

The York County Board of Commissioners met according to law on October 18, 2011 at 9:41 a.m. as per notice in the York News Times on October 13, 2011, with Chairman Kurt Bulgrin presiding, with Pat Bredenkamp, Bill Bamesberger, Paul Buller and Tom Shellington. Melanie Wilkinson, correspondent for the York News Times was also present.

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 Bamesberger, seconded by Bredenkamp to approve the minutes of the October 4, 2011 Board of Commissioners meeting; roll call: yeas, Bamesberger, Bredenkamp, Shellington, Buller and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Buller to adopt the agenda for Tuesday, October 18, 2011 as presented; roll call: yeas, Shellington, Buller, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

The Board reviewed a General Assistance case.

Moved by Bredenkamp, seconded by Buller to approve General Assistance case #11-34 for utilities payable to Nebraska Public Power District in the amount of \$220.01; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Bamesberger to approve General Assistance #11-35 for utilities payable to Nebraska Public Power District in the amount of \$315.00; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

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

Interim Highway Superintendent Covert came before the Board to request permission to use the monies paid by NIRMA for the demolition of the county owned semi tractor and trailer by a road department employee. The amount received was \$34,300. Covert requested that this money plus an additional \$20,000. be used to purchase a replacement tractor as it was felt that in order to obtain a replacement tractor, the cost would be in the area of \$54,000.

Moved by Bamesberger, seconded by Shellington to approve the use of the \$20,00 line item from the 2011-2012 budget and add it to the \$34,300 for the replacement semi tractor; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Commissioner Bulgrin asked Orval Stahr to research the cost to the county to upgrade minimum maintenance roads.

Stahr presented information as far as the cost of upgrading and maintaining a minimum maintenance road. He also included the revenue the county would receive from the tax payer and the State of Nebraska. He stated that the *"development of new housing on minimum maintenance roads technically adds to the tax base, but the tax revenues generated, regardless of the future time period, would NOT be sufficient to cover the cost of providing or maintaining the additional improved roadway let alone other services and facilities provided by the County"*.

Moved by Bulgrin, seconded by Bamesberger to ask the Planning Commission to look at the upgrading of Minimum Maintenance Roads in the county in regards to the construction of new homes only, and ask that they take into consideration the cost of upgrading in connection to culverts and bridges; roll call: yeas, Bulgrin, Bamesberger, Bredenkamp, Shellington and Buller; nays, none; motion carried.

Jack Dohrman of GIS Workshop reviewed a redistricting proposal based on the 2010 census. Also discussed were voting precincts. The Board agreed with the proposal for the commissioner district lines. Voting precincts will be reviewed and a decision will be made that the next regular meeting.

The Board reviewed the payroll and vendor claims along with an additional claim to the State of Nebraska Dept of Revenue for the Road Department fuel tax in the amount of \$3,857.00. Commissioner Bulgrin stated that he felt the claim to the Playhouse in the amount of \$2,319 was not handled correctly in that the request should be brought before the board for their approval. He requested that it be pulled from the vendors.

Moved by Bamesberger, seconded by Buller to approve the payroll in the amount of \$132,773.61 and vendor claims less the capital construction cost of \$2,319 which is payable to the Playhouse (process was not properly followed) presented by the York County Visitors Improvement Committee and approve the additional claim of the State of Nebraska Dept of Revenue for fuel tax; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

Rd	Ace Irrigation And MFG	Culverts	2,657.69
Gen	ATCO International	Equipment	75.90
Visitor Prom	Avery Outdoor	Advertisement	250.00
Aging	Bag N Save	Meals	3,214.36
Gen	Bill Bamesberger	Mileage	107.67
Gen	Bob Barker Company, Inc.	Equipment	18.42
Rd	Barrett Bros, Inc.	Equipment	35.10
Gen	Beaver Bearing Co. of York, LLC	Equipment	178.16
Gen	Blue Knight Security, Inc.	Security	954.00
Inher Tax	Blue Valley Community Action	Programs	9,177.00

