
DOUGLAS CO SHERIFF	SE	\$24.38	KERFORD LIMESTONE	SU	\$11,721.25
EAKES OFFICE PLUS	SU	\$633.43	MEDICAL ENT	SU	\$7.50
FARMERS COOP	SU	\$3,998.51	MEMORIAL CLINIC	SE	\$35.00
FEHLHAFERS	SE	\$20.00	MIDWEST AUTO PARTS	EQ	\$954.48
FGH LAW OFFICE	SE	\$4,807.70	MILLER TIRE	EQ	\$9,739.00
SIDNEY FREY	SE	\$449.10	NE PUBLIC POWER DIST	UT	\$54.12
HELMINK PRINTING	SU	\$39.95	NE TRUCK REPAIR	SE	\$66.90
KEARNEY INVEST CORP	TR	\$269.90	NE WEED CONTROL ASSN	FE	\$235.00
HOMETOWN LEASING	EQ	\$232.38	NEXTLINK AIS	UT	\$51.07
HOPE CRISIS CENTER	SE	\$18,011.00	NMC, LLC	EQ	\$16,708.91
JOHN DEERE FINANCIAL	EQ	\$708.91	PAC N SAVE	SU	\$1,158.37
JONES BANK (FICA)	FE	\$22,366.81	RDO TRUCK CENTERS	EQ	\$4,664.13
KEARNEY CO SHERIFF	SE	\$21.00	ROCKMOUNT RESEARCH	SE	\$927.93
KOTIK & MCCLURE	SE	\$11,556.25	SEWARD CO TREASURER	SE	\$44.00
LANCASTER CO SHERIFF	SE	\$161.68	TRUCK EQUIP SERV	SE	\$287.76
LANGUAGE LINE SERV	SE	\$73.72	VERIZON CONNECT NWF	EQ	\$647.15
MID-AMERICAN INS GRP	FE	\$47,826.56	VILLAGE OF GARLAND	UT	\$68.73
MIDWEST AUTOM	SE	\$73.05	DALE JOHNSON ENT	SU	\$28,191.99
MIDWEST SPECIAL SERV	SE	\$315.00	MIDWEST INFRA	SE	\$157,907.03
MIPS INC	SE	\$2,276.94	SOUTHWEST GRAVEL	SU	\$2,710.50
NIRMA	FE	\$7,500.00	CHAPTERS BOOKS	SU	\$760.19
NE ASSN CO OFFICIALS	FE	\$590.00	SUE IMIG	SE	\$50.00
NE CO COURT ASSN	FE	\$5.00	KOLTERMAN, CLARK	SE	\$110.60
NE LAW ENF TRAIN CT	FE	\$250.00	NE IND FILM PROJECTS	FE	\$500.00
NORRIS PUB POWER DIST	UT	\$1,358.23	RED PATH GALLERY	SE	\$2,500.00
ONESOURCE	SE	\$617.00	VANGUARD APPRAISALS	SE	\$97.50
OREILLY AUTOM	SU	\$52.70	MILFORD AGING SERV	SE	\$1,690.10
PAPER TIGER SHREDDING	SE	\$155.00	SEWARD AGING SERV	SE	\$2,178.70
PHYSICIANS LAB SERV	SE	\$6,050.00	SEWARD CO PUB TRANSIT	SE	\$96.00
POLLACK AND BALL	SE	\$133.15	UTICA AGING SERV	SE	\$1,717.70
POTTER REPAIR	SE	\$1,250.00	VERIZON WIRELESS SERV	UT	\$120.03
QUILL CORP	SU	\$408.06	MOTIVATE 2 COMM	FE	\$150.00
REDWOOD TOX LAB	SE	\$416.34	NESBITT INVEST	SE	\$10,895.15
REGION V SYSTEMS	SE	\$9,325.75	NATL EMER NMBR ASSN	FE	\$152.00
RIXSTINE TROPHY CO	SU	\$25.00	NEBRASKA APCO/NENA	SE	\$570.00
RX SERVICES LLC	SE	\$2,955.53	ST OF NE DAS COMMUN	SE	\$844.80
SEC STATE - ELECTIONS	SU	\$60.00	CENTURYLINK	SE	\$4,586.12
SEWARD CO CHAMBER	SE	\$60,200.00	CIDNET	SE	\$2,995.63
SEWARD CO HLTH CLM FND	FE	\$115,244.56	SUMMIT FOOD SERV	SE	\$850.65
SEWARD CO INDEPENDENT	SE	\$1,471.37	SALARIES		\$315,676.62
SEWARD CO SHERIFF	SE	\$7.00	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
SEW CO SHRFF UNCOL FEES	FE	\$478.00	AMERITAS DENTAL		
SEWARD LUMBER	SU	\$217.36	AMERITAS VISION		
SEWARD POLICE DEPT	SE	\$105.00	COLONIAL SUPPLEMENTAL INSURANCE		
JOY SHIFFERMILLER	SE	\$8,356.25	MID AMERICAN CO WISCONSIN		
SMPC, LLC	SE	\$2,360.00	POINT C		
SOARIN GROUP	SE	\$474.00	LPL FINANCIAL		

Affirmative Vote: Hain, Zabrocki, Pekarek, Schmieding, Ahmic Motion Carried

Sara Stenger, Detention Center Director, presented the Commissioners with an annual service agreement with Tek84 for a warranty for a body scanner at the Detention Center.

