

The York County Board of Commissioners met according to law on Tuesday, November 26, 2013 at 8:30 a.m. as per notice in the York News Times on November 20, 2013, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Tom Shellington and Jack Sikes. Commissioner Paul Buller was absent. Also present was Melanie Wilkinson, Correspondent for the York News Times.

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

Bulgrin announced that the Open Meetings Act was posted outside the door along with copies in the back of the Board Room.

Moved by Shellington, seconded by Sikes to approve the minutes of the November 11, 2013 Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

Moved by Bamesberger, seconded by Shellington to adopt the agenda for Tuesday, November 26, 2013, Board of Commissioners meeting as presented; roll call: yeas, Bamesberger, Shellington, Sikes and Bulgrin; nays, none; Buller absent; motion carried.

Moved by Shellington, seconded by Sikes to go into executive session at 8:32 a.m. to discuss General Assistance for the prevention of needless injury to an individual; roll call: yeas, Shellington, Sikes, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried. Chairman Bulgrin restated the motion.

Moved by Shellington, seconded by Bamesberger to come out of executive session at 8:54 a.m. where no action was taken; roll call: yeas, Shellington, Bamesberger, Sikes and Bulgrin; nays, none; Buller absent; motion carried.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Sikes, seconded by Shellington to approve payroll in the amount of \$146,042.27 and vendor claims as presented; roll call: yeas, Sikes, Shellington, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

<b>Fund</b>	<b>Name</b>	<b>Description</b>	<b>Total</b>
Gen	Aging Partners	Budget 13-14	27,912.00
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Aging	Bag N Save	Supplies	2,232.65
Gen	Bill Bamesberger	Mileage/Telephone	336.16
Gen	Bob Barker Company, Inc.	Equipment	512.78
Gen	Joseph Bixby	Mental Health Board	187.50
Gen	Blue Knight Security, Inc.	Security Contract	1,056.00
Gen	Marjorie Braman	Retirement	11.00
Gen	Patricia Bredenkamp	Retirement	10.00
Gen	Cash-Wa Candy Company	Board of Prisoners	1,579.45
Gen	Gary Charlton	Retirement	11.00
Gen	Codex Corporation	Equipment	202.00
Gen	Connecting Point Computer Center	Data Proc Equip	50.00
Gen	Cornerstone Bank	Fees	25.00
Gen, Rd	Corporate Payment Systems	Reimbursement	2,500.11
Rd	Cross-Dillon Tire	Repair Parts	2,431.50
Gen	Sharon Cuda	Retirement	10.00
Rd	Data Tech Computer Services	Office Equipment	1,450.00
Gen	Dell Marketing L.P.	Office Supplies	237.52
Gen, Aging	Eakes Office Plus	Office Supplies	1,142.33
Gen	Employee Data Forms of Mo LLC	Office Supplies	23.00
Gen	First Concord Benefits Group, LLC	Insurance	1,111.72
Gen	Franklin County Sheriff	Court Costs	18.50
Gen	General Fire & Safety Equipment	Building Repairs	233.50
Gen, Aging	Grand Central Foods	Supplies	4,493.65
Gen	Great Plains Pest Management, Inc.	Building Maintenance	102.00
Gen	Hall County Court	Court Costs	4.25
Gen	Harry Hecht	Retirement	16.00
Aging	Janet Hines	Reimbursement	23.61
Emer Mgnt	Gerald Hinrichs	Reimbursement	33.34
Gen	Nancy Hoblyn	Mental Health Board	112.50
Gen	Home Care Plus	Medical-Prisoners	257.85
Gen	Hometown Leasing	Equip Rental	450.80
Gen, Rd	Jackson Services Inc.	Building Maintenance	163.12
Gen	JM Monograms, Inc.	Uniform Allowance	90.70
Gen	Eileen Krumbach	Mileage	48.53
Rd	Lichti Bros Oil Co. Inc.	Fuel	42,748.30
Rd	Lyle Signs, Inc.	Signs & Posts	7,236.00
Gen	Manatron, Inc.	Appraiser's Fees	1,344.31
Visitors Prom	McCool Community Club	Grants	641.00
Rd	Medical Enterprises, Inc.	Safety Equipment	124.00
Gen	Metz Mortuary	Coroner/Autopsy Costs	375.00
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equip	293.00
Gen	MIPS, Inc.	Supplies	68.78
Gen	Naber's Repair Service	Office Supplies	1.87
Rd, Busy Whls	Ne Department of Roads	Signs & Posts/Pickups	16,115.78
State Inst	Ne Health and Human Services	Monthly Fees	513.00
Rd	Ne Salt & Grain Co	Supplies	1,312.96
Rd	NMC Inc.	Repair Parts	2,806.91
Rd	North American Truck Trailer	Repair Parts	1,557.78.
Gen	North Office Supply	Office Supplies	37.87