Gen	Marjorie Braman	Retirement	11.00
Gen/Aging	Lori Byers	Mileage/Meals	294.04
Rd	Car Parts, Inc.	Supplies/Equip	61.95
Gen	Cash-Wa Candy Company	Supplies	539.11
Aging	Cash-Wa Distributing, Co	Supplies	247.05
Rd	Centerline Tank & Trailer Manufacturing	Equipment	37.16
Gen	Center Place Dental, P.C.	Medical	114.00
Gen	Gary Charlton	Retirement	11.00
Gen	Claritus	Misc	45.07
Gen	Corporate Payment Systems	Supplies/Misc	420.33
Gen	Creighton Medical Laboratories	Autopsy	620.50
Gen	Dell Marketing, L.P.	Equipment	1982.98
Gen	Department of Revenue	Dues	600.00
Gen	Douglas County Court	Court Cost	7.25
Gen	Douglas County Sheriff	Court Cost	38.19
Gen	Jennie Dugan Henrichs	Autopsy	375.00
Rd	DXP Enterprises, Inc.	Equipment	62.25
Gen/Rd	Eakes Office Plus	Supplies	1,799.18
Gen	Election Systems & Software Inc.	Supplies	15.00
Rd	Express Truck Center York	Equipment	219.91
Rd	Fairbanks Grand Island	Equipment	348.39
Rd	Farm Plan	Equip/Supplies	335.60
Rd	Fastenal Industrial & Const Supply	Equipment	684.68
Gen	Fillman Law Offices	Court Counsel	495.00
Rd	Filter Care	Equipment	150.95
Gen	First Concord Benefits Group, LLC	Insurance	348.00
Gen/Aging	Grand Central Foods	Meals	2,807.75
Gen	Great Plains Pest Management Inc.	Supplies	52.00
Aging	Carolyn Hambleton	Mileage	36.63
Gen	Harry Hecht	Retirement	16.00
Gen	Heiden Surveying	Contract	2,042.40
Aging	Kay Hilderbrand	Mileage	89.91
Aging	Janet Hines	Mileage	106.94
Emergency	Gerald Hinrichs	Mileage	39.41
Gen	Hitz Towing, Inc.	Equipment	282.00
Gen	Amy Hoffman	Mileage	117.73
Gen	Holiday Inn- Kearney	Lodging	308.00
Aging	Vanee Hiltmeier	Mileage	94.91
Gen	Home Care Plus	Medical	39.00
Gen	Hometown Leasing	Rental	477.85
Rd	Hooker Bros. Sand & Gravel, Inc.	Gravel	7,298.13
Inher Tax	Hope Crisis Center	Community Action	4,841.00
Gen	Hy-Tec Auto Service	Equipment	61.80
Rd	Hydraulic Equipment Service	Equipment	873.05
Gen/Rd	Jackson Services Inc.	Building Maintenance	122.04
Gen	Jensen Lumber Company	Grounds Repair	42.34
Gen	JM Monograms, Inc.	Uniforms	77.55
Rd	Johnson Sand & Gravel Co. Inc.	Gravel	5,139.00
Gen	David Kimble	Court Counsel	112.50
Rd	Kirkham Michael Engineers	Engineering	245.75
Gen	Kopchos Sanitation, Inc.	Garbage	181.00
Gen	Lancaster County Sheriff	Court Cost	20.34
Gen	Lawson Products, Inc	Supplies	683.32
Gen	Liermann's Service	Equipment	369.50
Rd	Matheson Tri-Gas, Inc.	Equipment	288.86
Rd	Medical Enterprises, Inc.	Equipment	5.00
Aging	Jerri A Merklinger	Mileage	57.72
Gen	Microfilm Imaging Systems, Inc.	Equipment	300.50
Gen	Mierau & Co., P.C.	Budget Preparation	1,100.00
Gen	MIPS Inc.	Data Processing	599.58
Gen	Mogul's Transmission, Inc.	Equipment	107.19
Gen	Momar, Inc.	Supplies	617.33
Gen	Jeanne Morand, Court Reporter	Court Cost	86.25
Rd	Murphy Tractor MXA	Equip Repair	44.73
Gen	Naber's Repair Service	Building Maintenance	118.80
Gen	Nebraska Dept of Motor Vehicle	Court Cost	4.00
Gen	Ne Public Health Environmental Lab	Drug Testing	504.00
Gen/Rd/Relief	Nebraska Public Power District	Electricity	858.69
Rd	Nebraska Truck & Equipment Co. Inc.	Equipment	70.12
Employment			
Security Act	Nebraska Workforce Development	Unemployment Payment	7,176.70
Rd	Nebraskaland Glass	Equip Repair	72.50
Rd	NMC Exchange LLC	Equip Repair	1,180.32
Gen	North Office Supply	Supplies	218.76
Rd	Officenet	Office Equipment	240.63
Rd	Orscheln Card Center	Equip/Supplies	47.35
Rd	Osceola Implement & Supply Inc.	Equip Repair	69.26

