

The York County Board of Commissioners met according to law on Tuesday, January 8, 2013 at 8:30 a.m. as per notice in the York News Times on January 3, 2013, for purposes of reorganization.

The meeting was opened with the Pledge of Allegiance.

Roll call was taken by County Clerk, Cynthia D. Heine. Present were: Commissioner District #1 – Paul Buller; Commissioner District #2 – Kurt Bulgrin; Commissioner District #3 – Bill Bamesberger; Commissioner District #4 – Tom Shellington; Commissioner District #5 – Jack Sikes. Also present were Assessor Charlton and Melanie Wilkinson, Correspondent for the York News Times.

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.

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

The first order of business was to elect a temporary Chairman.

Moved by Shellington, seconded by Bulgrin to nominate Bill Bamesberger as the temporary chairman and that nominations cease; roll call: yeas, Shellington, Bulgrin, Buller and Sikes; nays, none; Bamesberger abstained; motion carried.

Moved by Shellington, seconded by Buller to nominate Bulgrin as the County Board Chairman and that nominations cease; roll call: yeas, Shellington, Buller, Sikes and Bamesberger; nays, none; Bulgrin abstained; motion carried.

Moved by Shellington, seconded by Buller to nominate Bamesberger as the Vice Chairman and that nominations cease; roll call: yeas, Shellington, Buller, Sikes and Bulgrin; nays, none; Bamesberger abstained; motion carried.

Moved by Shellington, seconded by Buller to approve the minutes of the December 24, 2012 Board of Commissioners meeting; roll call: yeas, Shellington, Buller, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

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

**PAYROLL AND VENDOR CLAIMS:**

Moved by Buller, seconded by Shellington to approve payroll in the amount of \$134,607.52 and vendor claims along with a claim from Heiden Surveying in the amount of \$2,403.00 with the stipulation that the claims be timely filed (within 90 days); roll call: yeas, Buller, Shellington, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

<b>Fund</b>	<b>Name</b>	<b>Description</b>	<b>Total</b>
Rd	Ace Irrigation and Mfg	Culverts	722.40
Rd	Ace Machine Shop and Sales Inc	Repair Parts	196.83
Rd	Allied Oil & Supply, Inc.	Grease	180.45
Rd	Aurora Cooperative Elevator Co.	Fuel	24,750.00
Gen	Bill Bamesberger	Mileage	86.58
Rd	Beaver Bearing Co. of York LLC	Shop Supplies	97.02
Gen, Rd	Black Hills Energy	Heating Fuels	2,844.79
Gen	Blue Knight Security, Inc.	Security Contract	780.00
Visitors Prom	Morris Bristol	Media-Advertising	250.00
Gen	George Brugh	Mental Health Board	75.00
Rd	C&H Distributors, LLC	Shop Tools	2,552.57
Rd	City of York	Snow Removal	4,200.00
Rd	Cornhusker Cleaning Systems Inc.	Shop Supplies	127.66
Gen	Byron Covey	Mileage	66.60
Rd	Cross-Dillon Tire	Tire Repair	5,200.00
Gen	Crossroads Fuel Stop	Fuel	40.01
Visitors Prom	Fran Crowe	Media-Advertising	250.00
Gen	Culligan of York	Supplies	457.75
Rd	Dakota Fluid Power, Inc.	Shop Tools	565.65
Rd	Dibbern Machine	Repair Parts	140.00
Aging	Karen Doran	Reimbursement	48.20
Gen, Rd,			
Visitors Prom	Eakes Office Plus	Office Supplies	224.93
Aging	Phyllis Eberhardt	Mileage	33.99
Gen	Enduro Binders Inc.	Office Supplies	214.36
Rd	Farm Plan	Oil	21.97
Rd	Fastenal Industrial & Const Supply	Safety Equipment	89.91
Rd	Cian Finnegan	Reimbursement	500.02
Gen	First Concord Benefits Group, LLC	Insurance	704.67
Visitors Prom	Ardean Franz	Media-Advertising	250.00
Visitors Prom	Leroy V & Mike Friesen	Media-Advertising	250.00
Gen	Grand Central Foods	Janitorial Supplies	12.86
Gen	Heiden Surveying	Contractual Services	2,403.00
Aging	Kay Hilderbrand	Mileage	42.73
Aging	Janet Hines	Mileage	44.96
Gen	Nancy Hoblyn	Mental Health Board	75.00
Gen	Hometown Leasing	Equipment Rental	1,386.67
Visitors Prom	Edna Ittner	Media-Advertising	250.00

