

The York County Board of Commissioners met according to law on May 24, 2011 at 9:35 a.m. as per notice in the York News Times on May 19, 2011, with Chairman Kurt Bulgrin, with Pat Bredenkamp, Bill Bamesberger, Tom Shellington and Paul Buller.

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.

The meeting was opened with the Pledge of Allegiance.

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 Bredenkamp to approve the minutes of the May 3, 2011, Board of Commissioners meeting as presented; roll call: yeas, Shellington, Bredenkamp, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Bamesberger to adopt the agenda for Tuesday, May 24, 2011 as presented; roll call: yeas, Shellington, Bamesberger, Bredenkamp, Buller and Bulgrin; nays, none; motion carried.

The Board reviewed the General Assistance Cases.

Moved by Bredenkamp, seconded by Buller to approve General Assistance case #11-21 for medication payable to Walgreen Pharmacy in the amount of \$620.89(this was approved by Commissioner Bulgrin on an emergency basis); roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Buller to approve General Assistance case #11-22 for utilities payable to NPPD in the amount of \$314.62; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington, and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Bamesberger to approve General Assistance case #11-23 for utilities payable to Perennial in the amount of \$240.12; roll call: yeas, Buller, Bamesberger, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Buller to approve General Assistance case #11-24 for utilities payable to Perennial in the amount of \$183.00 roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Buller to approve General Assistance case #11-25 for rent payable to JBK Apts. LLC (landlord) in the amount of \$315.00; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Bamesberger to approve General Assistance case #11-26 for utilities payable to Black Hills Energy in the amount of \$315.00; roll call: yeas, Buller, Bamesberger, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

The Board reviewed Payroll and Vendor claims.

Moved by Bamesberger, seconded by Bredenkamp to approve payroll in the amount of \$120,110.25 and vendor claims, including the claim for the Ambulance Fund; roll call: yeas, Bamesberger, Bredenkamp, Shellington, Buller and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Rd	Allied Oil & Supply, Inc.	Equipment Fuel	414.80
Gen	Automated Systems	Data Proc Equipment	612.99
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Aging	Bag N Save	Supplies	402.07
Gen	Beaver Bearing Co. of York LLC	Building Maintenance	7.42
Gen	Big Red Printing	Office Supplies	130.97
Gen	Blue Knight Security, Inc.	Security Contract	822.00
Gen	Blue Valley Behavioral Health	Court Costs	350.00
Gen	Stephanie Boring	Reimbursement	34.95
Gen	Marjorie Braman	Retirement	11.00
Gen	Brother Mobile Solutions	Radio Equipment	125.72
Rd	Car Parts Inc.	Shop Tools	29.99
Gen	Cash-Wa Candy Company	Board of Prisoners	1,253.13
Aging	Cash-Wa Distributing Co.	Supplies	330.66
Gen	Central Nebraska Refrigeration	Building Maintenance	616.81
Gen	Gary Charlton	Retirement	11.00
Ambulance	City of York – Ambulance	Quarterly Fee	47,000.00
Gen	Claritus	Supplies	45.07
Gen	Clerk of the Supreme Court	Court Costs	125.00
Rd	Compulink, LTD.	Computer Consult	1,000.00
Gen	Teresa Contatore	Mileage	45.90
Gen	Contryman Associates, P.C.	Labor	975.00
Gen, Rd,			
Juv Div	Corporate Payment Systems	Supplies	4,074.02
Rd	Cross-Dillon Tire	Tire Repair	1,517.44
Gen	Dark Fiber Solutions	Office Equipment	40.00
Gen	Douglas County Sheriff	Court Costs	56.16