Rd	Overland Sand & Gravel Company	Gravel/Rock	23,690.58
Gen	Paper Tiger Shredding	Misc	35.00
Rd	Perennial Public Power District	Electricity	60.97
Emergency	Gary Petersen	Dues	60.00
Rd	Petroleum Equipment Company	Equip Repair	7.50
Rd	Platte Valley Communications	Radio Equip	2,975.05
Gen	Al Poteat	Court Costs	78.83
Rd	Rasmussen Auto Parts	Equip Repair	4.42
Gen	Melvin Reetz	Retirement	12.00
Gen	Region V Services	Mental Health	6,081.00
Gen	Paula Rollins	Mileage	88.80
Rd	Sahling Kenworth Inc.	Equipment	15.02
Gen	Don Sandman	Mileage/Meals	396.67
Rd	Sapp Bros. Petroleum, Inc.	Machinery & Equip	4,396.10
Visitor Prom	Bob Sautter	Mileage	170.94
Emergency	Seward County Courthouse	Monthly Expenses	3,801.65
Rd	Sloan & Walsh Electric Inc.	Supplies	13.90
Gen	Stahr and Associates	Contractual Services	1,700.00
Gen	Susan Stahr	Mileage	94.35
Gen	Stephanie Stanley	Mileage	75.00
Gen	State Industrial Products	Janitorial Supplies	230.98
Gen	State of Ne/DAS Central Finance	Data Processing	48.25
Gen	Terra Scan Inc.	Data Processing	12,227.22
Rd	Thermo King Christensen	Shop Supplies	49.98
Rd	Union Bank and Trust Company	Excavator Payment	41,356.73
Rd	United Farmers Cooperative	Equipment	25,830.22
Visitor Prom	USA Outdoors II, LLC	Media	360.00
Gen/Rd	Verizon Wireless Services LLC	Telephone	352.31
Rd	Village of Bradshaw	Electricity	9.63
Rd	Village of McCool Junction	Water/Sewer	37.50
Visitor Prom	Waitt Outdoor, LLC	Media	440.00
Gen	Nancy Waldron	Court Costs	255.00
Visitor Prom	Web Tech Solutions	Misc	25.00
Rd	Weldon Parts-GI	Equip Repair	473.07
Rd	Dennis Wietjes	Dues	28.75
Gen/Rd/Aging			
Relief/E911	Windstream Communications	Telephone	3,000.64
Gen/Rd	Burst, LLC.	Supplies	179.89
Visitor Prom	York Area Chamber of Commerce	Meals/Grant	4,012.00
Aging	York Area Senior Center	Building/Facilities	1,000.00
Visitor Prom	York County Development Corp	Monthly Expenses	5,519.58
Gen	York County District Court	Court Costs	485.00
Gen/Weed	York County Highway Dept	Machinery & Equipment	5,496.27
Rd	York County Register of Deeds	Easement	22.00
Gen	York Electronics	Misc	37.76
Rd	York Equipment, Inc.	Equip Repair	91.88
Gen/Rd	York General Hospital	Medical	1,092.00
Gen	York Medical Clinic PC	Medical	76.65
Gen/Rd/Aging			
Visitor Prom	York News Times	Printing and Publishing	540.59
Gen/Visitor Imp			
Visitor Prom	York Printing Company, LLC	Appraiser's Fees	3,377.30

Sequoia Consulting Group has been contracted to review the child support enforcement information and issue a report based on the actual costs for the fiscal year ending June 2010. At this time, the report is completed. The Chairman must sign it and then it will be submitted for payment.

