



CITY OF SEWARD
City Council
Regular Meeting
Agenda

Tuesday, July 7, 2020 7:00 PM

**East & West Basement of the Seward
Civic Center**

NOTICE IS HEREBY GIVEN that a meeting of the City Council of the City of Seward, Nebraska will be held at 7:00 PM on Tuesday, July 7, 2020, in the Seward Civic Center East & West Basement, 616 Bradford St, Seward, NE 68434, which meeting will be open to the public. The Mayor and City Council reserve the right to adjourn into Closed Session as per Section 84-1410 of the Nebraska Revised Statutes. An Agenda for such meeting, kept continually current, is available at the Office of the City Clerk, 537 Main Street, Seward, Nebraska, during normal business hours. Individuals requiring physical or sensory accommodations, who desire to attend or participate, please contact the City Clerk's Office at 402.643.2928 no later than 3:30 PM on the Friday preceding the Council Meeting.

City financial claims and related invoices will be available for Council member review, audit and voluntary signatures at Council Chambers beginning 30 minutes prior to the scheduled meeting time.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

DISCLOSURE OF OPEN MEETINGS ACT & OTHER NOTIFICATIONS

This is an Open Meeting of the Seward Nebraska Governing Body. The City of Seward abides by the Nebraska Open Meetings Act in conducting business. A copy of the Nebraska Open Meetings Act is displayed on the north wall of this meeting room facility as required. Disclosure of meeting recording processes is posted in the Meeting Room. A participant sign-in sheet is available for use by any Citizen addressing the Council. Presenters shall approach the podium, state their name & address for the Clerk's record and are asked to limit remarks to five minutes. All remarks shall be directed to the Mayor who shall determine by whom any appropriate response shall be made. The City of Seward reserves the right to adjust the order of items on this Agenda if necessary and may elect to take action on any of the items listed.

ROLL CALL

MINUTES

1. Draft Minutes of June 16, 2020- City Clerk Otte

CONSENT AGENDA

1. Claims & Payables Reports
2. Infrastructure Cost Items Reimbursable Back to the City

CONFIRMATION OF MAYOR APPOINTMENTS

1. Reappoint Mark Suhr to the Civic Center Commission for a 3-Year Term

2. Reappoint Dan Ellis, Ron Niemoth, and Russell Soucek to the Planning Commission for a 3-Year Term
3. Reappoint Karl Miller and Jessica Kolterman to the Seward Foundation for a 1-Year Term

PUBLIC HEARINGS

1. Public Hearing - 7:00 P.M. - Liquor License Application of Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing, 230 S 5th Street- City Administrator Butcher
 - A. Resolution Recommending Approval of a Class L Liquor License for Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing
 - B. Application Recommending Gerald Homp as Manager of Class L Liquor License for Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing

ADMINISTRATIVE ITEMS

1. Acknowledge Receipt of Claim from Pat Howe, 651 N 3rd St, Seward for Personal Property Damage and Forward to the City's Insurance Carrier- City Administrator Butcher
2. Acceptance of Seward County E911 Interlocal Budget - City Administrator Butcher
3. Appointment of Seward County Attorney as City Attorney for Prosecution Services - City Administrator Butcher
 - A. City Attorney Appointment and Agreement for Prosecution of City Ordinance Violations for the City of Seward
 - B. Resolution Appointing County Attorney as City Attorney for Prosecution Services and Establishment of Associated Terms and Fees
4. Resolution Ratifying All Actions by the Governing Body of the Seward City Council During Public Meetings Held Between and Including March 25, 2020 and June 16, 2020 - City Attorney Hoffschneider
5. Update Job Description for Chief of Police - City Administrator Butcher

COUNCIL REQUEST

1. Discuss Speed Limits from Hwy 15 South onto 8th Street - Councilmember Schmit

REPORTS

1. City Administrator's Report - City Administrator Butcher

FUTURE REQUESTS FOR COUNCIL AGENDA ITEMS OR ADMINISTRATIVE ACTION

ANNOUNCEMENT OF UPCOMING EVENTS

STRATEGY SESSION

1. Strategy Session with City Attorney to Provide Negotiation Guidance Concerning Real Estate Interests - City Atty Hoffschneider
2. Strategy Session with City Attorney to Provide Negotiation Guidance Concerning Real Estate Interests in the Rail Campus Development Area- City Atty Hoffschneider

MOTION TO ADJOURN

June 16, 2020

The Seward City Council met at 7:00 p.m. on Tuesday, June 16, 2020, via conference call, allowed under State of Nebraska, Governor Pete Ricketts, Executive Order No. 20-24 (Coronavirus - Continued Limited Waiver of Public Meetings Requirements), dated May 19, 2020, with Mayor Joshua Eickmeier presiding and Assistant Administrator /Clerk-Treasurer /Budget & Human Resources Director Bonnie Otte recording the proceedings. Upon roll call, the following Councilmembers were present: Jonathon Wilken, Ellen Beck, Sid Kamprath, Jessica Kolterman, Karl Miller, John Singleton, Chris Schmit, Alyssa Hendrix. Absent: None. Other officials present: City Administrator Greg Butcher and City Attorney Kelly Hoffschneider.

Notice of the meeting was given in advance thereof by the method of communicating advance notice of the regular and special meetings of the City Council of the City of Seward, Nebraska, as stated in Ordinance No. 2015-08, which was adopted on the 5th day of May, 2015; said method stating that the notice of such meeting, with the agenda thereon, be posted in the following places: City Hall, Seward County Courthouse, Municipal Building, and Seward Memorial Library. The certificate of posting notice is attached to these minutes. Notice of this meeting was simultaneously given to the Mayor and all members of the City Council and a copy of their acknowledgment of receipt of notice and the agenda are attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

THE PLEDGE OF ALLEGIANCE

Mayor Eickmeier announced that a copy of the Agenda for this meeting is posted on the north wall of the Municipal Building and copies are available on the north wall where a copy of the Open Meetings Act is also posted for public inspection. He also noted that any citizen participating in the conference call wishing to address the Council, should state their name and address and limit their comments to five minutes. All remarks should be directed to the Mayor/Chairperson, who will then determine who will make any appropriate response. The City of Seward reserves the right to adjust the order of items on this agenda if necessary and may elect to take action on any of the items listed.

1. APPROVAL OF MINUTES OF JUNE 2, 2020 COUNCIL MEETING

Councilmember Schmit moved, seconded by Councilmember Wilken, that the minutes of the June 2, 2020 City Council meeting be approved.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None

Absent: None. Motion carried.

1-5. CONSENT AGENDA CONSIDERATION ITEMS

The following Consent Agenda items were approved in one single motion made by Councilmember Singleton, seconded by Councilmember Kamprath:

1. Claims & Payables Reports
2. City Treasurer Report
3. City Codes Director Report
4. Police Department Report
5. Infrastructure Cost Items Reimbursable Back to the City

CLAIMS LIST
6-16-20
COUNCIL MEETING

June 16, 2020

Abbreviations: Bu, Building Upkeep; Eq, Equipment; Ex, Expense; Ma, Maintenance; Mi, Mileage; Misc, Miscellaneous; Re, Repairs; Sa, Salaries, Se, Services; Su, Supplies; Ut, Utilities, CI, Capital Improvements; GU, Grounds Upkeep.

AKRS Equipment	Su, Re	131.66
Amazon.Com Credit Service	Su	138.41
Aqua-Chem Inc	Su	2,636.12
Baker & Taylor	Su	1,707.80
Black Hills Energy	Ut	299.80
Blue Valley Pest Control	Bu	80.00
Brumm Lynn	Bu	6,000.00
Bruning State Bank	Golf Cart Lease	2,860.00
Burlington Northern Santa	Access Agrmt/Ins	4,206.00
Callaway Golf	Merch	390.01
Campbell Cleaning	Se, Bu	3,550.95
Capital Business-Cheyenne	Ma, Se	160.00
Carroll Construction Supp	Su	2,001.65
Cattle Bank & Trust	Eq Lease, Loan	27,166.26
Central Pump & Motor LLC	Pu	3,814.46
Cisne Painting	Bu	2,750.00
City Clock Co	Re	165.00
City Seward Dowding Pool	Misc	360.00
City Seward Library Petty	Su	137.04
City Seward Merchant Serv	Ex	3,726.72
City Seward Payroll Accou	Payroll	157,123.50
Continental Fire/Alarm/De	Se	190.00
Demco Inc	Su	330.81
Diamond Vogel Paint Center	Bu	4,161.04
Don's Pioneer Uniform	Un	83.74
Dutton-Lainson Co	Inv	23,114.16
Eakes Office Solutions	Su	178.20
Electro-Test & Maintenance	Se, Ma	6,512.50
Evans Christopher	Refnd	70.00
Faller Landscape	Gu	2,705.40
Farmers Coop Seward	Su, Re, Gu	3,467.48
Fast Mart	Su	42.52
Fastenal Company	Su, Eq	582.79
G & P Development Landfill	Gu	409.09
Galls LLC	Un	86.65
General Fire & Safety Eq	Se	101.50
Gerhold Concrete Co Inc	Gu	85.00
Herpolsheimer's Inc	Re	100.00
Hornung's Golf Products	Merch	650.42
Husker Electric Supply Co	Tools	371.40
Hydraulic Equipment Service	Ma	127.24
J C I Industries Inc	Ma	1,455.00
J E O Consulting Group In	Se	2,012.50
Jackson Services Inc	Su	137.32
K & Z Distributing	Su	408.40
Kelly Supply Co	Gu	26.33
Last Mile Network Consult	Se	90.00
League Ne Mun-Utilities	Trng	3,930.00
LINPEPCO	Su	606.10
Macqueen Equipment	Eq	9,811.50
Mad Magazine	Su	44.99
Maverick Group LLC	Refnd	500.00
Mcbride Trucking & Excav	Re	672.96
Menards North	Gu, Bu	1,745.49
Mid-American Benefits Inc	Ins	1,397.68
Midwest Auto Parts	Re, Su	478.98
Midwest Laboratories Inc	Se	1,356.99