Gen	Dugan Business Forms	Supplies	1,120.70
Gen, Relief, Rd, Aging, JV Div	Eakes Office Plus	Office Supplies	1,761.64
Rd	Express Truck Center York	Repair Parts	345.70
Rd	Farm Plan	Repair Parts	95.94
Gen	Fillman Law Offices	Attorney Fees	840.00
Rd	Filter Care	Repair Parts	156.55
Gen	First Concord Benefits Group, LLC	Insurance	5,942.05
Rd	Friesen Chevrolet, Inc.	Repair Parts	192.34
Gen, Aging	Grand Central Foods	Board of Prisoners	2,624.08
Gen	Great Plains Pest Management, Inc.	Building Maintenance	108.00
Aging	Carolyn Hambleton	Mileage	20.40
Rd	Hamilton Information Systems, Inc.	Office Equipment	249.00
Gen	Harry Hecht	Retirement	16.00
Gen	Cynthia Heine	Mileage	54.06
Aging	Kay Hilderbrand	Mileage	69.87
Aging	Janet Hines	Reimbursement	52.46
Gen	Hitz Towing, Inc.	Vehicle Maintenance	140.00
Gen	Hobart Sales & Service	Equipment	375.70
Gen	Home Care Plus	Medical-Prisoners	39.00
Gen	Hometown Leasing	Equipment Rental	827.28
Rd	Hooker Bros. Sand & Gravel, Inc.	Gravel	22,737.71
Gen	Hy-Tec Auto Service	Vehicle Maintenance	93.60
Gen	Jack's Uniforms & Equipment	Equipment	231.03
Gen, Rd	Jackson Services Inc.	Building Maintenance	197.54
Gen	JM Monograms, Inc.	Uniform Allowance	56.80
Rd	Johnson Sand & Gravel Co, Inc.	Gravel	9,927.00
Rd	Kimball Midwest	Repair Parts	612.06
Gen	David Kimble	Attorney Fees	338.00
Gen	Kirkham Michael Engineers	Office Supplies	3.00
Rd	Klute, Inc.	Repair Parts	189.00
Gen	Kopchos Sanitation, Inc.	Garbage	140.00
Gen	Eileen Krumbach	Mileage	51.00
Visitors Prom	The Lamar Companies	Media-Advertising	470.00
Gen	LaRue Distributing, Inc.	Supplies	42.16
Gen	Liermann's Service	Vehicle Maintenance	43.75
Gen	Light & Siren	Vehicle Equipment	1,993.85
Gen	Loup Valley Lighting, Inc.	Building Maintenance	177.75
Rd	Matheson Tri-Gas, Inc.	Shop Supplies	228.69
Rd	Medical Enterprises, Inc.	Safety Equipment	31.00
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	256.75
Rd	Midwest Service & Sales	Safety Equipment	147.40
Gen	MIPS, Inc.	Data Proc Equipment	598.08
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	346.37
Gen	Jeanne Morand, Court Reporter	Court Costs	78.75
Gen	My Mouse Works.Net	Data Proc Costs	52.50
Gen	Naber's Repair Service	Supplies	9.35
Gen	National Sheriffs' Association	Dues	100.00
Gen	Ne Dept of Motor Vehicles	Court Costs	8.00
Visitors Prom	Ne Life	Publication	225.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Tests	84.00
Gen, Rd	Ne Public Power District	Electricity	322.73
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	100.23
Rd	NMC Exchange LLC	Grader Blades	1,764.80
Aging	Anita Norquest	Mileage	27.54
Gen	North Office Supply	Office Supplies	364.16
Gen	O'Reilly Auto Parts	Shop Tools	554.14
Gen	Omaha World Herald	Publication	1,134.48
Rd	Orscheln Farm & Home	Shop Supplies	67.09
Rd	Overland Sand & Gravel Company	Concrete	595.00
Gen	Paper Tiger Shredding	Monthly Fee	35.00
Rd, Visitors Prom	Perennial Public Power District	Electricity	208.38
Gen	Plains Power & Equip., Inc.	Lawn Equip Repair	57.94
Gen, Rd	Platte Valley Communications	Building Maintenance	730.41
Rd	Precision Industries, A DXP Company	Repair Parts	213.49
Gen	Quartermaster	Uniform Allowance	111.97
Gen	Rasmussen Mechanical Services, Inc.	Building Maintenance	4,450.00
Gen	Melvin Reetz	Retirement	12.00
Gen	Ronco Plumbing	Building Maintenance	1,144.87
Rd	Sahling Kenworth, Inc.	Repair Parts	44.52
Gen	Don Sandman	Mileage/Meals	357.67
Rd	Sapp Bros. Petroleum, Inc.	Fuel	2,946.85
Visitors Prom	Bob Sautter	Mileage	75.93
Rd	Sellers Equipment, Inc.	Repair Parts	80.76
Gen	Sirennet.com	Vehicle Equipment	585.84