Moved by Bredenkamp, seconded by Shellington to authorize the Chairman to sign the Cost Allocation Plan for Child Support Incentive monies prepared by Sequoia Consulting Group; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Bredenkamp to go into executive session at 10:55 a.m. to discuss the grievance filed against York County with County Commissioners Bulgrin, Bredenkamp, Shellington, Buller and Bamesberger along with Deputy County Attorney Candace Dick; roll call: yeas, Bamesberger, Bredenkamp, Buller, Shellington and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Bredenkamp to come out of executive session at 11:10 a.m.; roll call: yeas, Buller, Bredenkamp, Shellington, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Shellington to go into executive session at 11:11 a.m. with Commissioners Bredenkamp, Bamesberger, Shellington, Buller and Bulgrin; Interim Highway Superintendent Brad Covert; Kevin Brown representative of Road Department Labor Union Local 251; Justin Jacobsen, grievant; roll call: yeas, Buller, Shellington, Bredenkamp, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Shellington to come out of executive session at 11:15 a.m.; roll call: yeas, Buller, Shellington, Bredenkamp, Bamesberger and Bulgrin; nays, none; motion carried.

The Board, Justin Jacobsen, grievant; Kevin Brown, representative of Local 251 discussed the grievance filed by Justin Jacobsen regarding his termination on September 8, 2011 due to the destruction of county property.

The parties came to the following agreement: (that Justin be reinstated to his position as of September 19, 2011 with a (5) five day suspension and that a third notice of discipline be put into his employee file).

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

Karen Mostrom of Liberty National Insurance Company presented the various insurance options their company would provide to county employees. The Board will make a decision at the next regularly scheduled board meeting.

Two separate firms submitted proposals for tuck pointing portions of the courthouse. The following motion was made after reviewing the information.

Moved by Bamesberger, seconded by Buller to award the contract to Karr Tuckpointing of Vinton, Iowa for \$7,362.00; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

There are (3) three EECBG Grant Amendments which the Board must approve as language must be changed and the additional lighting requests. This is for the boiler and lighting energy grant.

Moved by Bredenkamp, seconded by Shellington to approve the EECBG Grant Amendments; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

An amendment to The State of Nebraska Department of Economic Development for Nebraska Affordable Housing Trust Fund Program was reviewed.

Moved by Bamesberger, seconded by Buller to authorize the Chairman to sign the Amendment; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

**STATE OF NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT
NEBRASKA AFFORDABLE HOUSING TRUST FUND PROGRAM
AMENDMENT TO CONTRACT No. 09-TFHP-6005
(regarding homeownership project)**

This contract amendment is entered into between the State of Nebraska Department of Economic Development ("Department"), and York County, Nebraska, with an address of 510 Lincoln Avenue, York, Nebraska 68467 ("Recipient"), upon the date of signature by both parties.

RECITALS:

A. The parties have previously contracted via a 13-page contract, numbered 09-TFHP-6005, which was variously dated October 14, 2009 (by Department) and October 6, 2009 (by Recipient), and which has a time of performance specified as 24 months from September 17, 2009 ("Original Contract").

B. The original Contract allows for amendments of its terms at §4.02 Designation of Officials to Execute Contract and Amendments.

C. The parties have reached agreement to amend the Original Contract in order to extend the termination date of the contract from September 17, 2011 to March 19, 2012.

AGREEMENT:

Premised on the Recitals above, and in consideration of the mutual promises and understandings of the parties set forth below, the parties agree as follows:

The following provisions of the Original Contract, indented below for clear identification, are amended as shown, by deleting the original language shown in strikethrough format, and/or inserting the new language shown in underlined format.

Amendments to Original Contract.

§1.03 Time of Performance.

The period covered under this contract will be from September 17, 2009 to March 19, 2012. The termination date of this contract will be March 19, 2012. All of the required activities and services, except for administration and audit, will be completed by or before this date.

All other provisions of the Original Contract remain in effect.

Dated this 18th day of October, 2011.

Southeast Nebraska Development District submitted drawdown #7 for the Homeownership Opportunity Program (HOP). Breakdown of the drawdown is in the amounts of \$1,391.61 for administration and \$2,227.58 for management.

Moved by Bamesberger, seconded by Bredenkamp to authorize the Chairman to sign SENDD drawdown #7 in the amount of \$3,619.00; roll call: yeas, Bamesberger, Bredenkamp, Buller, Shellington and Bulgrin; nays, none; motion carried.

Committee reports were given.

Clerk Heine and Clerk of the District Court Ramsey submitted their September, 2011 fee reports in the respective amounts of \$16,505.63 and \$1,167.77. The reports were reviewed and placed on file.

The Chairman declared the meeting adjourned at 12:24 p.m. The next meeting will be held November 1, 2011 at 9:35 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