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Midwest Turf & Irrigation	Su	156.16
Miwall Corporation	Su	1,250.00
Nebraska Equipment Inc	Su	62.73
Nebraska Nursery & Landsc	Dues	100.00
Nebraska Pub Pow-Desmoine	Ut	322,388.81
Nifco Mechanical Systems	Se	200.00
O C L C Inc	Su	208.30
Olsson	Se	15,169.12
One Call Concepts Inc	Se	141.82
One Source Background Check	Se	29.00
O'Reilly Automotive Inc	Su, Re	399.63
Orscheln Farm & Home	Su, Bu, Gu, Re	255.45
Pac 'N' Save Discount Food	Su, Gu, Tools, Bu, Meals	5,554.07
Paper Tiger Shredding	Se	30.00
Precision Tool & Machine	Su, Ma	524.40
Quality Brands Of Lincoln	Su	1,325.15
Quill Corp	Su, Eq	56.98
Recorded Books Inc	Su	750.67
Sam's Club (Lib-Rec-Pool)	Su	81.78
Schanou Audrey	Trng	40.00
Seward County Chamber & D	Ex	1,220.00
Seward County Clerk/Reg D	Se	16.00
Seward County Independent	Se	1,291.58
Seward County Treasurer	Se	18,692.50
Seward Electronics	Eq, Su	2,310.00
Seward Lumber & Home Cent	Su, Bu, Gu, Re	506.63
Seward School District	Misc	4.74
Seward Wind LLC	Ut	35,784.80
Siteone Landscape Supply	Su	475.74
Southeast Nebraska Dev Di	Se	1,888.31
Sports Express	Gu, Su	261.00
St P J Supply Inc	Eq	78.75
State Distributing Co	Su	672.80
Total Tool Supply Inc	Tools	343.14
U S Postal Service	Ex	150.00
Valentino's	Misc	66.78
Van Kirk Bros Contracting	Ci	714,423.53
Verizon Wireless	Se	280.25
Visa - Pinnacle Bank		573.65
Amazon Prime	Dues	119.00
SamsClub.com	Su	76.98
St PJs Supply	Su	55.96
Walmart	Bu, Ma	180.39
Bluestem	Se	100.00
Harlequin	Su	19.80
Zoom.us	Misc	16.03
Amazon.com	Su	5.49
Wesco Distribution Inc	Re, Inv, Su, Ma	26,539.36
Windstream Nebraska Inc	Se	1,878.03
Zabka Greg	Bu	450.00
Zoobooks	Su	29.95
	CLAIMS TOTAL	<u>\$1,444,111.17</u>

CONFIRMATION OF MAYOR APPOINTMENTS

Councilmember Schmit moved, seconded by Councilmember Kolterman, that Mayor Eickmeier's appointment of Michael A. Oneby as City Engineer be confirmed.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix

Nay: None

Absent: None. Motion carried.

June 16, 2020

PUBLIC HEARINGS

1. PUBLIC HEARING - 7:00 P.M. - PRELIMINARY PLAT OF SEWARD RAIL CAMPUS PUD 1ST ADDITION

City Administrator Butcher stated with the acquisition of the additional property in the rail campus and the installation of the entry boulevard, the City is ready to begin the process to divide and plat out additional lots, streets, and final easements. This preliminary plat was developed through input from the Rail Campus Committee and approved unanimously by the Planning and Zoning Commission on June 8, 2020.

Mr. Butcher added that one of the main elements is the naming of the entry Boulevard as Worthman Boulevard. The creek that runs just south of the Rail Campus is actually a named tributary (Worthman's Creek). This was discovered upon review of old historical maps. William Worthman was a brick maker who owned the brickyard located near the creek for many years. It seems appropriate to tie the boulevard to historic events and people.

Mayor Eickmeier opened the public hearing. With no additional comments, Mayor Eickmeier closed the public hearing.

Councilmember Kamprath moved, seconded by Councilmember Kolterman to approve the preliminary plat of the Seward Rail Campus PUD 1st Addition.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None
Absent: None. Motion carried.

2. PUBLIC HEARING - 7:00 P.M. - ORDINANCE APPROVING TEXT AMENDMENT TO THE CITY OF SEWARD UNIFIED LAND DEVELOPMENT ORDINANCE; ARTICLE 3 USE TYPES, 410-3.7, Y,1, RESTAURANT (DRIVE-IN FOR FAST FOOD)

City Administrator Butcher presented an ordinance for text amendment to the Unified Land Development Ordinance. He stated the amendment will better define drive-through or fast food restaurants by adding "ordering boards and drive through windows/lanes" to the description. Previously omitted from the City of Seward Use Matrix 410 Attachment 1 was the Business Park (BP) zoning districts, therefore not allowing "drive-through or fast food establishments" in these zoning districts. After reviewing the drive-throughs in Seward (January 13, 2020 PC meeting) all "drive-throughs or fast-food" should be designated as allowed by Special Use Permit in order to better review compliance with automobile and pedestrian traffic needs and the surrounding business or residential community. The Planning and Zoning Commission unanimously recommended approval of the text amendment.

Mayor Eickmeier opened the public hearing. Hearing no further comments, Mayor Eickmeier closed the public hearing.

Ordinance No. 2020-13 approving the Text Amendment to the City of Seward Unified Land Development Ordinance; Article 3 Use Types, 410-3.7, Y,1, Restaurant (drive-in for fast food) was adopted.

ADMINISTRATIVE ITEMS

1. AMEND DOWDING MUNICIPAL POOL PRICES FOR 2020 SUMMER SEASON DUE TO DELAYED OPENING DATE TO MEET DIRECTED HEALTH MEASURES/COVID-19 RESTRICTIONS

Councilmember Kamprath moved, seconded by Councilmember Wilken, that the Dowding Municipal Pool prices for 2020 summer season be amended due to delayed opening date to meet Directed Health Measures/COVID-19 restrictions: Family Pool Pass - \$100; Individual Pool Pass - \$50; Flat Day Fee - \$3; Aqua Aerobics

June 16, 2020

Season Pass - \$30.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None
Absent: None. Motion carried.

2. AMENDMENT TO INTERLOCAL AGREEMENT WITH UPPER BIG BLUE NATURAL RESOURCES DISTRICT FOR SEWARD HIKING AND BIKING TRAIL, EXTENDING THE AGREEMENT THROUGH JUNE 30, 2023

City Administrator Butcher stated the Upper Big Blue Natural Resources District and the City entered into an Interlocal Agreement for the design and construction of a hiking and biking trail. The agreement is set to expire June 2020. Administration is requesting the City enter into an Amendment extending the expiration date of the interlocal agreement to June 30, 2023.

Councilmember Miller moved, seconded by Councilmember Schmit, that the amendment to the Interlocal Agreement with Upper Big Blue Natural Resources District for Seward Hiking and Biking Trail, Extending the Agreement through June 30, 2023 be approved.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None
Absent: None. Motion carried.

REPORTS

1. CITY ADMINISTRATOR'S REPORT

City Administrator Butcher announced that the next City Council meeting will be live (not conducted via videoconference) at a location to be determined (must meet the Directed Health Measures for social distancing and maximum room capacity).

Councilmember Schmit moved, seconded by Councilmember Singleton, that City Administrator Butcher's report of June 16, 2020 be accepted.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None
Absent: None. Motion carried.

FUTURE REQUESTS FOR COUNCIL AGENDA ITEMS OR ADMINISTRATIVE ACTION

Request by Councilmember Schmit to discuss speed limits from Hwy 15 onto 8th Street.

MOTION TO ADJOURN

Councilmember Singleton moved, seconded by Councilmember Schmit, that the June 16, 2020 City Council Meeting be adjourned.

Aye: Wilken, Beck, Kamprath, Kolterman, Miller, Singleton, Schmit, Hendrix
Nay: None
Absent: None. Motion carried.

THE CITY OF SEWARD, NEBRASKA

Joshua Eickmeier, Mayor

Bonnie Otte
Assistant Administrator

June 16, 2020

Clerk-Treasurer
Budget & Human Resources Director

DRAFT

CLAIMS LIST

7-7-20

COUNCIL MEETING

Abbreviations: Bu, Building Upkeep; Eq, Equipment; Ex, Expense; Gu, Ground Upkeep; Inv, Inventory; Ma, Maintenance; Mi, Mileage; Misc, Miscellaneous; Re, Repairs; Sa, Salaries, Se, Services; Su, Supplies; Ut, Utilities, CI, Capital Improvements, Gu, Grounds Upkeep.

AKRS Equipment	Su, Re	1,394.24
Allison Garrett Johnson	LB840 Promo	1,000.00
Allure Fashions	LB840 Promo	1,000.00
American Red Cross	Trng	690.00
Amigos	LB840 Promo	1,000.00
Aqua-Chem Inc	Re, Su	998.58
Awe Salon & Barber	LB840 Promo	1,000.00
Barco Municipal Products	Su	389.00
BB's	LB840 Promo	1,000.00
Bern'S Body Shop	Re	2,794.22
Bizco Technologies	Se	4,215.28
Blue Cross Blue Shield Ne	Ins	46,809.72
Blue River Power & Rental	Re	359.15
Bluestem Network LLC	Se	100.00
Bode, Adam	Misc	90.00
Bottle Rocket Brewing	LB840 Promo	1,000.00
Brashear	Refnd	35.00
Brenda Brauer Esthetics	LB840 Promo	1,000.00
Brettmann Lucas	Refnd	35.00
Bridgestone Golf	Su	393.36
Burrows Jessie	Refnd	35.00
Cafe On The Square	LB840 Promo	1,000.00
Callaway Golf	Merchandise	243.52
Campbell Cleaning	Su, Se	1,561.81
Capital Business-Dallas	Ma	351.00
Chapters Books & Gifts	LB840 Promo	1,000.00
Chase Card Service		7,220.00
AMZN Mktp	Su, Eq	1,038.43
WPSG Inc	Eq	28.44
Walmart	Su, Misc, Bu	705.40
Dollar General	Eq	12.04
Home Depot	Tools	437.58
USPS	Su	28.30
Amazon.com	Su, Misc	142.22
Staples Direct	Su	101.53
Jacks Small Engines & Gen	Re	44.89
Sams Club	Su	105.98
Ohio Power Tool	Tools	348.49
EIG*ConstantContact.com	Se	20.00
PGA Member Info	Dues	521.00
Seward Lumber & Fuel	Bu	25.43
Pro San Maintenance Supply	Su, Ma, Eq	608.16
American Legioan Emblem	Eq	228.77
Elifeguard, Inc	Eq, Un	760.59
ChappellInsurance Co	Ins	354.00
Zoomshift Subs	Ex	102.00
Lowe's	Eq	498.71
Pac N Save	Su	9.19
Gettysburgflag.com	Su	335.26
1000Bulbs.com	Bu	62.57