Moved by Hain and seconded by Pekarek to authorize the chair to sign the annual service agreement with Tek84 for a warranty for a body scanner at the Detention Center.

Affirmative Vote: Hain, Pekarek, Schmieding, Zabrocki, Ahmic Motion Carried

Brandy Johnson, County Clerk, and Wendy Elston, County Attorney, updated the Commissioners on activities of their offices.

Commissioners Reports:

Commissioner Pekarek reported he met with the Zoning Administrator, met with the Sheriff, and attended a Planning Commission meeting.

Commissioner Schmieding reported he will attend a Visitors Bureau meeting and a Blue Valley Community Action (BVCA) dinner and meeting, reported that the Extension Office will be hosting a dinner meeting, and received a Zoning question from a constituent.

Mike Vance, Sheriff, and Blair Yoder, Senior Operations Manager for the Sheriff's Office, were present to discuss the update on progress toward the Equitable Sharing Agreement & Certification (ESAC) submission. Vance stated that he has been working with Commissioners Pekarek and Zabrocki to establish a purchase order (PO) policy. Previously, the Commissioners had requested that proceeds on the report be separated and listed individually, as a way to clarify the amounts more specifically. Discussion was held regarding what steps need to come next in order to proceed with signing the ESAC, as well as how to handle any claims that would potentially be paid out of the Justice Fund, in the meantime. Commissioner Zabrocki has drafted a PO policy after meeting with the law enforcement specialist at Nebraska Intergovernmental Risk Management Assn (NIRMA), and Commissioner Pekarek has drafted a PO form to begin adopting the process having a PO Committee review all claims being paid from the Drug Funds. It was decided that the ESAC will be modified as requested and brought back before the Board next week. Ahmic asked if discussions could be held prior to claims being submitted regarding potential purchases out of the Justice Fund in order for the funds to be spent before the PO system is in place, if needed.

Commissioner reports, continued:

Commissioner Ahmic reported that she received calls regarding dust control and zoning matters from constituents, noted that she will be spending some time in the Zoning Office to help out while the Zoning Administrator is on maternity leave, attended the Planning Commission meeting, received email from a constituent, reported that two Planning Commission board members' terms will be coming to an end, and she would like to put an item on next week's agenda to appoint new applicants to fill those vacancies.

Commissioner Zabrocki reported he attended a *6 Regions, One Nebraska* meeting, met with Todd Duncan at NIRMA, drafted a policy document for a Purchase Order System for the Sheriff's Office, worked on a personnel matter, and received a call regarding roads.

Commissioner Hain reported she attended the *6 Regions, One Nebraska* meeting, spoke at an Intro To Public Health class at Concordia University, drove several roads throughout the northeast portion of the county, received an email from a former employee, received a message from Staplehurst Fire & Rescue regarding a road closure, and sent out a number of invitations for an upcoming Extension Office dinner meeting.

Moved by Zabrocki and seconded by Hain to approve a utility permit for Windstream Nebraska to bore in the right-of-way at 4582 Agnew Road in the SW ¼ of Section 8 Township 12 North, Range 1 East of the 6th P.M.

After the motion, Ahmic noted that the Emergency Contact portion of the permit was not completed.

Moved by Zabrocki and seconded by Hain to amend the previous motion, and table the matter until emergency contact portion of the permit is completed.

Affirmative Vote: Zabrocki, Hain, Pekarek, Schmieding, Ahmic Motion Carried

Hain led discussion on appointing one member to the Seward County Aging Services Board. Courtney Kossow has submitted an application to serve on the board for a new term starting in October 2025 through September 2027.

Moved by Hain and seconded by Pekarek to appoint Courtney Kossow as the Pleasant Dale member of the Seward County Aging Services Board for the term of October 2025 through September 2027.

Affirmative Vote: Hain, Pekarek, Schmieding, Zabrocki, Ahmic Motion Carried

Elston led discussion on Pine Creek Poultry, LLC's request for cancellation of their Conditional Use Permit for a Livestock Feeding Operation in the SE ¼ of Section 7 Township 12 North, Range 2 East of the 6th P.M. Correspondence from legal representation for Pine Creek Poultry, LLC was received on October 15th, informing the Commissioners that their client does not intend to proceed with the development of the Livestock Feeding Operation as approved by Resolution No. 3880.

Moved by Hain and seconded by Pekarek to adopt Resolution No. 3896 in regard to the cancellation of the Conditional Use Permit issued by the County by Resolution No. 3880 for a Livestock Feeding Operation in the SE ¼ of Section 7 Township 12 North, Range 2 East of the 6th P.M.