Gen	Jackson Services Inc.	Maintenance Agreement	85.00
Visitors Prom	Royce Janzen	Media-Advertising	500.00
Rd	Jensen Lumber Company	Shop Tools	179.50
Rd	Steven Jirkovsky	Reimbursement	50.00
Rd	John Kohl Auto Center, Inc.	Repair Parts	280.62
Visitors Prom	R.L. Kaliff Ranch Co.	Media-Advertising	250.00
Gen	Kopchos Sanitation, Inc.	Garbage	146.00
Visitors Prom	The Lamar Companies	Media-Advertising	470.00
Gen	Latimer Reporting	Court Costs	441.60
Rd	Lyle Signs, Inc.	Signs & Posts	1,625.38
Rd	Mac Tools Distributor	Shop Tools	266.76
Visitors Prom	Gordon Maronde	Media-Advertising	250.00
Rd	Matheson Tri-Gas, Inc.	Repair Parts	129.94
Rd	Mead Lumber & Rental – York	Shop Supplies	31.96
Gen, Rd	Medical Enterprises, Inc.	Drug Tests	155.00
Gen	Microfilm Imaging Systems, Inc.	Office Equipment	16.50
Gen	MIPS Inc.	Data Proc Costs	752.84
Gen	Y. Scott Moore, M.D.	Consulting Fees	812.50
Rd	Myers Tire Supply	Shop Tools	35.17
Gen	Ne Assoc. of County Clerks	Dues	75.00
Gen	Ne Court of Appeals	Court Costs	135.00
Rd	Ne Department of Roads	Pavement Marking	261.31
Gen	Ne Public Health Environmental Lab	Drug Tests	392.00
Gen, Rd	Ne Public Power District	Electricity	3,487.26
Gen	Ne Sheriff's Association	Dues	150.00
Visitors Prom	Ne Travel Association	Meals	10.00
Rd	Ne Truck & Equipment Co. Inc.	Repair Parts	164.79
Rd	NMC Exchange LLC	Repair Parts	865.92
Gen	North Office Supply	Office Supplies	37.59
Gen	Northeast Ne Juvenile Service	Juvenile Care Costs	1,837.50
Gen	O'Keefe Elevator Company, Inc.	Maintenance Agreement	370.65
Rd	O'Reilly Auto Parts	Repair Parts	173.21
Rd	OfficeNet	Office Equipment	222.40
Rd	Orscheln Card Center	Shop Tools	83.69
Rd	Overland Sand & Gravel	Gravel	1,334.00
Rd	Penner's Tire & Auto, Inc.	Tire Repair	4,388.72
Rd, VisPro	Perennial Public Power District	Electricity	394.94
Rd	Power Plan	Repair Parts	649.49
Rd	Rasmussen Auto Parts	Repair Parts	158.49
Gen	Redfield & Company, Inc.	Office Supplies	391.33
Gen	Paula Rollins	Reimbursement	17.43
Rd	Sahling Kenworth Inc.	Repair Parts	21.50
Rd	Sapp Bros. Petroleum, Inc.	Fuel	164.73
Gen	Secretary of State-Election Division	Voting Supplies	20.00
Emer Mgnt	Seward County Courthouse	Monthly Expense	3,643.12
Gen	Seward County Sheriff	Court Costs	21.21
Gen	Jack Sikes	Mileage	116.55
Rd	SOS Portable Toilets, Inc.	Sewer	135.00
Gen	State of Ne Das Communications	Equipment Rental	448.00
Gen	Tammy Stuhr	Mileage	24.98
Gen	Successful Farming Magazine	Subscription	25.95
Gen	Svehla Law Office	Attorney Fees	600.00
Rd	Thermo King Christensen	Repair Parts	138.00
Gen	Time Warner Cable	Subscription	80.99
Visitors Prom	USA Outdoor II, LLC	Media-Advertising	360.00
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	414.70
Rd	Village of Bradshaw	Electricity	18.19
Gen	West Payment Center	Fees	498.00
Gen, Rd, Aging	Windstream Communications	Telephone Service	1,356.79
Gen, Rd	York Ace Hardware	Shop Tools	233.77
Gen, Aging	York Area Chamber of Commerce	Dues	160.00
Aging	York Area Senior Center	Building Rent	1,000.00
Visitors Prom	York County Development Corp	Monthly Expense	1,268.29
Gen	York County District Court	Court Costs	485.00
Gen	York County Sheriff	Unpaid Fees	2,916.95
Rd	York Farm Supply	Repair Parts	15.10
Gen	York Fire Department	Medical-Prisoners	474.60
Gen	York Medical Clinic	Medical-Prisoners	104.21
Gen, Rd	York News-Times	Publication	1,048.86
Gen	York Printing Company, LLC	Court Costs	286.19
Gen	Zee Medical Service	Safety Equipment	11.30