Runza	Meals	61.96
Shop Pop Displays	Su	450.09
Talech	Ex	67.00
Microsoft	Ex	105.94
Zoom.Us	Ex	16.03
Chelewski Kent	Ex	90.00
Chemsearch	Gu	433.95
Chez Bubba Cafe	LB840 Promo	1,000.00
City Seward Buildings/Gr	Op	3,000.00
City Seward Electric Fund	Ut	42,008.95
City Seward General Fund	Franchise Fees	259,272.13
City Seward Library Petty	Su	140.68
City Seward Payroll Accou	Payroll	153,397.29
Clearspan	Ci	18,976.58
Consolidated Fleet Service	Re	3,890.00
Constellation Newenergy	Ut	533.35
Cook Robert	Refnd	35.00
Core Robert	Ex	90.00
Cornerstone Interiors & D	LB840 Promo	1,000.00
Cummins Sales & Service	Re	3,142.08
D J Gongol & Associates	Ma, Re	15,367.23
Doreen's Design	LB840 Promo	1,000.00
Eakes Office Solutions	Su, Eq	105.43
Ehrlich Roy D	Bu	10.08
Electric Pump	Ma	5,201.90
Essential Massage	LB840 Promo	1,000.00
Evans Christopher	Refnd	70.00
Fastenal Company	Su, Ci, Re	645.15
Fisher Zachary G	Ex	90.00
G & P Development Landfill	Gu	173.06
Garcia Alex	Refnd	35.00
Gehring Construction	Ci	154,223.28
Gerhold Concrete Co Inc	Ci, Gu, Su	8,737.18
Gold Star Martial Arts	LB840 Promo	1,000.00
Great Plains Communication	Se	586.00
Grooms Mike	Refnd	35.00
H & S Plumbing Heating &	Bu	361.38
Hach Company	Ma	69.90
Hairtrix	LB840 Promo	1,000.00
Hanes Craig	Refnd	35.00
Hans Jared	Ex	90.00
Hansen Dan	Ex	90.00
Hawkins Inc	Su	932.01
Herald Cody	Ex	90.00
Hireright LLC	Se	100.62
Hobson Automotive & Tire	Re, Ma	141.04
Hoffschneider Law Pc LLO	Se	4,500.00
Holte Matthew	Refnd	35.00
Home Depot Pro	Su	119.99
Hughes Brothers	Su	40.95
Husker Electric Supply Co	Re, Tools	552.46
Interstate All Battery Ce	Ma	128.70
IOT Integrators LLC	Eq, Ci	7,543.70
Island Sprinkler Supply	Gu	65.85
J & Co Salon	LB840 Promo	1,000.00
JD's Coffee Shop	LB840 Promo	1,000.00
Jones Bank	Eq	8,157.54
K & Z Distributing	Su	344.20
Kahler Daniel S	Ex	90.00
Kocian Tyler	Ex	90.00

Konica Minolta Business S	Ma	22.81
Kundel Industries Inc	Re	5,280.41
La Carreta	LB840 Promo	1,000.00
La Cocina	LB840 Promo	1,000.00
Last Mile Network Consult	Se	165.30
Law Enforcement Systems I	Su	34.00
Liberty House	LB840 Promo	1,000.00
Lincoln Patio & Awning	Re	150.00
Lincoln Tree Service Inc	Se, Ma	7,800.00
Litty Stan	Misc Claim	1,500.00
Liz's Sweet Stuff	LB840 Promo	1,000.00
Lynn Peavey Co	Su	41.60
Mailand's Clothing	Un	77.00
Matt Friend Truck Equip	Re	7,306.25
Mayo Jason	Refnd	35.00
Mebulbs	Su, Bu	498.86
Memorial Health-Drug	Se	141.00
Menards North	Su	51.49
Meraki Salon & Spa	LB840 Promo	1,000.00
Merle's Flower Shop	LB840 Promo	240.00
Merle's Garden Center	LB840 Promo	1,000.00
Mid-American Benefits Inc	Ins	2,582.90
Midwest Auto Parts	LB840 Promo	1,000.00
Midwest Turf & Irrigation	Re	314.23
Miers Robert M	Ex	90.00
Moore Scott	Refnd	35.00
Morse Laurie	Su, Eq	89.55
Mueller Kaleigh	LB840 Promo	1,000.00
Mueri Drug	LB840 Promo	1,000.00
Muhlbach Enterprises LLC	Eq	15,000.00
Municipal Supply Omaha	Re, Inv	2,067.94
Mustang Graphics	Signs	269.96
Nebraska Bounce	LB840 Promo	1,000.00
Nebraska D A S Acct OCIO	Se	231.00
Nebraska Equipment Inc	Eq	133.12
Nebraska Golf & Turf	Ex	380.00
Nebraska Golf Association	Dues	506.00
Nebraska Health Human Wtr	Se	353.00
Neutral Grounds	LB840 Promo	1,000.00
Niemann's Port-A-Pot LLC	Se, Ex	200.00
Norris Public Power Dist	Ut	1,277.42
Oborny Tanner	Ex	90.00
O'Kief John F	Ex	90.00
Olsson	Se	2,164.00
Om Shanti Studios	LB840 Promo	1,000.00
O'Reilly Automotive Inc	Su, Eq	156.31
Orscheln Farm & Home	Su, Re, Gu, Ma, Bu	716.61
Pac 'N' Save Discount Food	LB840 Promo	1,000.00
Pariset Mercedes	Refnd	35.00
Pedersen Brent	Ex	90.00
Pfeil Heather	Refnd	35.00
Policky Brandon A	Ex	90.00
Pollak Cody	Ex	90.00
Pollak Douglas W	Ex	90.00
Precision Pilates	LB840 Promo	1,000.00
Precision Tool & Machine	Ma	31.65
Principal Financial Group	Ins	2,035.03
Prochaska Vickie	Trng	40.00
Quality Brands Of Lincoln	Su	2,030.05
Quill Corp	Su	1,139.94

Rathjen Shad	Ex	90.00
Red Path Gallery	LB840 Promo	1,000.00
Richtig Tim L	Ex	90.00
Rieken Ben	Refnd	35.00
Rivoli Theatre	LB840 Promo	1,000.00
Rucker Amber	Refnd	35.00
Rue 6	LB840 Promo	1,000.00
Sam's Club (Lib-Rec-Pool)	Su, Misc	503.22
Schemmer Architects Engin	Se, Ci	117,911.42
Seward County Chamber & D	Ma, Se	242.96
Seward County Independent	LB840 Promo	1,000.00
Seward Electronics	Ma	12.30
Seward Fourth Of July Com	July 4 Permit Fees	1,600.00
Seward Public Schools	Eq	200.00
Short Elliott Hendrickson	Se, Ci	23,436.71
Siteone Landscape Supply	Gu, Re	501.74
Smith Michael	Ex	90.00
Southeast Nebraska Dev Di	Se	4,500.00
Sparetime Lounge & Grill	LB840 Promo	1,000.00
Sports Express	LB840 Promo, Su, Eq	1,362.60
St Louis Michelle	Su	55.34
State Distributing Co	Su	431.00
Sterling West	Eq, Ci	48,831.78
Subway	LB840 Promo	590.00
The Second Closet	LB840 Promo	460.00
The Udder Store	LB840 Promo	970.00
Time Warner Cable	Se	728.24
TNT Krafts & Boutique	LB840 Promo	1,000.00
Tomlinson Andrew	Refnd	35.00
U S Cellular	Se	214.02
Univar Usa Inc	Su	2,035.00
Valentino's	LB840 Promo	1,000.00
Vanwall Equipment	Re	26.07
Verizon Wireless	Se	301.61
Watson Wendell B	Ex	90.00
Wesco Distribution Inc	Re, Inv	1,130.46
Woods & Aitken LLP	Se	630.00
Zimco Supply Co	Su	2,674.65
Zoll Medical Corp	Eq	138.00
	CLAIMS TOTAL	<u>\$1,065,332.09</u>

**NOTICE OF APPLICATION
FOR A RETAIL CLASS L
LIQUOR LICENSE**

Notice is hereby given that Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing, has made application for a Retail Class L Liquor License, L-123668, at 211 S 4th St., Seward, Nebraska, in accordance with Section 53-134(7), Revised Statutes of the Nebraska Liquor Control Act. Written protest to the issuance of said license may be filed by any resident of the City of Seward, Nebraska, on or before 7:00 p.m. on Tuesday, July 7, 2020, at which time a public hearing will be held by the City Council at 142 North 7th Street, Seward, NE, upon said application and will receive evidence, either orally, or by affidavit, from any person bearing upon the propriety of the business of such license.

Bonnie Otte
Assistant Administrator/
City Clerk/
Budget & Human Resource Director
City of Seward, Nebraska

Publish one time: June 24, 2020
One Proof of Publication

**APPLICATION FOR LIQUOR LICENSE
CRAFT BREWERY (BREW PUB)
CHECKLIST**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH, 5th FLOOR
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.nebraska.gov

RECEIVED	
MAY 26 2020	
NEBRASKA LIQUOR CONTROL COMMISSION	
HOT LIST: YES <input type="radio"/> NO <input checked="" type="radio"/> NEW <input checked="" type="radio"/> REPLACING #	
CLASS TYPE <u>L</u>	INITIAL <u>BH</u>
123668	

Applicant Name Bottle Rocket Brewing LLC
 E-Mail Address: info@bottlerocketbrewing.com
 Web Site Address: www.bottlerocketbrewing.com

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the state.

REQUIRED ATTACHMENTS

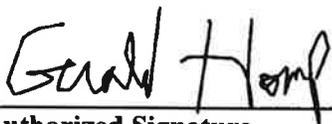
- X 1) Application fee \$400 plus licensee fee \$250
Total \$650 (check payable to Nebraska Liquor Control Commission)
- X 2) Copy of Brewers Notice Application – entire application including the diagram of Federal Bonded Area to be approved by Alcohol and Tobacco Tax and Trade Bureau (TTB)
- X 3) Alcoholic Liquor Tax Bond, \$1,000 minimum including the Power of Attorney documentation
(May use form 115)
- X 4) Submit diagram to include:
 - a. Facility dimensions and description
 - b. Identify production area
 - c. Any storage area

No fees submitted

<p>Office use only</p> <p>PAYMENT TYPE _____</p> <p>AMOUNT _____</p> <p>RECEIVED _____</p>	<p>BARCODE</p>
--	----------------

- X 5) Copy of business plan
- X 6) Name of Brew Master Ryan Koch
- a. Phone number of Brew Master 402-613-2441
- X 7) Fingerprints are required for each person as defined in new application guide, found on our website under "Licensing Tab" in "Applicant Guidelines". See Form 147 for further information, this form **MUST** be included with your application.
- X 8) Enclose the appropriate application forms
Individual License (requires insert form 1)
Partnership License (requires insert form 2)
Corporate License (requires insert form 3a & 3c)
Limited Liability Company (LLC) (requires form 3b & 3c)
- X 9) If building is being leased send a copy of signed lease. Be sure the lease reads in the name of the applicant either as individual, partnership, corporation (Inc) or limited liability company (LLC) making application. Lease term must run through the license year being applied for (May 1 – April 30).
- X 10) Corporation or Limited Liability Company must enclose a copy of articles of incorporation; as filed with the Nebraska Secretary of State's Office.
- X 11) License will not be issued until we are in receipt of a copy of your Brewers Notice issued by TTB.

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.