RESOLUTION NO. 3896
SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, on August 26, 2025, the Seward County Board of Commissioners ("Board") held a public hearing on an application for a Conditional Use Permit filed by Pine Creek Poultry for a Livestock Feeding Operation a tract of ground located in the Southeast ¼, Section 7, Township 12 North, Range 2 East of the 6pm, Seward County, Nebraska;

WHEREAS, following the public hearing, the Board voted and approved the Conditional Use Permit by way of Resolution 3880;

WHEREAS, on October 15, 2025, counsel for Pine Creek Poultry filed a notice with the Board that Pine Creek withdraws its application and requests that the Board cancel the Conditional Use Permit;

NOW THEREFORE BE IT RESOLVED that Resolution 3880 is hereby rescinded and the Conditional Use Permit to Pine Creek Poultry approved therein is cancelled.

DATED THIS 21st day of October, 2025.

Moved by: Hain Seconded by: Pekarek

Ayes: Ken Schmieding, Scott Pekarek, Raegan Hain, Darrell J. Zabrocki, Misty Ahmic, Chair, Board of Commissioners

Attest: Brandy M. Johnson, Seward County Clerk

Affirmative Vote: Hain, Pekarek, Schmieding, Zabrocki, Ahmic Motion Carried

The Commissioners recessed at 10:17 a.m.

The Commissioners reconvened at 10:23 a.m.

The Commissioners discussed the insurance deductible payment from the August 9, 2025 storm damage. Multiple claims from various departments have been submitted to NIRMA as a result of the storm. The county has a \$10,000.00 insurance deductible that covers all of the various claims for the one event. NIRMA deducted this amount from their payment to one of the vendors when they sent their insurance check for damages. It was suggested that each department affected by storm damage pay \$1000.00 of the funds they have budgeted for this purpose toward the deductible, and the remaining balance will be paid from the Inheritance Fund.

Moved by Zabrocki and seconded by Pekarek to enter into Executive Session for personnel at 10:37 a.m., it being necessary to protect the reputation of the individual(s).

Affirmative Vote: Zabrocki, Pekarek, Hain, Schmieding, Ahmic Motion Carried

Moved by Zabrocki and seconded by Hain to come out of Executive Session at 11:06 a.m.

Affirmative Vote: Zabrocki, Hain, Schmieding, Pekarek, Ahmic Motion Carried

The chair stated that personnel was discussed, and no decisions were made.

The Commissioners recessed at 11:09 a.m. to conduct the quarterly jail inspection.

Ahmic is absent at 11:09 a.m.

Known items on the agenda for Board of Equalization on October 28, 2025 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 14, 2024
4. Discuss/Action – Assessor Information Update

Known items on the agenda for Board of Commissioners on October 28, 2025 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 21, 2025

Other Business Matters to Address When Time Allows

4. Discuss/Action - Public/Organizations/Officials
5. Commissioner Reports
6. Discuss/Action – Approval of 2024-2025 Inventories
7. Discuss/Action – Appoint 2 Members to the Planning Commission for the term of January 18, 2026 through January 17, 2029
8. Discuss/Action – Agenda for November 4, 2025

9:15 a.m. Discuss/Action – Veteran of the Month

9:30 a.m. Discuss/Action – Public Hearing – Conditional Use Permit to Operate a Truck Body Repair Shop in J Precinct, in the NE ¼ of Section 23, Township 10N, Range 3 East of the 6th p.m.

Discuss/Action – Res – Conditional Use Permit to Operate a Truck Body Repair Shop in J Precinct, in the NE ¼ of Section 23, Township 10N, Range 3 East of the 6th p.m.

Discuss/Action – Res- Steckley Subdivision Short Form Plat in N Precinct, in the SW ¼ of Section 2, Township 9N, Range 2 East of the 6th p.m.

Discuss/Action – Res- Krska Home Place Acres Short Form Plat in C Precinct, in the W ½ NW ¼ of Section 2, Township 12N, Range 2 East of the 6th p.m.

Discuss/Action – Res- LZ Acres Short Form Plat in J Precinct, in the NW ¼ of Section 12, Township 10N, Range 3 East of the 6th p.m.

Discuss/Action – Res- Piening Place Subdivision Short Form Plat in I Precinct, in the NW ¼ of Section 2, Township 10N, Range 4 East of the 6th p.m.

9:45 a.m. Discuss/Action – Clarification of audit recommendations for the Seward County Sheriff's Office including a full physical inventory reconciliation

10:00 a.m. Discuss/Action – Authorize Chair to sign the 2024-2025 Equitable Sharing Agreement & Certification (ESAC) for Sheriff

The Commissioners reconvened at 11:25 a.m.

The Commissioners conducted the quarterly jail inspection.

Moved by Zabrocki and seconded by Pekarek to adjourn at the Detention Center at 11:40 a.m.

Affirmative Vote: Zabrocki, Pekarek, Schmieding, Hain

Motion Carried

State of Nebraska)

County of Seward) ss.

I, Brandy Johnson, 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 2025.

County Clerk

Chairperson