**GENERAL ASSISTANCE CLAIMS:**

There were no General Assistance claims or Interfund Transfers at this time.

**INTERFUND TRANSFERS:**

There were no interfund transfers at this time.

Treasurer Scavo requested the approval of a security with Cornerstone Bank in the amount of \$1,250,000.

Moved by Bamesberger, seconded by Shellington to adopt Resolution #13-01 to approve the security with Cornerstone Bank CUSIP#313381CK9 in the amount of \$1,250,000.00; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays; none, motion carried.

#### **RESOLUTION #13-01**

**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 Federal Home Loan Bank;

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

Cornerstone Bank,  
Federal Home Loan Bank  
Maturity Date: 12/07/2012  
CUSIP: #313381CK9  
Pledged amount: \$1,250,000.00

DATED this 8th day of January, 2013.

A suggestion was received from NACO to name the county website as an additional method of providing notice of the Commissioner Board meetings.

Moved by Shellington, seconded by Sikes to designate the York County web site ([www.yorkcounty.ne.gov](http://www.yorkcounty.ne.gov)) as an additional site for public meeting notices; roll call: yeas, Shellington, Sikes, Bamesberger, Buller and Bulgrin; nays, none; motion carried.

Assessor Charlton requested that the Board instruct the County Surveyor to perform a search of ownership in Section 5, Township 10 North, Range 2 West of the 6<sup>th</sup> P.M. in York County along with any easements of record.

Moved by Buller, seconded by Shellington to direct Rex Heiden County Surveyor to conduct an ownership and easement search ( including roadway easements) and to conduct a re-survey if necessary from the corner of 4<sup>th</sup> and Maine in the City of York and continue to Road N to the East - Section 5, Township 10 North, Range 2 West of the 6<sup>th</sup> P.M.; roll call: yeas, Buller, Shellington, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

Annually, the county must set the E911 Surcharge rate.

Moved by Bamesberger, seconded by Shellington to adopt Resolution #13-02 setting the E911 rate at \$1.00 for the year 2013; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried.

#### **RESOLUTION #13-02**

**WHEREAS**, the York County Board of Commissioners recognizes that it is necessary to continue to raise revenue to fund development of the Countywide Emergency Communication System which System shall provide countywide operation of enhanced 911 services; and

**WHEREAS**, the York County Board of Commissioners adopted Resolution #44 on August 30, 1994, which authorized the imposition of a surcharge for the purpose of raising revenue to fund the development of a Countywide Emergency Communication system in an amount not to exceed 50 cents per month on each local exchange access line physically terminating in the York County Service area; and

**WHEREAS**, the York County Board of Commissioners adopted Resolution #41 on the 30<sup>th</sup> day of August 2005, authorizing an additional surcharge of 50 cents per month for each local access line physically terminating in the York County Service area; and

**WHEREAS**, the initial 50 cents surcharge as enacted in 1994 plus the supplemental surcharge enacted in 2005 resulted in a total annual surcharge of \$1.00 per month for each local access line physically terminating in York County Service area;

**NOW, THEREFORE, BE IT RESOLVED** that the surcharge previously imposed by Resolution #44 of 50 cents per month for each local access line physically terminating in the York County Service area and the additional 50 cents per month surcharge for each local exchange access line physically terminating in the York County Service area shall continue to be in effect and collected until January 1, 2014.