Rd	OfficeNet	Supplies/Equipment	960.86
Gen	Lynn Peavey Company	Drug & Alcohol Tests	125.31
Gen, Rd	Perennial Public Power District	Electricity	200.30
Gen	Physicians Laboratory Services	Coroner/Autopsy Costs	8.00
911	Platte Valley Communications	Telephone Service	450.00
Gen	Rasmussen Mechanical Services, Inc.	Maintenance Agreement	3,181.17
Gen	Melvin Reetz	Retirement	12.00
State Inst	Region V Systems	EPC Billing	2,383.00
Gen	Ronco Plumbing	Building Maintenance	602.65
Rd	Sapp Bros. Petroleum, Inc.	Fuel	4,165.88
Gen	Sequoia Consulting Group	Cost Allocation Plan	1,728.00
Gen	Patricia Smith	Retirement	72.00
Rd	South Dakota LTAP	Registration Fees	80.00
Rd	Standard Battery Inc.	Repair Parts	698.65
Gen	Stephens Law Office	Attorney Fees	990.00
Gen	Svehla Law Office	Attorney Fees	15.00
Rd	United Farmers Cooperative	Fuel	26,200.92
Aging	US Postal Service	Stamps	92.00
Gen	Verizon Wireless Services LLC	Telephone Service	295.72
Gen	Walgreens	Medical-Prisoners	1,669.19
Rd	Weldon Industries, Inc.	Repair Parts	991.44
Rd	Werner Construction, Inc.	Bridge Materials	402.05
Gen	West Payment Center	Legal Fees	2,371.88
Gen, E911, 911	Windstream Communications	Telephone Service	2,399.03
Aging	York Ace Hardware	Program Supplies	33.98
Inher Tax	York Adopt-A-Pet	Budget 13-14	4,000.00
Gen	York County Court	Court Costs	596.00
Gen, Weed	York County Highway Dept.	Fuel	4,421.15
Gen	York County Sheriff	Reimbursement	123.61
Rd	York County Treasurer	Registration	40.00
Gen, Rd	York General Hospital	Physical Capacity	2,492.90
Gen	York Medical Clinic PC	Medical-Prisoners	207.00
Gen	York News-Times	Publication	527.37
Rd	York Printing Company, LLC	Repair Parts	864.76

**INTERFUND TRANSFERS:**

There were no interfund transfers to come before the Board.

An updated General Assistance Handbook was reviewed by the Board.

Moved by Sikes, seconded by Bamesberger to approve the updated General Assistance Handbook; roll call: yeas, Sikes, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

Annually, the Board must designate a county newspaper for publication purposes.

Moved by Shellington, seconded by Sikes to designate the York News-Times as the county newspaper for publication purposes for the year 2014; roll call: yeas, Shellington, Sikes, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

Requests were received from local financial institutions to be approved as depositories for county funds.

Moved by Bamesberger, seconded by Shellington to adopt Resolution #13-65 approving the York State Bank, Cornerstone Bank, Henderson State Bank, Midwest Bank, Union Bank and the Nebraska Public Investment Agency Trust as depositories for the County for 2014; roll call: yeas, Bamesberger, Shellington, Sikes and Bulgrin; nays, none; Buller absent; motion carried.

**RESOLUTION #13-65**

**BE IT RESOLVED** by the Board of Commissioners of York County, Nebraska, that during the year 2014, and for the remainder of the term of Brenda Scavo as York County Treasurer, or until further directed by this Board that the following named institutions, upon their several requests duly filed and made a part of the Resolution shall be depositories for the funds of York County, Nebraska, to wit:

Cornerstone Bank, York, Nebraska  
Henderson State Bank, Henderson/York, Nebraska  
Midwest Bank, York, Nebraska  
Union Bank, York, Nebraska  
York State Bank, York, Nebraska  
Nebraska Public Investment Agency Trust, Lincoln, Nebraska

**PROVIDED** that the aforesaid banks, each and all of them shall meet with all requirements imposed by the laws of the State of Nebraska, regarding proper bonds and securities for any deposits made in said bank.

**BE IT FURTHER RESOLVED**, that the County Treasurer of York County, Nebraska, is hereby directed and authorized to deposit the funds of York County, Nebraska, during the year, 2014, and for the remainder of the term of the said Brenda Scavo, as County Treasurer, or until further directed by this Board, in the depositories above named in this Resolution.

**BE IT FURTHER RESOLVED**, that Brenda Scavo, County Treasurer, may when the amount of money which she desires to deposit in the various depositories within the County exceeds fifty percent of the combined stock and surplus on any one individual depository; **PROVIDED** said depositories for such excess deposits shall furnish additional bond of securities as

the case may be, and shall comply in all respects with the requirements imposed by the laws of the State of Nebraska.

