

The York County Board of Commissioners met according to law on March 8, 2011 at 9:35 a.m. as per notice in the York News Times on March 3, 2011, with Chairman Kurt Bulgrin with Pat Bredenkamp, Bill Bamesberger, Tom Shellington and Paul Buller. Also present were Bill Sutter, County Attorney and Melanie Wilkinson, correspondent for the York News Times; Ann Charlton, County Assessor and Bill Sutter, County Attorney.

The agenda of the meeting was posted on the bulletin board in the County Clerk's office and a copy of the agenda was made available to each Commissioner.

Bulgrin announced that the Open Meetings Law was posted outside the door along with copies in the back of the Board Room. Proof of publication was also available.

The Board met with Elected Officials and Department Heads prior to the regular meeting. No action was taken.

Moved by Shellington, seconded by Buller to approve the minutes of the February 22, 2011, Board of Commissioners meeting as presented; roll call: yeas, Shellington, Buller, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

Chairman Bulgrin announced that there would be two (2) items which needed to be added to the agenda as emergency items, they included:

1. Go into executive session to discuss appointing an Interim Highway Superintendent
2. Discuss and Act on appointing an Interim Highway Superintendent

Moved by Bamesberger, seconded by Shellington to amend the agenda; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Buller to adopt the amended agenda; roll call: yeas, Bamesberger, Buller, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

The Board reviewed the General Assistance Cases.

Moved by Bredenkamp, seconded by Shellington to approve general assistance case #11-08 in the amount of \$315.00 for rent payable to York Housing Authority (landlord); roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Bredenkamp to approve General Assistance #11-09 for utilities in the amount of \$213.39 payable to NPPD and Black Hills Energy; roll call: yeas, Shellington, Bredenkamp, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Payroll and vendor claims were reviewed. Included was a bill from Midwest Sprinkler for \$2,326.30 and an EPC claim for Bryan LGH Medical Center in the amount of \$20,853.26. After discussion, it was determined that the claim for Bryan LGH should be tabled in order to obtain additional information.

Moved by Buller, seconded by Shellington to approve payroll in the amount of \$120,127.45 and vendor claims including the claim for Midwest Sprinkler; roll call: yeas, Buller, Shellington, Bredenkamp, Bamesberger and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Rd	Ace Irrigation and Mfg	Culverts	2,314.28
Gen	Adams County Sheriff	Court Costs	18.50
Rd	Agri-Products Inc.	Repair Parts	128.86
Rd	Allied Oil & Supply, Inc.	Tire Repair	1,202.26
Rd	Applied Controls	Repair Parts	203.84
Gen	Automated Systems	Data Proc Equipment	20,535.84
Visitors Prom	Avery Outdoor	Billboard Rental	250.00
Aging	Bag N Save	Supplies	2,574.06
Gen	Bill Bamesberger	Mileage	123.42
Rd	Baum Hydraulics Corp	Repair Parts	786.11
Gen, Rd	Black Hills Energy	Heating Fuels	4,683.26
Gen	Blue Knight Security	Security Contract	1,950.00
Rd	Bosselman	Fuel	25,287.30
Rd	Car Parts Inc.	Repair Parts	255.86
Gen, Aging	Cash-Wa Candy Company	Board of Prisoners	1,122.81
Weed	Central Community College	Registration	105.00
Gen	Centre Place Dental, P.C.	Medical-Prisoners	352.00
Visitors Prom	Corps of Discovery Welcome Center	Publication	125.00
Gen	County Records Inc.	Plat Maps	1,000.00
Gen	Byron Covey	Mileage	33.66
Rd	Cross-Dillon Tire	Tire Repair	5,587.20
Rd	Randy Doremus	Reimbursement	164.00
Gen	Douglas County Treasurer	Coroner/Autopsy Costs	647.55
Gen, Aging, Visitors Prom	Eakes Office Plus	Office Supplies	1,549.89
Rd	Fairbanks Grand Island	Repair Parts	558.10
Rd	Farm Plan	Repair Parts	51.54
Rd	Fastenal Industrial & Const Supply	Repair Parts	146.22
Gen	First Concord Benefits Group, LLC	Insurance	319.56
Gen	Galls, An Aramark Company	Uniform Allowance	49.02
Rd	Garrett Tires & Treads – GI	Tire Repair	884.88