Authorized Signature

Gerald Homp

Print Name

402-304-5673

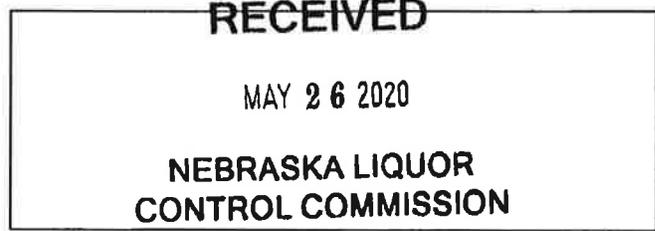
Contact Phone Number

5/22/20

Date

**APPLICATION FOR LIQUOR LICENSE
CRAFT BREWERY (BREW PUB)**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH, 5th FLOOR
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.nebraska.gov/



**CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES
CHECK DESIRED CLASS(S)**

- Class L Craft Brewery (Brew Pub) **Application fee \$400 (nonrefundable) plus licensee fee \$250
Total \$650 (checks payable to Nebraska Liquor Control Commission)**
- Class K Catering license (requires catering application form 106) \$100.00
- Copy of Brewer Notice Application – entire application including the diagram of Federal Bonded Area to be approved by Alcohol and Tobacco Tax and Trade Bureau (TTB)
- Alcoholic Liquor Tax Bond minimum of \$1,000 (form 115 may be used)

Additional fees may be assessed at city/village or county level when license is issued

Term of license runs from May 1 – April 30
Catering license (K) expires same as craft brewery (brewpub) license

CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING

- Individual License (requires insert form 1)
- Partnership License (requires insert form 2)
- Corporate License (requires insert form 3a & 3c)
- Limited Liability Company (LLC) (requires form 3b & 3c)

**NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)
Commission will call this person with any questions we may have on this application**

Name _____ Phone number: _____

Firm Name _____

PREMISE INFORMATION

Trade Name (doing business as) Bottle Rocket Brewing LLC

Street Address #1 230 S 4th St

Street Address #2 211

City Seward County Seward Zip Code 68434

Premise Telephone number 402-641- 4314

Business e-mail address info@bottlerocketbrewing.com

Is this location inside the city/village corporate limits: YES X NO

Mailing address (where you want to receive mail from the Commission)

Name Bottle Rocket Brewing LLC

Street Address #1 230 S 5th St

Street Address #2

City Seward State NE Zip Code 68434

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

READ CAREFULLY

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. No blue prints please. Be sure to indicate the direction north and **number of floors** of the building.

****For on premise consumption liquor licenses minimum standards must be met by providing at least two restrooms**

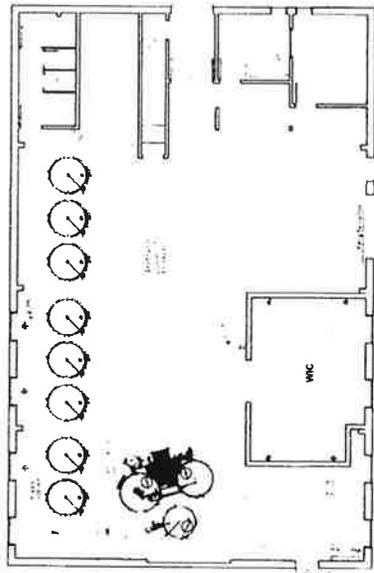
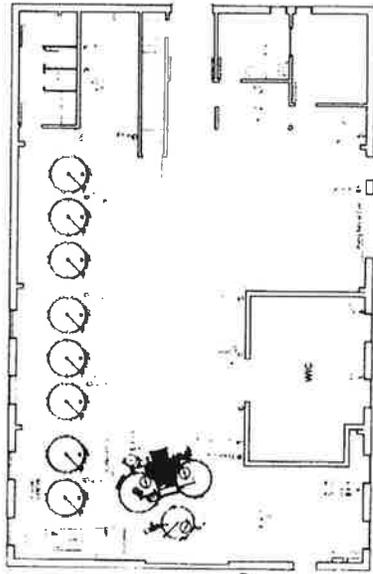
Building: length 80 x width 50 in feet
Is there a basement? Yes No X If yes, length x width in feet
Is there an outdoor area? Yes X No If yes, length 30 x width 50 in feet

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET

NOTE:

Please use the "C" License Bottle Rocket Brewing LLC #123288 to be used as one of our satellite facilities for this new "L" license. Thanks.

CONSULTANTS:
 R. D. MAURER, INC.
 110 S. 5TH STREET, SUITE 20
 LACON, NE 68404
 TEL: 405-566-4509



Electrical Plans and Details

Bottle Rocket
 Brewing
 Company

211 S 4th St, Seward, NE 68404

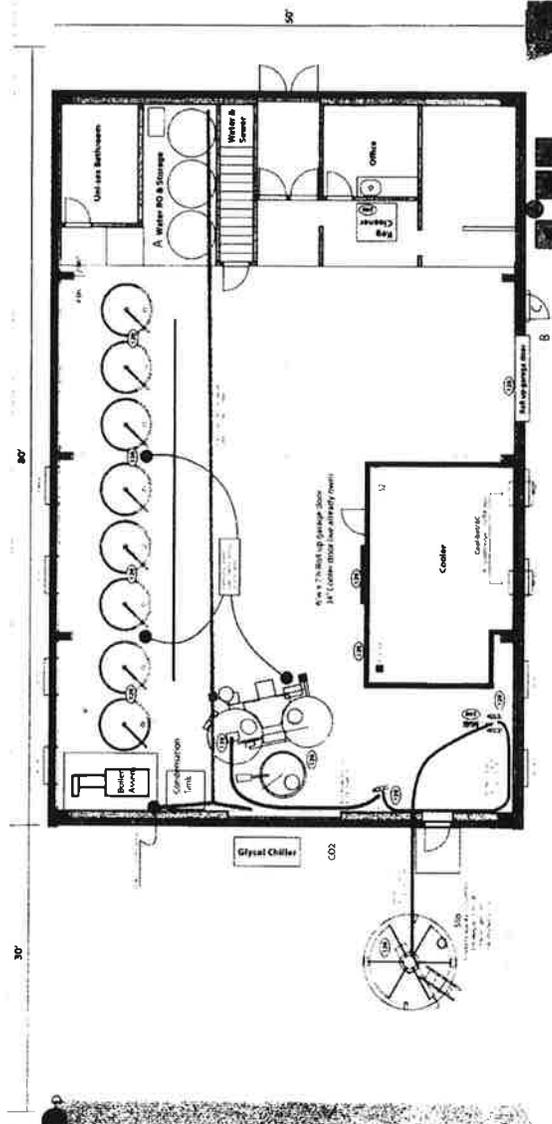
ESA PROJECT NO. 41518

DATE: 3/11/2020



ERICKSON SULLIVAN
 ARCHITECTS
 110 S. 5TH STREET, SUITE 20
 LACON, NE 68404 TEL: 405-566-4509

E100



APPLICANT INFORMATION

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

Has anyone who is a party to this application, or their spouse, **EVER** been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. **Include traffic violations.** Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

YES _____ NO _____

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Gerald Homp		Lincoln, NE	Speeding Ticket	
Michelle Homp		Lincoln, NE	Speeding Ticket	
Jason Berry		Nebraska	Speeding Ticket	
Ryan Koch		Nebraska	Speeding Ticket	
Amanda Koch		Nebraska	Speeding Ticket	

2. Are you buying the business of a current retail liquor license?

YES NO

If yes, give name of business and liquor license number _____

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as a liquor licensed business within the last two (2) years?

YES NO

If yes, give name and license number _____

4. Are you filing a temporary operating permit to operate during the application process?

YES NO

If yes:

- a) Attach temporary operating permit (TOP)(form 125)
- b) TOP will only be accepted at a location that currently holds a valid liquor license.

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

YES NO

If yes, list the lender Cornerstone Bank York NE

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

YES NO

If yes, explain. (All involved persons must be disclosed on application)

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

YES NO

If yes, list such item(s) and the owner. Brewing Equipment and Building - Middle Creek Ranch LLC

8. Is premise to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children, or within 300 feet of a college or university campus?

YES NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)

9. Is anyone listed on this application a law enforcement officer?

YES NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

Cattle National Bank Seward NE Gerald Homp, Jason Berry, Ryan Koch

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

Bottle Rocket Brewing LLC 230 S 5th St Seward, NE 68434 #112988 and #123288

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- Individual: Applicant and spouse; spouse is exempt if they filed Form 116 – Affidavit of Non-Participation.
- Partnership: All partners and spouses, spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Limited Liability Company: All member of LLC, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Corporation: President, Stockholders holding 25% or more of shares, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.

NLCC certified training program completed:

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Gerald & Michelle Homp	Gerald 4/19 Michelle 8/19	Responsible Beverage Service Training
Jason & Julie Berry	Jason 8/19 Julie 8/19	Responsible Beverage Service Training
Ryan & Amanda Koch	Ryan 4/18 Amanda 8/19	Responsible Beverage Service Training

For list of NLCC certified training programs

Experience:

Applicant Name/Job Title	Date of Employment:	Name & Location of Business

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. **Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.**

- Lease: expiration date 12/31/23
- Deed
- Purchase Agreement

14. When do you intend to open for business? July 2020

15. What will be the main nature of business? Brewing Beer

16. What are the anticipated hours of operation? 9am - 6pm Monday - Friday

17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR		SPOUSE: CITY & STATE	YEAR	
	FROM	TO		FROM	TO
Gerald Homp - Seward, NE	1997	Present	Michelle Homp - Seward, NE	1997	Present
Jason Berry - Seward, NE	1998	Present	Julie Berry - Seward, NE	1998	Present
Ryan Koch - Bozeman, MT	2000	2006	Amanda Koch - Licoln, NE	2003	2012
Ryan Koch - Seward, NE	2006	Present	Amanda Koch - Seward, NE	2012	Present

If necessary attach a separate sheet.

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued based on the information submitted in this application is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Applicant Notification and Record Challenge: Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34



 Signature of Applicant

Jason A. Berry

 Print Name



 Signature of Applicant

RYAN KOCH

 Print Name



 Signature of Spouse

Julie A. Berry

 Print Name



 Signature of Spouse

Amanda Koch

 Print Name

ACKNOWLEDGEMENT

State of Nebraska
 County of _____

The foregoing instrument was acknowledged before me this

_____ by _____
 date

name of person(s) acknowledged (individual(s) signing)

 Notary Public signature

Affix Seal

*Covid-19
 waived
 Notary*

In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

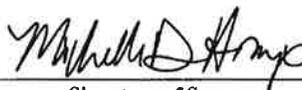
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Must be signed in the presence of a notary public by applicant(s) and spouse(s). See guideline for required signatures.