Dated this 26<sup>th</sup> day of November, 2013.

Bond drawdown #27 was reviewed.

Moved by Bamesberger, seconded by Sikes to approve Bond Drawdown #27 in the amount of \$488,413.42 payable to Kirkham Michael - \$11,583.00; Speece Lewis Engineers - \$23,570.48; Dixon Construction Co. - \$169,343.46; Diamond Engineering - \$38,405.70; Commercial Construction Inc. - \$245,510.78; roll call: yeas, Bamesberger, Sikes, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

Information was received from the Nebraska Education Technology Services regarding eMeetings and how it could be used to facilitate preparation of county board meetings. NACO (Nebraska Association of County Officials) has adopted this program and provides the services and software whereby agendas, supporting materials and other documents are placed online for use of the board members and public. There is a monthly fee of \$265.00 associated with the service.

Moved by Sikes, seconded by Bamesberger to adopt the eMeeting program and purchase the necessary software and equipment to facilitate it through the Data Processing and Miscellaneous General Fund; roll call: yeas, Sikes, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

**GENERAL ASSISTANCE:**

Moved by Shellington, seconded by Sikes to approve General Assistance case BC13-5 for \$2,000.00 payable to Metz Mortuary; roll call: yeas, Shellington, Sikes, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

At the previous meeting, the Board tabled action on setting the salary for the Public Defender as further information needed to be obtained prior to setting that wage.

Moved by Bamesberger, seconded by Bulgrin to set the 2015 salary for the Public Defender at \$54,345.07 and that it be adjusted annually by the Consumer Price Index – Midwest Region; with it to remain a full time position and to allow he/she the opportunity for an outside practice if they wish; roll call: yeas, Bamesberger, Bulgrin, Shellington and Sikes; nays, none; Buller absent; motion carried.

**RESOLUTION #13-66**

**WHEREAS**, the York County Board of Commissioners met on November 26, 2013 at their regular meeting to discuss and act on the salary for the Public Defender. Notice of the hearing to consider and set salaries was given by publishing such notice in the agenda.

**NOW THEREFORE, BE IT RESOLVED**, that the Elective Office of the York County Public Defender shall receive the salary for the year 2015 of \$54,345.07 and shall receive an increase each of the following years for the years 2016, 2017 and 2018 as described below. Said increase shall take effect January 1 of each subsequent year.

**(FOR THE YEARS 2016, 2017 AND 2018 – Annual Cost of Living Adjustment)**

Annual adjustments for 2016, 2017 and 2018 will be based on the Midwest Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor except when the CPI falls below “0” and except when the CPI raises above 3% in any year, in which case the annual adjustment will be no more than 3%.

In addition to and in consideration of the above salary, the following will also apply:

1. The Deputy Public Defender position shall remain discontinued.
2. The Public Defender is to be considered a full-time position, however, he/she will be allowed to have an outside practice if they so choose.
3. Be it further resolved that in addition to the above stated salary, the County Official shall receive benefits as provided in the York County Employee Manual consisting of health insurance, life insurance, disability insurance and retirement benefits.

Dated this 26<sup>th</sup> day of November, 2013.

A grant request for Visitors Improvement Funds was received from the Yorkshire Playhouse for lighting. The initial request was for \$3,770.00, however, the Visitors Committee recommended a payment of \$3,000.00.

Moved by Shellington, seconded by Bamesberger to allow the grant request in the amount of \$3,000.00 for the Yorkshire Playhouse; roll call: yeas, Shellington, Bamesberger, Sikes and Bulgrin; nays, none; Buller absent; motion carried.

Moved by Sikes, seconded by Bamesberger to go into executive session at 9:43 a.m. for Road Department personnel issues and for the prevention of needless injury to an individual; roll call: yeas, Sikes, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried. Chairman Bulgrin restated the motion.

Moved by Shellington, seconded by Bamesberger to come out of executive session at 10:38 a.m. where no action was taken; roll call: yeas, Shellington, Bamesberger, Sikes and Bulgrin; nays, none; Buller absent; motion carried.

The York County Treasurer submitted a Certification of Delinquent 2012 Personal Property Taxes with an attached copy to the York County Sheriff regarding Distress Warrants for delinquent 2012 Personal Property Taxes. The Sheriff will make return of the warrants within 9 months. Scavo has issued 53 warrants in the amount of \$22,465.97. The report was reviewed and placed on file.

Committee reports were given.

The Chairman declared the meeting adjourned at 10:50 a.m. The next meeting will be held December 10, 2013 at 8:30 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