Gen	General Reporting Service	Court Costs	118.70
Gen, Aging	Grand Central Foods	Board of Prisoners	3,319.99
Gen	Hall County Court, District Nine	Court Costs	2.25
Gen	Hall County Sheriff	Court Costs	47.94
Aging	Carolyn Hambleton	Mileage	16.32
Aging	Kay Hilderbrand	Mileage	50.49
Aging	Janet Hines	Mileage/Reimbursement	44.59
Gen	Holiday Inn – Kearney	Meals/Lodging	518.04
Gen	Home Care Plus	Medical-Prisoners	97.00
Gen	Hometown Leasing	Equipment Rental	569.48
Gen	Husker Auto Group	Cars & Trucks	24,113.00
Rd	J&R Heating & A/C, Inc.	Electrical Supplies	145.12
Gen	Jackson Services Inc.	Building Maintenance	42.50
Gen	JM Monograms, Inc.	Uniform Allowance	64.80
Gen	Kirkham Michael Engineers	Office Supplies	3.00
Gen	Kopchos Sanitation, Inc.	Garbage	140.00
Visitors Prom	The Lamar Companies	Billboard Rental	470.00
Gen	Lancaster County Sheriff	Court Costs	49.62
Gen	Liermann's Service	Vehicle Maintenance	12.00
Rd	Matheson Tri-Gas, Inc.	Repair Parts	432.14
Rd	Mead Lumber & Rental – York	Supplies	42.04
Rd	Medical Enterprises, Inc.	Safety Equipment	124.00
Rd	Menards – Lincoln North	Shop Supplies	83.78
Gen	Metz Mortuary	Coroner/Autopsy Costs	150.00
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	256.75
Gen	Mid America First Call, Inc.	Coroner/Autopsy Costs	709.50
Gen	Mid-American Research Chemical	Janitorial Supplies	381.43
Gen	Midwest Auto Fire Sprinkler Co.	Building Maintenance	2,511.30
Rd	Midwest Hydraulic Serv & Equip Co.	Repair Parts/Labor	405.17
Rd	Midwest Machinery & Supply Co.	Guard Posts	775.42
Gen	MIPS Inc.	Data Proc Costs	598.08
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	132.17
Weed	Moses Motor Co.	Vehicle Maintenance	202.33
Rd	Myers Tire & Supply – Kansas City #16	Shop Supplies	26.48
Gen	NACO Planning & Zoning	Dues	30.00
Gen	NACO-Central District Meeting	Registration	30.00
Visitors Prom	Ne Life	Publication	225.00
Gen	Ne Planning & Zoning Assoc.	Dues	200.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Tests	84.00
Gen, Rd	Ne Public Power District	Electricity	3,028.47
Visitors Prom	Ne Travel Association	Registration	630.00
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	725.45
Rd	NMC Exchange LLC	Repair Parts	2,744.48
Aging	Anita Norquest	Mileage/Reimbursement	89.02
Gen	North Office Supply	Office Supplies	150.63
Gen	O'Keefe Elevator Company, Inc.	Maintenance Agreement	354.53
Rd	O'Reilly Auto Parts	Shop Supplies	26.32
Rd	OfficeNet	Office Supplies	63.47
Rd	Orscheln Card Center	Tire Repair	71.66
Gen	Lynn Peavey Company	Drug & Alcohol Tests	95.76
Gen, Rd, Visitors Prom	Perennial Public Power District	Electricity	644.92
Rd	Precision Industries, A DXP Company	Shop Supplies	91.96
Gen	Radiology Associates PC	Medical-Prisoners	392.00
Gen	Sharilyn Ramsey	Mileage/Meals	51.70
Rd, Weed	Rasmussen Auto Parts	Shop Supplies	178.96
Gen	Redfield & Company, Inc.	Office Supplies	334.00
Visitors Prom	Renze Display	Postal Services	48.75
Aging	David Rockenbach	Senior Citizen Program	50.00
Rd	Sahling Kenworth Inc.	Repair Parts	309.45
Gen	Don Sandman	Mileage/Reimbursement	128.83
Rd	Sapp Bros. Petroleum, Inc.	Fuel	14.00
Visitors Prom	Bob Sautter	Mileage	300.39
Rd	Snap-On Tools	Shop Tools	214.80
Gen	State of Ne-Das Central Finance	Equipment Rental	448.00
Gen	Svehla Law Offices	Court Costs	6,075.75
Gen	Time Warner Cable	Subscription	73.54
Rd	Toofast Supply	Repair Parts/Labor	63.25
Visitors Prom	USA Outdoor II, LLC	Billboard Rental	360.00
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	263.37
Gen	Veterans Service Office	Vet's Aid Costs	686.71
Rd	Village of Bradshaw	Electricity	21.45
Rd	Weldon Parts – GI	Repair Parts	889.59
Gen, Rd	York Ace Hardware	Shop Tools/Supplies	37.59
Gen	York County Court	Court Costs	70.25
Visitors Prom	York County Development Corp	Office Expenditures	5,400.80
Gen	York County District Court	Court Costs	973.00