Gen	Southeast Nebraska Development Dist	Capital Outlay	1,329.78
Gen	Stahr & Associates	Contractual Services	1,700.00
Gen	State of Ne Das Central Finance	Data Proc Equip	48.25
Gen	State of Ne Das Communications	Equipment Rental	448.00
Gen	State of Ne/Dist #5 Probation Office	Budget 10-11	336.16
Gen	Svehla Law Offices	Attorney Fees	9,225.00
Gen	University of Ne-Lincoln	Internet	600.00
Visitors Prom	USA Outdoor II, LLC	Media-Advertising	360.00
Gen, Rd	Verizon Wireless Services, LLC	Telephone Services	325.02
Rd	Village of Bradshaw	Electricity	9.71
Rd, Aging	Village of McCool Junction	Water/Sewer/Supplies	107.04
Visitors Prom	Waitt Outdoor, LLC	Media-Advertising	440.00
Visitors Prom	Wallingford Sign Co., Inc.	Special Projects	235.00
Visitors Prom	Web Tech Solutions	Website Maintenance	25.00
Rd	Weldon Parts – GI	Repair Parts	1.48
Gen, 911, Rd, Aging, Relief	Windstream Communications	Telephone Service	4,624.81
Gen, Rd	York Ace Hardware	Shop Supplies	62.62
Visitors Prom	York Area Chamber of Commerce	Meals	50.00
Visitors Prom	York College	Publication	75.00
Visitors Prom	York County Development Corp	Office Expenditures	6,245.05
Gen	York County District Court	Court Costs	450.00
Gen, Weed	York County Highway Dept	Fuel	1,071.31
Gen	York County Sheriff	Reimbursement	1,355.27
Rd	York Equipment, Inc.	Equipment Rental	2,709.22
Rd	York Farm Supply, LLC	Repair Parts	15.55
Gen, Rd	York General Hospital	Drug & Alcohol Tests	518.00
Gen, Aging, Weed, Visitors Prom	York News-Times	Publication	1,293.21
Visitors Prom	York Promotional Products	Special Projects	857.72

Health Insurance for county employees through Blue Cross Blue Shield was discussed.

Moved by Bredenkamp, seconded by Bamesberger to continue with the \$1,500.00 deductible with the County paying for the first \$750.00 and First Concord the second \$750.00. Also, we will keep a 30 day waiting period for all new employees; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

The Board decided to continue with the search for a new Highway Superintendent with it being advertised with Workforce and with NACO.

Moved by Bamesberger, seconded by Bredenkamp to sign the Aging Partners – Care Management Unit Service Contract between the City of Lincoln/Aging partners and the County of York; roll call: yeas, Bamesberger, Bredenkamp, Shellington, Buller and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Shellington to approve the signing of the Request for Amendment to EECBG Aid Agreement; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Amendment to Scope of Work:

COURTHOUSE

Additional items \$10,910.00

Remove and proper disposal of 4 existing Bell & Gossett pumps and motors in Boiler room

Installation of 4 New ITT series 119 Centrifugal Pump in Boiler room

Dated and signed this 24th day of May, 2011.

Moved by Shellington, seconded by Buller to pay for SENDD Administrative Services provided for the Courthouse Boiler and Lighting Replacement project for the amount of \$1,329.78 and upon receipt of proof of payment SENDD will forward the invoices and supporting documentation to the Nebraska Energy Office for federal reimbursement to York County in the amount of \$1,756.52; roll call: yeas, Shellington, Buller, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Bredenkamp to adopt Resolution #11-22 to approve pledged securities with Cornerstone Bank CUSIP# 313372Z49 for \$500,000. and CUSIP# 3133732V3 for \$2,000,000.; roll call: yeas, Bamesberger, Bredenkamp, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-22

WHEREAS, Cornerstone Bank was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities with U.S. Bank N.A.

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

Security Description: Federal Home Loan Bank

Maturity Date: 03/23/2026

CUSIP: 313372Z49

Rate: 4.7300000
Pledged amount: \$500,000.00

Security Description: Federal Home Loan Bank
Maturity Date: 04/04/2018
CUSIP: 3133732V3
Rate: 3.3500000
Pledged amount: \$2,000,000.00

DATED this 24th day of May, 2011.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #11-23 to approve pledged securities with Henderson State Bank CUSIP# 363046TR4 for \$335,000. and CUSIP# 967791AU8 for \$530,000.; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-23

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.