Signature of Applicant



Signature of Spouse

Gerald Homp

Print Name

Michelle Homp

Print Name

Signature of Applicant

Signature of Spouse

Print Name

Print Name

ACKNOWLEDGEMENT

*COVID-19
waived
notary*

State of Nebraska
County of _____

The foregoing instrument was acknowledged before me this

_____ by _____
date

_____ name of person(s) acknowledged (individual(s) signing)

Notary Public signature

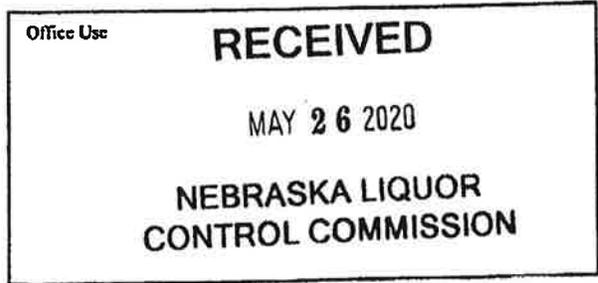
Affix Seal



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**MANAGER APPLICATION
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.nebraska.gov



MUST BE:

- ✓ Include copy of US birth certificate, naturalization paper or current US passport
- ✓ Nebraska resident. Include copy of voter registration card or print out document from Secretary of State website
- ✓ Fingerprinted. See form 147 for further information, read form carefully to avoid delays in processing, this form MUST be included with your application
- ✓ 21 years of age or older

Corporation/LLC information

Name of Corporation/LLC: Bottle Rocket Brewing LLC

Premise information

Liquor License Number: LK112988 Class Type K (if new application leave blank)

Premise Trade Name/DBA: Bottle Rocket Brewing LLC

Premise Street Address: 230 S 5th St

City: Seward County: Seward Zip Code: 68434

Premise Phone Number: 402-641-4314

Premise Email address: info@bottlerocketbrewing.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. To see authorized officers or members search your license information [here](#).

SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER
(Faxed signatures are acceptable)

Manager's information must be completed below. PLEASE PRINT CLEARLY.

Last Name: Homp First Name: Gerald MI: P

Home Address: 1210 Eastridge Dr

City: Seward County: Seward Zip Code: 68434

Home Phone Number: 402

Driver's License Number & State: _____

Social Security Number: 5 [REDACTED]

Date Of Birth: [REDACTED] Place Of Birth: _____

Email address: gerald@bottlerocketbrewing.com

Are you married? If yes, complete spouse's information (even if spousal affidavit has been submitted).

YES

NO

Spouse's information:

Spouses Last Name: Homp First Name: Michelle MI: D

Social Security Number: [REDACTED]

Driver's License Number & State: _____

Date Of Birth: [REDACTED] Place Of Birth: _____

APPLICANT'S SPOUSE MUST FIRST RESIDENCE(S) IN THE PAST SEVEN (7) YEARS

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Seward, NE	1997	current	Seward, NE	1997	current

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
1992	2013	Lincoln Benefit Life	Kevin Orth	402-440-6334

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.

Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea, include traffic violations. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

YES NO

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (City & State)	Description of Charge	Disposition
Gerald Homp		Lincoln, NE	Speeding Ticket	
Michelle Homp		Lincoln, NE	Speeding Ticket	

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?

YES NO

IF YES, list the name of the premise(s):

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?

YES NO

4. List the alcohol related training and/or experience (when and where) of the person making application.

*NLCC Training Certificate Issued: April 8th 2019 Name on Certificate: Gerald Homp

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Gerald Homp	04/2019	Responsible Beverage Service Training
Michelle Homp	08/2019	Responsible Beverage Service Training

*For list of NLCC Certified Training Programs see training

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:
Gerald Homp - President	2014	Bottle Rocket Brewing Co.

5. Have you enclosed form 147 regarding fingerprints?

YES NO

PERSONAL OATH AND CONSENT OF INVESTIGATION

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has NO interest directly or indirectly, a spousal affidavit of non-participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.

Applicant Notification and Record Challenge: Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

[Handwritten Signature]

Signature of Manager Applicant

[Handwritten Signature]

Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska
County of _____

The foregoing instrument was acknowledged before me this

_____ date

by _____ NAME OF PERSON BEING ACKNOWLEDGED

Notary Public signature

Affix Seal

*Covid-19
waived*

In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

RESOLUTION NO. 2020-

BE IT RESOLVED by the Mayor and Council of the City of Seward, Nebraska, that,

WHEREAS, Notice of Application for a Class L Liquor License for Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing, 211 S. 4th Street, Seward, Nebraska was published in the Seward County Independent on June 24, 2020; cost of such publishing fee being \$12.68, and,

WHEREAS, a public hearing was held before the Mayor and Council of the City of Seward on July 7, 2020;

WHEREAS, no written protests were filed with the City, and no oral objections were heard by the Mayor and Council,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Seward, Nebraska, that recommendation be made to the Nebraska Liquor Control Commission that a Class L Liquor License for Bottle Rocket Brewing, LLC, dba Bottle Rocket Brewing, 211 S. 4th Street, Seward, Nebraska be approved.

The Mayor declared the resolution adopted.

Dated: _____, 2020

THE CITY OF SEWARD, NEBRASKA

Joshua Eickmeier, Mayor

ATTEST:

Bonnie Otte
Assistant Administrator/
Clerk-Treasurer/
Budget & HR Director

(SEAL)



CITY OF SEWARD NEBRASKA
537 MAIN ST
PO BOX 38
SEWARD, NE 68434-0038

PH: 402-643-2928
FAX: 402-643-6491

CLAIM FORM

CONTACT INFORMATION

Name: Pat Howe Home Phone: _____
 Address: 651 N 3rd Seward Business Phone: 402-643-4800
 Date & Time of Incident: 6-3-2020 10:00pm Cell Phone: 402-641-4171
 Location of Incident: home address Email: _____
 Type of Incident: Injured Person Property Damage Automobile Accident (Check all that apply)

INJURED PERSON

Occupation: _____ Employed by: _____
 Did you see a doctor? Yes No Doctor's Name: _____
 Were you hospitalized? Yes No Hospital: _____
 Describe incident (nature & extent of injury): _____

 Any Witnesses? _____

PROPERTY DAMAGE

List Property Damaged: roof and gutters
 Age of damaged property: not sure Estimated cost of repair: ~~_____~~ \$2089.90
 How was the property damaged?
large tree branch fell on roof and gutters
poss roof damage under shingles - soft spot on
roof where tree fell

AUTOMOBILE ACCIDENT

Driver, if other than owner: _____
 Address: _____ Home Phone: _____
 Estimated cost of repair: _____ Business Phone: _____
 Vehicle: (year, make, model) _____ Police Notified? Yes No
 Your description of the accident: _____

INSURANCE INFORMATION

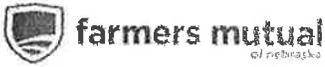
Amount of Claim: _____ (COPIES OF BILLS MUST BE ATTACHED VERIFYING AMOUNT OF CLAIM)
 Your Insurance Company: Sahr & Lichty Your Insurance Agent: Diane Lichty
 Insurance Company Phone: _____ Insurance Agent Phone: _____
 Did you report a claim? Yes No Did you receive payment? Yes No Deductible: _____

ADDITIONAL INFORMATION

Any other pertinent information: (write on back if more space needed) _____

 Explain why you feel the City of Seward is responsible: city tree - tree was hollow
where it broke.

SIGNATURE OF CLAIMANT: Pat Howe DATE: 6-6-2020



Farmers Mutual of Nebraska - Lincoln District Office

3850 VerMaas Place
Lincoln, Nebraska 68502

Description	Quantity	Unit Price	Per	Total Cost
ESTIMATE: Structure (Farmers Mutual of Nebraska - Lincoln) Claim #P2004824, (HOWE, PATRICIA)				
In progress				
ROOFPLAN: Roofplan				

gutter

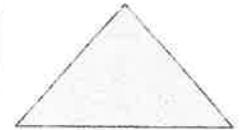
1 Remove & Replace - Gutters & Downspouts, Aluminum, 5" East and North	84.00	\$6.50	LF	\$546.00
<input type="checkbox"/> Includes miters, end caps, outlets, glue, elbows, hangers, downspout straps, screws, installation labor, and sales tax.				
<input type="checkbox"/> Includes miters, end caps, outlets, glue, elbows, hangers, downspout straps, screws, installation labor, and sales tax.				
<input type="checkbox"/> Includes 5% waste on quantity.				

gutter - Subtotal (1 item)

\$546.00

Roof

Roof area: 346.08 SF Squares: 3.5 SQ Soffit: 0.00 SF
Gutters: 35.00 LF Ridge: 0.00 LF



2 Remove - 1 layer-Roofing, asphalt (payable if completed)	3.46	\$45.00	SQ	\$155.70
3 Debris Removal - All Roofing	3.46	\$10.00	SQ	\$34.60
4 Replace - Shingles, asphalt, laminated, standard	3.81	\$230.00	SQ	\$876.30
<input type="checkbox"/> Includes asphalt shingles, roofing felt, starter strip, drip edge, rake edge, hip/ridge cap, rust-resistant nails, installation labor, and sales tax.				
<input type="checkbox"/> Includes 10% waste on quantity.				
5 Replace - Ridge or Hip Cap, asphalt	55.46	\$5.00	LF	\$277.30
<input type="checkbox"/> Includes 5% waste on quantity.				
6 Decking repair	1	\$200.00	EA	\$200.00

Roof - Subtotal (5 items)

\$1,543.90

Roofplan - Subtotal (6 items)

\$2,089.90



Farmers Mutual of Nebraska - Lincoln District Office

3850 VerMaas Place
Lincoln, Nebraska 68502

ESTIMATE: Structure (Farmers Mutual of Nebraska - Lincoln) Claim #P2004824, (HOWE, PATRICIA) ...