Dated this 8<sup>th</sup> day of January, 2013.

Mitch Doht, Highway Superintendent, updated the Board on Road projects.

Moved by Bamesberger, seconded by Buller to approve Bond Drawdown #9 payable to Kirkham Michael in the amount of \$1,750.00; roll call: yeas, Bamesberger, Buller, Shellington, Sikes and Bulgrin; nays, none; motion carried.

Gary Zoubek, Extension Educator presented the York County Extension Annual Report. Also at this time it is necessary to appoint/reappoint individuals to the Extension Board. Zoubek stated that Julie Cast and Kim Siebert were willing to serve for an additional three year term.

Moved by Shellington, seconded by Buller to adopt Resolution #13-03 reappointing Julie Case and Kim Siebert to an additional three year term on the Extension Board commencing January 1, 2013 through December 31, 2015; roll call: yeas,

Shellington, Buller, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

**RESOLUTION #13-03**

WHEREAS, the York County Board of Commissioners must appoint/re-appoint Extension Board members; and

WHEREAS, Julie Cast (District 4) and Kim Siebert (District 3) have agreed to be reappointed to another three (3) year term beginning January 1, 2013 and continuing through December 31, 2015;

NOW, THEREFORE BE IT RESOLVED that as of January 1, 2013, Julie Case and Kim Siebert are hereby re-appointed each to three (3) year terms from January 1, 2013 through December 31, 2015.

Dated this 8<sup>th</sup> day of January, 2013.

Moved by Bamesberger, seconded by Buller to go into executive session at 9:24 a.m. to discuss union negotiations and for the prevent needless injury to the reputation of an individual; roll call: yeas, Bamesberger, Buller, Shellington, Sikes and Bulgrin; nays, none; motion carried. Chairman Bulgrin restated the motion.

Moved by Shellington, seconded by Bamesberger to come out of executive session at 9:55 a.m. where no action was taken; roll call: yeas, Shellington, Bamesberger, Buller, Sikes and Bulgrin; nays, none; motion carried.

The Board recessed at 10:00 a.m. to go into the Board of Equalization.

The Board reconvened as the Board of Commissioners at 10:10 a.m.

On December 15, 2009, Resolution #09-85 was adopted setting the salary for elected officials for 2011, 2012, 2013 and 2014 with an annual increase based on the Consumer Price Index.

Moved by Shellington, seconded by Sikes to adopt Resolution #13-04 setting the salary for 2013 based on the consumer price index in the amount of 1.8%, therefore the County Clerk, Assessor, Treasurer, Clerk of the District Court, Public Defender be set at \$52,762.20; County Sheriff at \$63,065.02 and the County Attorney at \$71,300.72; roll call: yeas, Shellington, Sikes, Bamesberger, Buller and Bulgrin; nays, none; motion carried.

**RESOLUTION #13-04**

WHEREAS, the salaries for elected officials are set prior to the beginning of the term, and

WHEREAS, in Resolution #09-85 adopted on December 15, 2009, stated the elected officials shall receive an annual increase for the years 2012, 2013 and 2014, based on the Consumer Price Index, as established by the Bureau of Labor Statistics, U.S. Department of Labor except when the CPI falls below 0% in any year in which case the annual adjustment will be no less than 0% and except when the CPI raises above 3% in any year in which case the annual adjustment will be no more than 3%. Because the CPI is at 1.8%, the increase will be set at 1.8% as per resolution.

NOW, THEREFORE, BE IT RESOLVED that the salary for the County Clerk, Assessor, Treasurer, clerk of the District Court and Public Defender be set at \$52,762.20; the salary for the County Sheriff be set at \$63,065.02 and the salary for the County Attorney be set at \$71,300.72 for the year 2013 to take effect January 1, 2013.

Dated this 8<sup>th</sup> day of January, 2013.

Committee reports were given.

The Chairman declared the meeting adjourned at 10:33 a.m. The next meeting will be held January 22, 2013 at 9:00 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

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Kurt Bulgrin, Chairman  
York County Board of Commissioners

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Cynthia D. Heine, County Clerk  
York, Nebraska