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 is hereby approved and that the Depository Receipt herewith filed with the County Clerk covering the following described security be approved:

Security Description: GAINESVILLE TEX CERT OF OBLIG
Maturity Date: 02/15/2029
CUSIP: 363046TR4
Pledged amount: \$335,000.00

Security Description: WILBARGER CNTY TEX JR COLLEGE
Maturity Date: 02/15/2029
CUSIP: 967791AU8
Pledged amount: \$530,000.00

DATED this 24th day of May, 2011.

Moved by Bamesberger, seconded by Bredenkamp to sign the Authorization for Performance of Services for GIS for York County Redistricting Service; roll call; yeas, Bamesberger, Bredenkamp, Shellington, Buller and Bulgrin; nays, none; motion carried.

Description of Services and Products:

GIS Workshop, Inc will provide the following redistricting services and products:

- GISW staff will collect the existing district boundaries and enter them into the redistricting GIS.
- GISW staff will use the latest census data to measure population imbalance between existing wards/districts. The current district map and population counts and percentage imbalance will be provided on a .pdf map
- GISW will use the latest census data to calculate three different district/ward boundary map options. Each of the 3 options will be provided in .pdf format to the Client. Each option will clearly show the proposed district boundaries along with the population counts and percentage balance. The Client will review and confer as needed to select one of the three options.
- A final map of the districts will be provided to the Client in .pdf format (printable to 8.5 x 11)
- A meets and bounds description of the final redistricting selection will also be provided in .pdf format as an attachment to the map to assist the Client in passing the appropriate ordinance adopting the new district boundaries.

Pricing of Services: (please select one based upon your County's population):

___ Population under 10,000: \$2500

__xx__ Population 10,000 to 24,999: \$2800 (York County Population: 13,665)

(Population 25,000 and up – call for quote)

Moved by Shellington, seconded by Buller to sign the Easement between York County and Perennial Public Power District for an Electric Transmission Line located along IT 4 in the SE¼ of NE¼ 6-9-1; roll call; yeas, Shellington, Buller, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

PERENNIAL PUBLIC POWER DISTRICT
EASEMENT FOR ELECTRIC TRANSMISSION LINE

KNOW ALL MEN BY THESE PRESENTS:

That County of York, Nebraska (herein after called "Grantor") in consideration of a total payment of \$ 200.00 for 2 pole(s) and 0 anchor(s) and other necessary equipment when set on the following described property, does hereby grant and convey unto the Perennial Public Power District (hereinafter called "District"), its (their) lessees, successors and assigns, the permanent right, privilege, and easement of right-of-way to construct, operate, maintain, inspect, repair, remove, alter, relocate and reconstruct its electric transmission lines, including all necessary poles, wires, guys and other equipment used in connection therewith, along a route described herein. The centerline of the electric transmission line shall be established by the actual location of the electric transmission line as originally constructed on said premises. The location of the easement area and approximate route of the subject transmission line is described as follows:

An easement area along Irregular Tract No. 4 in the Southeast Quarter of the Northeast Quarter of Section 6, Township 9 North, Range 1 West of the 6th P.M., York County, Nebraska; described as beginning at a point on the east section line 144 feet north of the southeast corner of said northeast quarter, thence continuing north on the east section line 350.3 feet, thence west at right angle 36 feet, thence south parallel to the east section line 350.3 feet, thence east at right angle 36 feet back to the point of beginning.

The District shall, wherever reasonably possible, utilize public right-of-way to survey, construct, maintain, inspect, remove, alter, relocate or reconstruct the District's electric transmission lines or any associated equipment. Installation of structures associated with said transmission line shall not interfere with the operation of existing pivot irrigation systems nor will structures impede the present use of existing driveways.

The District shall also have the right at any time to trim or remove such trees as may in any way endanger or interfere with the safe construction, operation, maintenance, alteration or reconstruction of its transmission lines and equipment used in connection therewith, including but not limited to topping or removing any trees which in falling would come within fifteen (15) feet of the nearest electric line conductor. All refuse from such tree cutting or trimming shall be removed by the District, and the District shall have the right to control by chemicals all trees along, adjacent to and under the electric transmission line if said right of way is not being utilized for cultivated crops.

The District agrees to pay the Grantor or Lessee, as their interests may appear, for any damage to personal property, signs, fences, livestock, and to growing crops caused by the survey and original construction of said line. Final payment shall be made on or before 60 days after completion of the construction stated herein.