Gen	York County Highway Dept.	Fuel	31.57
Gen	York County Sheriff	Office Supplies	1,007.53
Gen	York General Hospital	Medical-Prisoners	2,701.89
Gen	York Medical Clinic PC	Medical-Prisoners	328.83
Gen, Aging, Emer Mgnt	York News-Times	Publication	4,178.23
Gen	York Printing Company, LLC	Publication	113.75

Jim Bellows, AFLAC representative spoke with the Board regarding a new Critical Illness policy which is available. Employees could enroll year around and it is not a pre-taxed product.

Moved by Buller, seconded by Bredenkamp to implement the AFLAC Cancer Policy; roll call: yeas, Buller, Bredenkamp, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

There were no interfund transfers to be brought before the Board.

Treasurer Scavo requested approval of Pledged Securities with Henderson State Bank in the amount of \$320,000. and \$85,000.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #11-11 to approve pledged securities with Henderson State Bank CUSIP#514035DH4 for \$320,000. And CUSIP# 425191CX9 for \$85,000.; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-11

WHEREAS, Henderson State Bank was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities with Midwest Independent Bank and Wells Fargo Bank, N.A.;

BE IT THEREFORE RESOLVED, that the deposit of securities heretofore made to secure the County deposits with said Henderson State Bank be and the same are hereby approved and that the Depository Receipts herewith filed with the County Clerk covering the following described securities be approved:

Midwest Independent Bank,
Lancaster Cnty Neb Sch Dist No 161
Maturity Date: 12/15/2029
CUSIP: #514035DH4
Pledged amount: \$320,000.00
Wells Fargo Bank N.A.
City of Henderson NE Wtr
Maturity Date: 08/01/2025
CUSIP: #425191CX9
Rate: 4.75
Pledged amount: \$85,000.00

DATED this 8th day of March, 2011.

FEMA funds for a disaster payment were received in the amount of \$293,207.28. At this time it needs to be determined how the funds would be distributed.

Moved by Bamesberger that the monies go back into the Inheritance Tax Fund. After discussion, Bamesberger rescinded his motion.

Moved by Bredenkamp, seconded by Bamesberger to put \$100,000.00 into the Inheritance Fund and \$193,207.28 back into the County Road Fund; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

Lori Byers brought before the Board proposed amendments to the Transportation Service Policy. One change is to bring the policy in line with the change the Board made for in-town stop cost.

Days & Hours of Service

**City of York: Transportation service in and around the city of York are provided on a routine basis with routes posted by the York County Aging Services Office. To increase efficiency, trips to and from some parts of the city may be limited to one time per day or certain times of the day.*

**Rural York County and out of county services are provided on a routine basis with routes posted by the York County Aging Services Office.*

**Fares*

Out-of-County \$6.00 or 3 tickets to destination - \$4.00 or 2 tickets for return trip (\$10.00 round trip) \$2.00 per in-town stop in destination city. (Extra stops-boarding)

Moved by Bulgrin, seconded by Buller to approve the policy changes for York County Public Transportation Service Policy; roll call: yeas, Bulgrin, Buller, Bredenkamp, Shellington and Bamesberger; nays, none; motion carried.