In progress

Total Materials:	\$2,089.90
Estimate Subtotal:	\$2,089.90
Estimate Total:	\$2,089.90

Finalization

Seward County Nebraska 2020-2021 Budget Form

Line No.	E911 FUND 65300 2910	Actual Expenditures 2018-2019 (Column 2)	Actual Expenditures 2019-2020 (Column 2)	Budgeted for 2019-2020 (Column 3)	Budget Requested for 2020-2021 (Column 4)	Budget Adopted 2020-2021 (Column 5)
1	EXPENDITURES					
2	Operating:					
3	10100 Official's Salary	\$ 53,733.00	\$ 51,084.63	\$ 55,370.00	\$ 57,720.00	
4	10200 Deputy's Salary	\$ 43,689.00	\$ 39,978.69	\$ 44,285.00	\$ 45,905.60	
5	10342 Dispatcher Salary	\$ 282,619.00	\$ 277,597.69	\$ 318,074.00	\$ 335,171.20	
6	10505 O/T & Holiday Pay	\$ 31,688.00	\$ 30,800.50	\$ 31,000.00	\$ 35,000.00	\$ 474,085.00
7	10801 Workman's Comp	\$ 1,100.00	\$ 1,165.00	\$ 2,500.00	\$ 2,625.00	
8	10802 Health Insurance	\$ 98,640.00	\$ 101,142.00	\$ 129,925.00	\$ 140,000.00	
9	10900 Retirement Co-Share	\$ 27,791.00	\$ 27,101.72	\$ 30,289.00	\$ 31,000.00	
10	11000 FICA - County Share	\$ 28,332.00	\$ 27,290.00	\$ 34,328.00	\$ 35,000.00	
11	11100 Uniform Allowance		\$ 403.00	\$ 1,500.00	\$ 750.00	reduced
12	11300 Other Personal Service (secretary payment)	\$ 400.00	\$ 500.00	\$ 600.00	\$ 800.00	increased for additional mts
13	20100 Postal Service	\$ 1,016.00	\$ 371.72	\$ 700.00	\$ 750.00	
14	20200 Telephone Service	\$ 12,557.00	\$ 13,541.57	\$ 7,500.00	\$ 13,500.00	
15	20400 Radio & Telephone Maintenance	\$ 15,532.00	\$ 11,610.17	\$ 15,000.00	\$ 12,000.00	
16	20500 Utilities	\$ 1,787.00	\$ 6,752.27	\$ 3,500.00	\$ 4,000.00	3% increase in the city
17	20501 Electricity	\$ 5,962.00	\$ 5,243.12	\$ 5,000.00	\$ 5,500.00	3% increase in the city
18						
19	Total Operating (Lines 3 to 18)	\$ 604,846.00	\$ 594,582.08	\$ 679,571.00	\$ 719,721.80	\$ 474,085.00
20	Capital Outlay (Including Capital Improvements):					
21	Capital Improvements:					
22	Purchase of Real Property					
23	Improvements on Real Property					
24						
25	Other Capital Outlay:					
26						
	50235 Communications Equipment	\$ 30,986.00	\$ 5,276.02	\$ 5,000.00	\$ -	final pymt on Zuercher
1	50311 Radio Equipment	\$ 18,254.00	\$ 1,672.97	\$ 2,500.00	\$ 2,000.00	
2	50500 Office Equipment	\$ 2,497.00	\$ 2,251.91	\$ 4,500.00	\$ 4,000.00	
3	60300 Sinking Fund	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	
4	Total Capital Outlay (Lines 21 to 30)	\$ 56,737.00	\$ 14,200.90	\$ 17,000.00	\$ 11,000.00	\$ -
	Total of this Page Only	\$ 661,583.00	\$ 608,782.98	\$ 696,571.00	\$ 730,721.80	\$ 474,085.00

Seward County Nebraska 2020-2021 Budget Form

Line No.	E911 FUND(Cont) 2910	Actual Expenditures 2018-2019 (Column 2)	Actual Expenditures 2019-2020 (Column 2)	Budgeted for 2019-2020 (Column 3)	Budget Requested for 2020-2021 (Column 4)	Budget Adopted 2020-2021 (Column 5)
1	EXPENDITURES					
2	Operating:					
3	20600 Insurance Premium	\$ 2,964.00	\$ 114.50	\$ 2,200.00	\$ 3,300.00	property ins
4	21200 Office Equipment Repair	\$ 63.00	\$ -	\$ 2,000.00	\$ 1,000.00	
5	21700 Travel	\$ 1,154.00	\$ 639.71	\$ 1,500.00	\$ 1,000.00	training
6	21801 Dues/Sub/Registrations	\$ 2,453.00	\$ 2,220.00	\$ 2,000.00	\$ 1,000.00	training,
7	22000 Printing & Publishing	\$ 552.00	\$ 582.00	\$ 500.00	\$ 400.00	
8	22400 Legal/Professional Services		\$ 300.00	\$ 300.00	\$ 300.00	
9	27359 Mapping costs/AVL Maintenance	\$ 12,445.00	\$ 5,311.62	\$ 10,500.00	\$ 7,000.00	
10	29900 Misc.	\$ 337.00	\$ 538.65	\$ 300.00	\$ 350.00	
11	30100 Supplies	\$ 2,422.00	\$ 2,408.84	\$ 3,500.00	\$ 3,000.00	
12	40206 Communication Equipment Rental	\$ 8,724.00	\$ 7,815.00	\$ 11,500.00	\$ 8,500.00	
13						
14						
15			up to 5 26 20			
16						
17						
18						
19	Total Operating (Lines 3 to 18)	\$ 31,114.00	\$ 19,930.32	\$ 34,300.00	\$ 25,850.00	\$ -
20	Capital Outlay (Including Capital Improvements):					
21	Capital Improvements:					
22	Purchase of Real Property					
23	Improvements on Real Property					
24						
25	Other Capital Outlay:					
26						
27						
28						
29						
30						
31	Total Capital Outlay (Lines 21 to 30)	\$ -	\$ -	\$ -	\$ -	\$ -
	Total of this Page Only	\$ 31,114.00	\$ 19,930.32	\$ 34,300.00	\$ 25,850.00	\$ -
	Total of E911 Fund pages 1 & 2	\$ 692,697.00	\$ 628,713.30	\$ 730,871.00	\$ 756,571.80	
	Percent Change from last FY to this year's request				3.52%	

**COUNTY OF SEWARD
BUDGET REQUEST FOR PERSONNEL
FISCAL YEAR 2020-2021**

Salary Sheet for Dispatch
(Office Name)

<u>Please List Employee Name or list as VACANT</u>	<u>Hire Date</u>	<u>Present Hrly/Salary Wage</u>	<u>New Wage for 2020- 2021 Fiscal Year</u>	<u>% change from Prior Year</u>	<u># of Hours per week</u>	<u>Annual salary</u>	<u>Min Wage Range</u>	<u>Max Wage Range</u>
Sample Name (Do not use this line)	1/10/12	\$10.00	\$10.20	2.00%	40.00	\$21,216.00	\$0.00	\$0.00
Barbara Liska	7/1/96	\$4,612.08	\$4,810.00	4.29%	40.00	\$57,720.00	\$25.78	\$35.58
Tyler Rexus	6/13/15	\$21.29	\$22.07	3.66%	40.00	\$45,905.60	\$20.35	\$28.09
Nancy Kavulak	9/12/06	\$17.12	\$18.26	6.66%	40.00	\$37,980.80	\$16.55	\$22.84
Sandra Meisman	8/3/09	\$17.12	\$18.26	6.66%	40.00	\$37,980.80	\$16.55	\$22.84
Kate Beard	11/1/11	\$17.12	\$18.14	5.96%	40.00	\$37,731.20	\$16.55	\$22.84
Troy Pickerill	8/24/16	\$17.12	\$17.90	4.56%	40.00	\$37,232.00	\$16.55	\$22.84
Shannon Arena	4/16/11	\$17.12	\$18.14	5.96%	40.00	\$37,731.20	\$16.55	\$22.84
Dave Doeden	5/20/16	\$17.12	\$17.90	4.56%	40.00	\$37,232.00	\$16.55	\$22.84
Michelle McMann	7/12/15	\$17.12	\$17.90	4.56%	40.00	\$37,232.00	\$16.55	\$22.84
Renee Dinkleman	3/12/17	\$16.78	\$17.44	3.93%	40.00	\$36,275.20	\$16.55	\$22.84
Rachel Borges	9/11/19	\$16.78	\$17.20	2.50%	40.00	\$35,776.00	\$16.55	\$22.84
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
		\$0.00	\$0.00	#DIV/0!		\$0.00		
Total Salaries						\$438,796.80		

SEWARD COUNTY
BUDGET REQUEST FOR EQUIPMENT
FISCAL YEAR 2020-2021

Office name: E911

- 1 ITEM(S) REQUESTED:
- A. Portable headsets, headsets
 - B. 2 PC's
 - C. _____
 - D. _____

2 REASON REQUESTED:

- To replace obsolete item _____
- To replace worn out item A,B
- To serve new or expanded program _____
- Other (Regular equipment expenses) _____

3 EXPLAIN: _____

If more lines are needed, attach add'l sheet

4 COST CALCULATIONS:

Estimated cost of item 1 2,000

Estimated cost of item 1 4,000

Estimated cost of item 1 _____

Estimated cost of item 1 _____

TOTAL **\$6,000.00** ← (This should match the amount budgeted on your equipment line of your budget)

Barbara Foster
Name of County Official

6-12-2020
Date

SEWARD COUNTY

SINKING FUND

FISCAL YEAR 2020-2021

Office name: E911

- 1 ITEM(S) REQUESTED:
- A. Save up for a future big ticket item
 - B. _____
 - C. _____
 - D. _____

2 REASON REQUESTED:

- To replace obsolete item _____
- To replace worn out item _____
- To serve new or expanded program 5,000
- Other (Regular equipment expenses) _____

3 EXPLAIN: _____

If more lines are needed, attach add'l sheet

4 COST CALCULATIONS:

Estimated cost of item A 5,000
Estimated cost of item B _____
Estimated cost of item C _____
Estimated cost of item D _____
TOTAL **\$5,000.00**

(This should match the amount budgeted on your SINKING LINE ITEM.
of your budget)

Barbara Smith
Name of County Official

6-12-2020
Date

SEWARD COUNTY

BUDGET REQUEST FOR EQUIPMENT

FISCAL YEAR 2020-2021

Office name: E911

- 1 ITEM(S) REQUESTED:
- A. Recording logger
 - B. final payment for CAD system
 - C. _____
 - D. _____

2 REASON REQUESTED:

- To replace obsolete item x
- To replace worn out item _____
- To serve new or expanded program x
- Other (Regular equipment expenses) _____

3 EXPLAIN The recording logger is obsolete and must be replaced due to age and to work with the new CAD system
The new CAD system, Zuercher, will have a final payment at some point in this fiscal year.
Both items can be paid out of the 911 Surcharge fund at 85%, with the balances coming out of the
operating fund 2910 If more lines are needed, attach add'l sheet

4 COST CALCULATIONS:

Estimated cost of item 1 34,400
 Estimated cost of item 1 10770
 Estimated cost of item 1
 Estimated cost of item 1
TOTAL **\$45,170.00** (This should match the amount budgeted on your equipment line of your budget)

Barbara L. Kestel
 Name of County Official

6-15-2020
 Date

SEWARD COUNTY

SINKING FUND

FISCAL YEAR 2020-2021

Office name: Seward County E911

- 1 ITEM(S) REQUESTED:
- A. Voice recorder/logger
 - B. Cad final payment
 - C. _____
 - D. _____

2 REASON REQUESTED:

- To replace obsolete item x
- To replace worn out item _____
- To serve new or expanded program x
- Other (Regular equipment expenses) _____

3 EXPLAIN The current logging system is obsolete and not compatible with the new CAD program. This budget 2910 will only pay 15% as the other 85% will come out of the 911 Sur-charge fund
The CAD portion of the Zuercher program costs will be again 85% out of the sur-charge fund and the remaining balance from fund 2910
If more lines are needed, attach add'l sheet