The District agrees to pay the Grantor or Lessee, as their interests may appear, for any damage to personal property, fences, livestock, and to growing crops occurring after the initial construction and resulting from the survey, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of the District's electric transmission lines. It is further agreed that all claims for such damages must be submitted to the District in writing within 90 days of the date the Grantor becomes aware of such occurrence; otherwise, it is agreed that said claim for damages shall have been waived.

The District agrees to take all reasonable steps to restore, as nearly as possible to the condition it was in prior to construction, all land which is damaged as a result of said construction.

The Grantor may cultivate, use and enjoy the land along and adjacent to the electric transmission line provided that such use shall not endanger or be a hazard to or interfere with the survey, construction, reconstruction, repair, maintenance, inspection, operation, alteration and removal of the District's electric transmission lines. No buildings, structures, hay or straw stacks shall be permitted underneath or immediately adjacent to the electric transmission line except by express written permission from the Grantee.

The District agrees that should said right-of-way not be used for the purposes herein stated, or should any transmission line constructed hereunder be removed and not replaced by another transmission line, for a period of five years, the right-of-way and easement hereby secured shall then cease and terminate, and this instrument shall be of no further force and effect.

The undersigned agrees and represents that he/she has read and understands the foregoing and that this instrument contains all agreements and understandings between the parties and the undersigned has not relied upon any promises, inducements, covenants, oral statements, or agreements of any kind or nature which are not expressly set forth herein.

Signed the 24th day of May, 2011.

County Surveyor, Rex Heiden requested permission to use the county backhoe to conduct boundary surveys that need corners dug. The property involved are the S1/2 of the SE ¼ of 2-10-1 for Brice Riddell; an acreage located in the SW ¼ of 4-11-1 for Don Taylor; an acreage in N ½ of 22-10-1 for Mary Bristol.

Moved by Bredenkamp seconded by Bamesberger give permission to the County Surveyor for use of the county's backhoe; roll call, yeas; Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

Sealed Bids for a Rubber Tire Excavator were opened at 10:30 a.m. as advertised.

The following bids were received:

Murphy Tractor and Equipment Co.

2011 John Deere, 190DW	\$162,513
2011 John Deere, 190DW with trade in	\$157,513
2006 John Deere, 210CW	\$107,000
2006 John Deere, 210CW with trade in	\$102,000

NMC

2011 Caterpillar, M316D	\$183,608
2011 Caterpillar, M316D with trade in	\$169,608

Titan Machinery

2011 Badger, 1085D Cruz Air	\$279,900
2011 Badger, 1085D Cruz Air with trade in	\$267,900

Moved by Bamesberger, seconded by Bredenkamp to table the Rubber Tire Excavator bids until further notice; roll call, yeas; Bamesberger, Bredenkamp, Shellington, Buller and Bulgrin; nays, none; motion carried.

Orval Stahr, Zoning Administrator advised the Board that the Special Exception request from York Feedlot Inc has been withdrawn.

Representatives of the York Public Library representative talked to the commissioners about the updates on the building and budget request. The Board will take the matter under consideration when drafting the budget.

Rick Nations and Heather Lytle from Blue Valley Community Action gave their annual report and budget request. It will be taken into consideration when drafting the budget.

Cynthia D. Heine, York County Clerk and Dale Radcliff, County Sheriff submitted their April and March 2011 fee reports in the respective amounts of \$9,281.95 and \$3,645.60. The reports were reviewed and placed in file.

Brenda Scavo, County Treasurer submitted Fund Balances as of April 30, 2011.

General	965,217.63
Roads	977,014.15
JV Diversion	5,671.33
Child Support Enforcement	101.28
Unemployment Security	7,824.46
Area on Aging	22,334.88
Relief & Medical	12,732.25
State Institutions	11,952.15
Veterans Aid	18,221.21
Busy Wheels	9,827.52
STOP	11,866.58
Debt Service	440,662.27
Inheritance Tax	1,556,286.24
911 Wireless	25,339.30
Emergency Mgmt	30,960.40
Law Enforcement Sheriff	13,567.42
Noxious Weed Dist	8,699.36
Ambulance	49,127.49
911 Emergency	63,051.12
Comm Dev Blk Grant	9.50
County Visitors Impr Fund	190,794.30
Visitors Prom	57,399.57

Committee reports were given.

The Chairman declared the meeting adjourned at 12:20 p.m. The next meeting will be May 31, 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