A request was received from the Nebraska Sports Council for permission to use Hwy 34 as part of the route for the Cornhusker State Games Non-Competitive Cycle Tour.

Moved by Buller, seconded by Bamesberger to table the matter until the Board knows the exact date; roll call: yeas, Buller, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

Julie Johnson, Juvenile Diversion Coordinator spoke with the Board regarding instituting an Adult Diversion program. This is for offenders who are 18 years of age or older. Offenses must be committed in York County and which are for non-violent misdemeanor offenses including but not limited to: crimes of theft, minor in possession of alcohol, shoplifting, disturbing the peace etc. They must be first time offenders. Ineligible offenses include: traffic violations, driving while intoxicated and implied consent refusal.

The purposes of this program are:

1. Provide a responsible alternative to traditional criminal justice proceedings
2. Delivers specific intervention programming to targeted participants to prevent, eliminate, or reduce the rate of recidivism among the programs' participants
3. Promotes the collection of restitution to the victims of the offender's crime
4. Reduces the costs and caseload burdens on courts and the criminal justice system

The cost of the program would be \$300.00.

The Board will make a decision at the next regularly scheduled meeting.

Emily Bausch of Southeast Nebraska Development District spoke with the Board by telephone conference regarding the bids for the courthouse boiler system.

Courthouse boiler bids were opened at 10:30 a.m. on February 22, 2011. They were reviewed by the County Attorney and Emily Bausch of SENDD. American Boiler also included a bid for four existing pumps in the amount of \$10,910.00; however, both bidders worked off the same bid document and bid in the same way. At this time the pumps are in working order, however, they are 30 years old. If the Board decided on purchasing the pumps, Bausch stated there is enough money in the grant to cover them. Also, the energy office would have to amend the grant to include these pumps.

Moved by Bredenkamp, seconded by Shellington to accept the bid from American Boiler Company of Omaha in the amount of \$118,000.00; roll call, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Highway Superintendent, Don Robb submitted his resignation effective March 18, 2011.

Moved by Shellington, seconded by Bamesberger to accept the letter of resignation of Don Robb through March 18th; roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Chairman Bulgrin offered his thanks for Robb's years of service to the county and wished him the best in his new opportunity.

An Equipment Rental Agreement for a T190 Bobcat in the amount of \$2,500.00 per year was reviewed. The letter stated that the lease would be based on 200 hours per year. Any hours over 200 would be billed at \$10 per hour.

Moved by Bamesberger, seconded by Buller to go ahead and approve the quote with York Equipment Inc. for the T190 Bobcat Skid-Steer in the amount of \$2,500.00 per year; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

A Task Order Agreement for the bridge project at Bradshaw Southeast BRO-7093(23) was reviewed. This agreement is between the County of York/Local Public Agency and TranSystems Corp. They will provide the National Environmental Policy Act (NEPA) services.

Moved by Bredenkamp, seconded by Shellington to approve the agreement for the Task Order on BRO-2093(23); roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

A request was received from SENDD in the amount of \$2,997.98 for administration and lead testing.

Moved by Shellington, seconded by Bredenkamp to approve drawdown #6 to SENDD for \$2,997.98; roll call: yeas, Shellington, Bredenkamp, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Southeast Nebraska Development District SENDD has administered the grant process for the Lighting and Heating Grant for the County. They are asking for administration payment for the grant in the amount of \$982.40. The County will be reimbursed 75% of this amount.