4 COST CALCULATIONS:

Estimated cost of item A 34,400 - 85% = 29,240.⁰⁰ (2910 Budget 85,140.⁰⁰)
Estimated cost of item B 10,770.00 - Cad portion yet to be determined
Estimated cost of item C _____
Estimated cost of item D _____
TOTAL \$10,770.00 (This should match the amount budgeted on your SINKING LINE ITEM.
45,170 of your budget)

Barbara Smith
Name of County Official

6-12-2020
Date

Seward County Nebraska 2020-2021 Budget Form

Line No.	911 WIRELESS SERVICE FUND 2913	Actual Expenditures 2018-2019 (Column 2)	Actual Expenditures 2019-2020 (Column 2)	Budgeted for 2019-2020 (Column 3)	Budget Requested for 2020-2021 (Column 4)	Budget Adopted 2020-2021 (Column 5)
1	EXPENDITURES					
2	Operating:					
3	65300-20200 Telephone System	\$ 30,100.00		\$ 50,000.00	\$ 50,000.00	
4	65300-21200 Maintenance (Agreements)			\$ 50,000.00	\$ 50,000.00	
5	65300-27350 Mapping	\$ 14,038.00		\$ 50,000.00	\$ 50,000.00	
6	65300-29900 Misc.	\$ 73,823.00		\$ 50,000.00	\$ 50,000.00	
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19	Total Operating (Lines 3 to 18)	\$ 117,961.00	\$ -	\$ 200,000.00	\$ 200,000.00	\$ -
20	Capital Outlay (Including Capital Improvements):					
21	Capital Improvements:					
22	Purchase of Real Property					
23	Improvements on Real Property					
24						
25	Other Capital Outlay:					
26	65300-50500 Equipment					\$ -
27						
28						
29						
30						
31	Total Capital Outlay (Lines 21 to 30)	\$ -	\$ -	\$ -	\$ -	\$ -
	Total of Page	\$ 117,961.00	\$ -	\$ 200,000.00	\$ 200,000.00	\$ -
	Percent Change from last FY to this year's request				0.00%	

Seward County Nebraska 2020-2021 Budget Form

Line No.	911 WIRELESS SET ASIDE FUND 2914	Actual Expenditures 2018-2019 (Column 2)	Actual Expenditures 2019-2020 (Column 2)	Budgeted for 2019-2020 (Column 3)	Budget Requested for 2020-2021 (Column 4)	Budget Adopted 2020-2021 (Column 5)
1	EXPENDITURES					
2	Operating:					
3	65300 29900 Misc.		\$ -	\$ 250,000.00	\$ 250,000.00	
4	65300 911 phone system					
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19	Total Operating (Lines 3 to 18)	\$ -	\$ -	\$ 250,000.00	\$ 250,000.00	\$ -
20	Capital Outlay (Including Capital Improvements):					
21	Capital Improvements:					
22	Purchase of Real Property					
23	Improvements on Real Property					
24						
25	Other Capital Outlay:					
26						\$ -
27						
28						
29						
30						
31	Total Capital Outlay (Lines 21 to 30)	\$ -	\$ -	\$ -	\$ -	\$ -
	Total of Page	\$ -	\$ -	\$ 250,000.00	\$ 250,000.00	\$ -
	Percent Change from last FY to this year's request				0.00%	

**CITY ATTORNEY APPOINTMENT
AND AGREEMENT
FOR PROSECUTION OF CITY ORDINANCE VIOLATIONS
FOR THE CITY OF SEWARD**

THIS APPOINTMENT is made and entered into as of the dates indicated below, between the Seward County Attorney (hereinafter referred to as ATTORNEY) and the City of Seward, Nebraska, hereinafter referred to as "CITY".

WHEREAS, CITY requires the services of an attorney to perform legal services for city ordinance violations; and,

WHEREAS, the County Attorney provides legal counsel and prosecutes offenses for Seward County; and, WHEREAS, CITY desires to utilize the expertise of the Seward County Attorney's Office and seeks such services from the Seward County Attorney; and,

WHEREAS, ATTORNEY is already working with the Seward Police Department and there are certain city ordinance violations that are intertwined with Nebraska State Law violations and an appointment to authorize handling city ordinance violations provide additional resources for the Seward County Attorney in prosecution and status offenses of juveniles.

WHEREAS, CITY is desirous of entering into an agreement with ATTORNEY to provide for the legal services by the County Attorney's office; and,

WHEREAS, CITY and ATTORNEY believe that appointing ATTORNEY as City Attorney for purposes spelled out below will provide more efficient and effective services for the residents of CITY and COUNTY.

NOW, THEREFORE, IN CONSIDERATION OF THESE FACTS, it is agreed as follows:

1. This Appointment shall have a term of JUNE 1, 2020 through JUNE 30, 2021, inclusive.
2. The ATTORNEY shall administer the prosecution of city ordinance violations including, but not limited to the following duties: overseeing the operation of the office for the prosecution of said offenses; overseeing the costs of said prosecution; overseeing the prosecution of city ordinances including violations of the animal, nuisance, misdemeanor, traffic, STOP program, property maintenance, and abandoned vehicle ordinances, but specifically excluding the violations of the building and zoning codes; determining the case or cases to be prosecuted or in the manner of disposing of any such case; providing monthly reports setting forth the prosecution activity to the City Administrator, as requested.
3. The ATTORNEY shall have ultimate authority to decide whether any specific case or cases prosecuted under the city ordinances shall be prosecuted or otherwise disposed. CITY may seek another attorney to handle a matter in which ATTORNEY is unable to prosecute.
4. The Appointment extends to all deputies under the control of the ATTORNEY and said deputies have express authority as ATTORNEY in prosecuting city

ordinance violations and protections as set forth herein.

5. ATTORNEY will provide a monthly report of prosecution activity to the City Administrator, as requested.
6. ATTORNEY, upon request by the City Administrator, may review new criminal ordinances proposed or modifications proposed to existing criminal ordinances of the CITY as submitted by CITY and make recommendations accordingly. ATTORNEY may also from time to time review current criminal ordinances for recommended changes, amendments, additions or deletions thereto in a timely manner. CITY may submit proposed criminal ordinances to the ATTORNEY prior to the passage by the Mayor and City Council and the CITY may consider recommendations prior to the passage of said ordinances.
7. CITY shall provide necessary supplies and equipment to carry out this Appointment. Supplies shall include ordinary business supplies (paper, files, etc.) and other items/equipment, not to exceed \$4,000. ATTORNEY shall make a request with the City Administrator to provide the supplies, equipment, or other items necessary to administer this Agreement, upon approval of City Administrator. CITY shall pay all court costs, witness fees, and other costs associated with the prosecution and administration of any cases filed by ATTORNEY. CITY shall pay all bond premiums and legal representation fees if the County Attorney is sued for serving in the official capacity as "City Prosecutor."
8. CITY acknowledges that in the event of the need for legal services beyond the limited scope of this Agreement or beyond the resources of ATTORNEY, or a conflict of interest in representing the CITY and the COUNTY, the ATTORNEY shall notify the CITY. The CITY will be responsible for separate legal counsel.
9. This Appointment shall automatically renew annually for additional one year periods unless notice is given pursuant to paragraph 10.
10. Any party to this Agreement shall have the right to terminate this Agreement and Appointment upon ninety (30) days advance written notice to the other party.
11. This instrument contains the entire Agreement between the parties and no statement or inducements made by either party or agent of either party that is not contained in this written Agreement shall be valid or binding; and, this Agreement may not be enlarged, modified, or altered except in writing signed by the parties and endorsed hereon.
12. This Interlocal Agreement shall inure to the benefit and be binding upon the heirs, executors, administrators and successors of the respective parties.

IN WITNESS WHEREOF, in witness of this agreement and in consideration of the mutual covenants set forth herein, the parties pledge their cooperation as necessary for the discharge of this Appointment and Agreement.

Executed this ____ day of _____, 2020.

BY:
Mayor, City of Seward,

Joshua Eickmeier

Attest:

Bonnie Otte, City Clerk

Executed this ____ day of _____, 2020

BY:
Seward County Attorney,

Wendy L. Elston #20853

Approved as to Form:

Kelly Hoffschneider
Seward City Attorney

Dated: _____

RESOLUTION NO. 2020-

TO Appoint Wendy L. Elston, Seward County Attorney, as City Attorney for prosecution services, to outline services.

WHEREAS, the CITY OF SEWARD, NEBRASKA (CITY) requires the services of an attorney to perform legal services for city ordinance violations; and,

WHEREAS, the County Attorney provides legal counsel and prosecutes offenses for Seward County; and,

WHEREAS, CITY desires to utilize the expertise and manpower of the Seward County Attorney's Office and seeks such services from the Seward County Attorney; and,

WHEREAS, CITY and COUNTY ATTORNEY believe that by use of County Attorney's office for legal counsel and prosecution of city ordinance violations will provide more efficient and effective services for the residents of the City and County.

NOW, THEREFORE, BE IT RESOLVED that Wendy L. Elston, Seward County Attorney, is hereby appointed as legal counsel to the City of Seward to perform legal services for city ordinance violations as follows:

1. This appointment shall have a term of JUNE 1, 2020 through JUNE 30, 2021, inclusive.
2. COUNTY ATTORNEY will provide prosecution services required by CITY through the office of the County Attorney. County Attorney shall receive no additional personal compensation for providing such service.
3. The County Attorney may designate legally authorized deputies to prosecute city ordinance violations pursuant this resolution.
4. The County Attorney shall administer the prosecution of city ordinance violations including, but not limited to the following duties: overseeing the operation of the office for the prosecution of said offenses; overseeing the costs of said prosecution; overseeing the prosecution of city ordinances including violations of the animal, nuisance, misdemeanor, traffic, STOP program, property maintenance, and abandoned vehicle ordinances, but specifically excluding the violations of the building and zoning codes; determining the case or cases to be prosecuted or in the manner of disposing of any such case; providing monthly reports setting forth the prosecution activity to the City Administrator, as requested.
5. The County Attorney shall have ultimate authority to decide whether any specific case or cases prosecuted under the city ordinances shall be prosecuted or otherwise disposed. The County Attorney will provide a monthly report of prosecution activity to the City Administrator, as requested.
6. The County Attorney, upon request by the City Administrator, may review new criminal ordinances proposed or modifications proposed to existing criminal ordinances of the CITY as submitted by CITY and make recommendations accordingly. County Attorney shall also from time to time review current criminal ordinances for recommended changes, amendments, additions or

deletions thereto in a timely manner. CITY may submit proposed criminal ordinances to the County Attorney prior to the passage by the Mayor and City Council and the CITY may consider recommendations prior to the passage of said ordinances.

7. CITY shall provide necessary supplies and equipment to carry out this Appointment. Supplies shall include ordinary business supplies (paper, files, etc) and other items/equipment, not to exceed \$4,000. ATTORNEY shall make a request with the City Administrator to provide the supplies, equipment, or other items necessary to administer this Agreement, upon approval of City Administrator. CITY shall pay all court costs, witness fees, and other costs associated with the prosecution and administration of any cases filed by the County Attorney. CITY shall pay all bond premiums and legal representation fees if the County Attorney is sued for serving in the official capacity as "City Prosecutor."
8. CITY acknowledges that in the event of the need for legal services beyond the limited scope of this Agreement or beyond the resources of the County Attorney, or a conflict of interest in representing the CITY and the COUNTY, the County Attorney shall notify the CITY. The CITY will be responsible for separate legal counsel.

Passed and adopted this _____ day of _____, 2020.

CITY OF SEWARD, NEBRASKA

Mayor Joshua Eickmeier

ATTEST:

Assistant Administrator/
Clerk-Treasurer/
Budget & HR Director

(SEAL)

RESOLUTION NO. 2020-

WHEREAS, on March 13, 2020, the Governor of the State of Nebraska declared a state of emergency related to COVID-19 within the entire State of Nebraska, and this state of emergency remains in effect; and

WHEREAS, on March 17, 2020, Governor Pete Ricketts signed Executive Order No. 20-03 waiving certain requirements of the Nebraska Open Meetings Act through May 31, 2020, allowing all governing bodies to meet by videoconferencing or by telephone conferencing or by conferencing by other electronic communication so long as there is made available at such meeting access to members of the public and to members of the media; and

WHEREAS, on May 19, 2020, Governor Pete Ricketts signed Executive Order No. 20-24 extending the waiver of certain requirements of the Nebraska Open Meetings Act through June 30, 2020; and

WHEREAS, the governing body of the City of Seward, Nebraska, pursuant to Executive Orders 20-03 and 20-24 respectively, conducted City Council meetings via videoconferencing or by telephone conferencing or by conferencing by other electronic communication with meeting access to members of the public and to the media on the following dates:

March 25, 2020
April 7, 2020
April 21, 2020
April 30, 2020 (Special Meeting)
May 5, 2020
May 19, 2020
June 2, 2020
June 16, 2020

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEWARD, NEBRASKA THAT:

All actions of the governing body of the Seward City Council held on the above listed dates are hereby ratified.

The Mayor declared the resolution adopted.

Dated this _____ day of _____, 2020

THE CITY OF SEWARD, NEBRASKA

ATTEST:

Joshua Eickmeier, Mayor

Bonnie Otte
Assistant Administrator/
Clerk-Treasurer/
Budget & Human Resource Director

(SEAL)

JOB TITLE: CHIEF OF POLICE (Salaried - Exempt)

ACCOUNTABILITY: Under the direction of the Mayor and City Administrator.

JOB SUMMARY: Plans, directs, manages, supervises, organizes and oversees the activities and operations of the Police Department and its personnel.

ESSENTIAL DUTIES AND RESPONSIBILITIES:

Assumes full management responsibility for Police Department services and activities including crime prevention, investigation, policy and procedure formation, goal setting, traffic control and enforcement, and objectives for the law enforcement function of the City.

Monitors and evaluates the efficiency and effectiveness of service delivery methods and procedures; establishes and maintains service and staffing levels and allocates resources; assesses and monitors work load, administrative and support systems, and internal reporting relationships; identifies opportunities for improvement; directs the implementation of changes.

Selects, trains, motivates, mentors, coaches, and evaluates department personnel; manages background and internal affairs investigations; provides and coordinates staff training; exercises direct and indirect supervision over sworn and civilian supervisory, professional, technical and clerical staff; works with employees to correct performance deficiencies; implements discipline procedures up to and including termination pursuant to civil service rules and regulations.

Plans, directs, and coordinates the department's work plan; meets with command staff to identify and resolve problems; assigns projects and programmatic areas of responsibility; reviews and evaluates work methods, practices, and procedures.

Manages and participates in the development and administration of the department budget; forecasts funds needed for staffing, equipment, materials, and supplies; monitors and approves expenditures; prepares and implements budgetary adjustments.

Apprehends and arrests law violators.

Vice control and suppression of police enforced licenses (liquor, tobacco, gaming, etc.) in cooperation with other law enforcement agencies.

ADDITIONAL DUTIES AND RESPONSIBILITIES:

Responds to citizen inquiries and resolves difficult and sensitive complaints; develops policy regarding interactions with media personnel.

Assists in the development of regulatory ordinances and laws regarding public safety; supervises special studies and the preparation of comprehensive reports; provides policy, technical, and administrative support to the Mayor, City Council, and City Administrator.

Manages custody and control of all property and equipment belonging to the department and maintains police records.

Represents the Police Department to other City departments, elected officials, outside agencies, and the public; explains and justifies department programs, policies and activities.

Attends and participates in professional group meetings, including but not limited to: City Council, Civil Service Commission, Board of Health, Seward County Drug Board, E-911 Agency Board, 4th of July Committee, and other Boards and Commissions as assigned.

Coordinates assigned activities with other City departments and outside agencies.

Regular and reliable attendance; other duties as assigned.

KNOWLEDGE, SKILLS AND ABILITIES: Knowledge of: principles, practices and techniques of law enforcement administration, organization and operation; principles and practices of law enforcement and crime prevention theory and their application to a wide variety of services and activities; laws governing custody of persons, search and seizure and rules of evidence; hazards and safety precautions applicable to the work; principles and practices of municipal budget preparation and administration; technical and administrative phases of crime prevention and law enforcement including investigation and identification, patrol, traffic control, records management, care and custody of persons and property and environmental protection; organizational and management practices as applied to the analysis and evaluation of programs, policies and operational needs; principles and practices of organization, administration and personnel management; principles of supervision, training and performance evaluation; principles and techniques of public relations; use of firearms and other law enforcement equipment.

Ability to: Communicate clearly and concisely, both orally and in writing; read, interpret, apply, and enforce Federal, State and local laws, codes, policies, and regulations; develop and administer sound department policies; display honest, trustworthy, and ethical behavior and judgment; provide administrative and professional leadership and direction to the department; allocate resources; simultaneously direct multiple activities and projects; analyze problems, identify alternative solutions, project consequences of proposed actions and implement recommendations in support of goals; make critical decisions under high stress situations; maintain confidentiality; perform mathematical calculations; operate a computer, including touch-screen and manual keyboard, operate a 2-way radio, radar equipment, make and receive telephone calls; operate various computer programs and their application to law enforcement; research, analyze and evaluate program techniques, methods and procedures; perform basic first aid and Cardiopulmonary resuscitation (CPR); maintain favorable working relationships and communication with City officials, other agencies and the general public; operate all communication equipment including broadcasting voice messages; sit, lift, reach, carry, push, pull, grasp, handle, stand, walk, climb, balance, stoop, squat, kneel, crawl, bend, twist/turn, run for brief periods of time; climb in and out of and operate standard police patrol units; qualify with all standard issued Police Department firearms per Nebraska Law Enforcement Training Center standards; ability to work varied shifts, hours, and holidays; ability to work under adverse weather conditions while performing necessary services.

EXPERIENCE AND TRAINING: Ten (10) years of law enforcement experience (municipal law enforcement experience is desired), including five (5) years of supervisory experience; Bachelors Degree in Criminal Justice (Masters Degree is desired); or any equivalent combination of experience and training.

MINIMUM REQUIREMENTS: Possession of the Nebraska Law Enforcement Training Center certification as a law enforcement officer or equivalent, including Supervision and Management Certifications or the equivalent; possession of or ability to obtain valid Nebraska driver's license upon hire; subject to background search, pre-employment physical exam, drug screen and psychological testing determining fitness for the above duties; establish residence within thirty (30) minute response time of the Seward city limits within six (6) months from employment date.

Updated: 7/2020

CITY ADMINISTRATORS REPORT – 7/7/20

- Continued to work with FEMA on finalizing projects, last project submitted.
- Drafted second round DTR documents.
- Unified Command Team Meetings with Four Corners Health (weekly).
- Seward County Covid-19 Response Meeting (weekly) w/Four Corners Health.
- League Call In Meeting re: Covid-19.
- Assisted with a number of potential economic development projects.
- Monitoring a number of street projects (Highway 15, East Seward Street, Waverly Road).
- AMI project review with Billing, Electric Dept, and Water Dept.
- Worked on personnel matters.
- Four Corners Maternal Health Grant Zoom Meeting – Community Events held on the evenings of June 17th and 24th.
- Covid-19 response to inquiries and issues.
- NPPD Weekly Summer Loading Call in Meetings.
- Finalized payment for LB 840 Meeting re: the Seward TIME Promotion with local businesses.
- Met with Jake Vasa and new City Engineer Mike Oneby.
- Attended online League of Municipality Budget and Finance Conferences (throughout summer).

The departments are working on the following projects to name a few:

Police Department

- Extra patrol for fireworks violations and firework stands.
- Planning for online training within department.
- New officer Lacy Samek to begin employment on July 13, 2020.
- Chief Baldwin has announced his retirement effective August 4, 2020.

Clerk's Office

- Processing new hire paperwork.
- Police Officer I Eligibility List and Chief of Police Job Vacancy Process.
- Job vacancies posted/advertising for Admin. Assist.-Muni Bldg. and Police Officer I Eligibility.
- Updating Job Descriptions/Titles.

Water/Wastewater Department

- Install new check valves, and air release on lift station (ongoing).
- Camera sewer lines.
- Contractors are bringing in equipment for 6th Street water main project.
- Generators are being repaired at West Well Field.
- Lining up parts and valves for small water tower valve replacement.

Parks and Rec/Cemetery/Golf/Pool

- Seward Dowding Pool is open with regular hours.
- John Brandl started at the cemetery June 29, 2020.
- Getting fields ready for games.
- Mowing parks, cemeteries and golf course.
- Armory Park playground installation.
- Preparing location for Wake Park Shelter.

Electric Department

- Put up banners for 4th of July.
- Terminate wire at the college.

- Pull poles and backfill.

Street Department

- Working on Salt Building.
- Cleaning of storm debris.
- Painting lines for crossing and parking.
- Grading alleys.

Library

- Continuing with summer programing online.

Building Inspection/Planning Department

- Mindy will be working on the updated Flood Plain Amendment.
- Mindy began half days at City Hall.
- Continuing search for Admin Assistant for the Muni Building and preparing for interviews.
- Working on the PC packet, Mindy will be working with Todd to make sure iPads work in the basement of the Civic Center (Rail Campus Final Plat, Scooter Coffee Special Use Permit)

Engineering

- Preliminary project planning for North Columbia/cemetery storm sewer.
- Easements on Seward Rail Campus.
- Residential impacts on East Seward Avenue.
- Preliminary project planning on East Hillcrest Drive/Bluff Road
- Review Columbia overlay project
- Preliminary planning for Plum Creek Park bank stabilization
- 2021 Engineering Dept. Budget

Finance Department

- Payroll Thursday
- Record June 15 TIF payment journal entries
- Prepare Airport June Financials
- Prepare City June Financials
- Budget (Year-end estimates)
- CDBG 6-month report