Moved by Bredenkamp, seconded by Bamesberger to approve the payment of \$982.40 for SENDD for administering the boiler and lighting grant for the courthouse; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

The Security Committee spoke with the Board regarding the courthouse security system. Their recommendations are as follows:

- a. In order to provide safety to all persons who come into the courthouse the metal detector should be moved to the front entrance on main floor so that everyone must go through the metal detector.
- b. All other entrances should be closed except in the event of a fire or other emergency when rapid exit would be necessary
- c. A minimum of two security persons or deputies should be assigned to this duty. Coverage of the metal detector from the time the Courthouse opens until it closes will be needed. Two employees will be needed to allow for breaks and the ability to secure the area during peak business times during the day.
- d. Last year York County paid Blue Knight Security Inc. \$23,424.16 to provide security only when court is in session. The committee asked the York Sheriff and the present provider Blue Knight Security Inc. for estimates based on two persons from the hours of 7:45 a.m. until 5:15 p.m., five days a week excluding holidays. Blue Knight Security Inc. estimated

(Note Blue Knight estimate was based on 47 ½ hours) informally for two officers \$106,447.50. The York County Sheriff estimated (Note the Sheriff's estimate is based on 40 hours) informally that a deputy would cost approximately \$54,162.30 this includes 2080 hours of labor at \$19.58, health and insurance \$7,164.00, Social Security \$3,115.57 and retirement when eligible \$3,156.30. Two deputies, as suggested, would be \$108,324.60 to adequately staff the metal detector. Taking the highest estimate and subtracting what is already paid per year that would require and estimated \$84,900.44 to provide the security in the whole Courthouse full time rather than just to the courtrooms on second floor part time.

e. It was also discussed that Hall County used one of the persons to patrol the hallways when not needed at the detector. The committee would suggest this be considered also.

The Board asked that the news paper do a straw poll and that a public hearing be held on April 19 to get the input of the community.

The agenda was amended to include emergency action on the following:

1. Go into executive session to discuss appointing an Interim Highway Superintendent
2. Discuss and Act on appointing an Interim Highway Superintendent

Moved by Bamesberger, seconded by Shellington to go into executive session at 12:34 p.m. to discuss the appointment of a Interim Highway Superintendent; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Shellington to go out of executive session and go into regular session at 1:05 p.m. where no formal action was taken; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bulgrin, seconded by Shellington to appoint Brad Covert as Interim Highway Superintendent; roll call: yeas, Bulgrin, Shellington, Bamesberger; nays, Buller and Bredenkamp; motion carried.

Chairman Bulgrin appointed Bredenkamp and Shellington as the committee to take the reins on filling the vacancy, go over applications, make a recommendation to the Board as to the names of three or four individuals who they feel would be good candidates for the job; make sure everything is in order for filling the Highway Superintendent's vacancy.

Sharilyn Ramsey, Clerk of the District Court and Cynthia D. Heine, York County Clerk submitted their February 2011 fee reports in the respective amounts of \$4,252.48 and \$13,717.90. The reports were reviewed and placed in file.

York County Sheriff, Dale Radcliff submitted the January 2011 fee report in the amount of \$3,248.08. The report was reviewed and placed on file.

Brenda Scavo, County Treasurer submitted Fund Balances as of February 28, 2011.

General	779,239.19
Roads	360,951.70
JV Diversion	7,790.97
Child Support Enforcement	101.28
Unemployment Security	17,122.46
Area on Aging	21,635.20
Relief & Medical	14,892.87
State Institutions	7,154.38
Veterans Aid	16,164.85
Busy Wheels	9,825.64
STOP	13,215.31
Debt Service	273,559.34
Inheritance Tax	1,386,273.75
911 Wireless	18,991.78
Emergency Mgmt	29,327.45
Law Enforcement Sheriff	10,799.76
Noxious Weed Dist	8,963.77
Ambulance	33,998.43
911 Emergency	63,189.50
Comm Dev Blk Grant	10.48
County Visitors Impr Fund	189,004.30
Visitors Prom	67,467.53

Committee reports were given.

The Chairman declared the meeting adjourned at 1:10 p.m. The next meeting will be March 22, 2011 at 8:30 a.m. with Elected Officials/Department Heads; 9:20 a.m. with the General Assistance Administrator and 9:35 a.m. in the County Commissioners Room, lower level of the Courthouse for the regularly scheduled meeting.

Kurt Bulgrin, Chairman
York County Board of Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska