

The York County Board of Commissioners met according to law on Tuesday, December 10, 2013 at 8:40 a.m. as per notice in the York News Times on December 4, 2013, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Tom Shellington, Jack Sikes and Paul Buller. 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 26, 2013 Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Bamesberger, Buller and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Bamesberger to adopt the agenda for Tuesday, December 10, 2013, Board of Commissioners meeting as presented; roll call: yeas, Shellington, Bamesberger, Sikes, Buller and Bulgrin; nays, none; motion carried.

PAYROLL AND VENDOR CLAIMS:

Moved by Buller, seconded by Sikes to approve payroll in the amount of \$148,689.50 and vendor claims as presented; roll call: yeas, Buller, Sikes, Shellington, Bamesberger and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Road	Aero	Rd Equipment	176.04
Road	AFL, LLC	Rd Equipment Repair	758.09
Visit Promo	Avery Outdoor	Media Advertisement	500.00
Gen	Bob Barker Co, Inc	Equipment	587.89
Road	Baum Hydraulics	Rd Equipment	107.93
Gen, Road	Black Hills Energy	Heating Fuel	2,263.05
Gen	Blue Knight Security, Inc	Security Contract	648.00
Aging	Kerri Bukaske	Senior Citizen Program	50.00
Gen	Business Brokers, Corp	Rent	2,263.21
Gen	Capital Business Systems, Inc	Office Equipment	320.00
Road	Car Parts, Inc	Shop Supplies	135.21
Gen	Cash-Wa Candy Co	Board of Prisoner	1,495.68
Aging	Cash-Wa Distributing, Co	Health/Food	923.94
Gen	City of Henderson	Sheriffs Costs	5,000.00
Gen	City of York	Water/Sewer	5,082.51
Ambulance	City of York, Ambulance	Ambulance Billing	50,250.00
Visit Promo	Community Publishers	Printing & Publishing	632.00
Gen	Cornerstone Bank	Interest/Misc	28,947.73
Road	Cornhusker Cleaning Systems, Inc.	Shop Supplies	231.98
Gen	CWC of York, Inc	Office Supplies	12.00
Road	Dakota Fluid Power, Inc.	Road Equipment	61.95
Weed	Doug Deprez	Office Supplies	74.89
Gen	Douglas County Sheriff	Court Costs	56.39
Gen, Visit Pro	Eakes	Office Supplies	1,068.15
Road	Fastenal Industrial & Const Supply	Shop Supplies/Tools	409.95
Road	Filter Care	Road Equipment	123.10
Road	Friesen Ford	Road Equipment Repair	34.38
Gen	Galls/Quartermaster	Uniform Allowance	165.75
Road	Garret Tires & Treads	Equipment Tire	1,600.48
Gen	Gene Steffy Chrysler Center, Inc.	Cars	48,090.00
Gen	Global Tech, Inc.	Office Equipment	500.00
Gen	Grand Central Foods	Food	4,652.94
Relief	Greenwood Cemetery	County Burials	1,750.00
Aging	Janet Hines	Mileage	42.38
Road	Eric Hinz	Equipment Repair	795.31
Road	HTR, Inc.	Equipment Repair	59.06
Gen	Hometown Leasing	Office Rental	379.95
Gen	Jackson Service, Inc.	Maintenance Agreement	40.75
Gen	Kopchos Sanitation, Inc.	Garbage	154.50
Visit Promo	The Lamar Co.	Advertisement	490.00
Gen	Larue Distributing, Inc.	Equipment	74.28
Gen	Liermann's Service	Machinery & Equipment	47.95
Road	Lindquist, Inc.	Equipment Repair	901.20
Road	Matheson Tri-Gas, Inc.	Equip Repair/Supplies	430.91
Road	Mead Lumber & Rental-York	Shop Supplies	75.87
Gen	Medical Enterprises, Inc.	Physical Capacity	31.00
Gen	Microfilm Imaging Systems, Inc.	Data Processing	138.00
Gen	Midwest Auto Fire Sprinkler, Co.	Maintenance Agreement	150.00
Gen	MIPS	Data Processing/Rental	917.02
Gen	Mogul's Transmission, Inc.	Machinery & Equipment	744.51
Gen	Moore Medical, LLC	Medical	148.46
Road	Moses Motor, Co.	Equipment Repair	184.27
Road	Murphy Tractor MXA	Equipment Repair	1,471.80
Gen	Nebraska Emergency Service Comm.	Dues	90.00
Gen/Rd	Nebraska Public Power District	Electricity	3,724.75
Road	Nebraska State Fire Marshal	Storage Tank	480.00
Road	Nebraska Truck & Equipment Co., Inc.	Equipment Repair	4,808.43
Road	Nebraskaland Glass	Equipment Repair	386.00

Weed	Nebraska Weed Control	Dues	125.00
Aging/Gen	North Office Supply	Office Supplies	307.35
Gen	NSBA	Dues	335.00
Gen	O'Keefe Elevator Co, Inc.	Maintenance Agreement	370.65
Road	Orscheln Card Center	Shop Supplies	32.77
Road	Osceola Implement & Supply, Inc.	Equipment Repair	52.92
Road	Overland Sand & Gravel Co	Gravel	46,997.37
Gen	Paper Tiger Shredding	Misc	35.00
Road	Penner's Tire & Auto, Inc.	Equipment Repair	1,005.48
Gen/Rd/Visitor	Perennial Public Power District	Electricity	333.67
Road	Pieper Plumbing & Well Drilling, Inc.	Equipment Repair	9.56
Road	Plains Equipment Group	Shop Tools	1,071.20
Road	Platte Valley Communications	Radio Equipment	835.95
Gen	Pollack & Ball Law Office, LLC	Appointed Council	1,053.75
Road	Rasmussen Auto Parts	Shop Supplies	102.65
Gen	Rasmussen Mechanical Services, Inc.	Maintenance Agreement	2,682.67
Gen	Redfield & Co., Inc	Office Supplies	251.46
Road	Sapp Bros. Petroleum, Inc.	Building & Ground	68.19
Gen	Seams Possible	Uniform Allowance	10.00
Visit Promo	Robert Sautter	Mileage	102.83
Visit Promo	St. Joseph's Athletic Club	Printing & Publisher	90.00
Road	Charles Starbuck	Uniform Allowance	50.00
Gen	State of NE/DAS Central Finance	Data Processing	80.25
Gen	DAS Central Finance/DAS Comm.	Equipment Rental	448.00
Gen	State of Nebraska District 5	District Court	1,930.89
Gen	State of Ne/Nebr Public Health	Drug & Alcohol Test	1,155.00
Gen	Time Warner Cable	Dues Subscription	81.00
Visit Promo	USA Outdoor II, LLC	Advertisement	360.00
Gen	Janet Veleba	Mileage/Meals/Lodging	526.19
Gen/Road	Verizon Wireless Service LLC	Telephone Service	639.45
Road	Village of Bradshaw	Water	12.83
Road	Village of McCool Junction	Water/Sewer	38.00
Visit Promo	Waite Outdoor, LLC	Advertisement	450.00
Visit Promo	Web Tech Solution	Misc	65.83
Gen	Weber Behavioral Health	Medical	111.00
Gen	Eric J Williams	Appointed Council	885.00
Gen/Rd/Aging			
Relief/E911/911	Windstream Communications	Telephone	3,304.52
Gen/Rd	Burst, LLC	Office Supplies	159.18
Visit Promo	York Area Chamber of Commerce	Dues/Grant	2,115.00
Visit Promo	York County Development Corp	Misc	2,113.71
Gen	York County District Court	Court Council	557.00
Gen	York Electronics	Equipment	15.49
Road	York General Hospital	Physical Capacity	1,633.45
Gen	York Medical Clinic PC	Medical	137.24
Gen/Visit Promo			
Aging/Emerge	York News Times	Printing & Publishing	547.13
Gen	York Printing Co, LLC	Office Supplies	78.00
Gen	Gary Zoubek	Mileage/Misc	999.84

GENERAL ASSISTANCE

There were no General Assistance cases to come before the board.

INTERFUND TRANSFERS:

Moved by Bamesberger, seconded by Sikes to adopt Resolution #13-67 to transfer \$400,000.00 from the Inheritance Tax Fund to the Road Fund with moneys to be repaid when funds become available; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

RESOLUTION #13-67

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 10th day of December 2013, to discuss and act on an emergency created in the funds available in the Road Fund to operate until the end of the fiscal year which will be completed on June 30, 2014; and

WHEREAS, operating expenses have unexpectedly exceeded revenue; and

WHEREAS, the York County Board of Commissioners has been advised by the County Clerk that a deficit appropriation in the sum of \$400,000.00 will be required to complete the obligations of this fund for the fiscal year ending June 30, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the York County Board of Commissioners hereby finds and declares that an emergency exists in the Road Fund budget and hereby appropriates from the Inheritance Tax Fund the sum of \$400,000.00 for the Road Fund for the remainder of the fiscal year ending June 30, 2014 for payment of claims. Such funds are to be reimbursed to the Inheritance Tax Fund when monies become available.

DATED this 10th day of December, 2013.

Steve Wait, a resident of rural Gresham, came before the Board to inform them of cemetery plots which were available in the Cedar Lawn cemetery. They would cost the county \$65.00 for each plot. The Board thanked him for the information.

A proposal was received from the Greenwood Cemetery Association for the purchase of cemetery plots to be used for County Burials.

Moved by Shellington, seconded by Bamesberger to accept the proposal from Greenwood Cemetery Association in the amount of \$1,750.00 for seven (7) plots; roll call: yeas, Shellington, Bamesberger and Bulgrin; nays, Buller; Sikes abstained; motion carried.

Gary Petersen, York/Seward Emergency Manager, brought before the Board the contract for services to complete the Hazard Mitigation Plan between York County and JEO Consulting.

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

Bond drawdown #28 was reviewed in the amount of \$108,416.15.

Moved by Sikes, seconded by Buller to approve bond drawdown #28 for Commercial Construction \$72,964.35; JEO consulting for \$1,685.00; Speece Lewis Engineers for \$20,766.80 and Kirkham Michael for \$13,000.00 (total) \$108,416.15; roll call: yeas, Sikes, Buller, Shellington, Bamesberger and Bulgrin; nays, none; motion carried.

Hours of operation for December 24th, Christmas Eve were discussed.

Moved by Shellington, seconded by Buller that the hours of operation for the 24th would be 8:00 a.m. to 1:00 p.m.; roll call: yeas, Shellington, Buller, Sikes, Bamesberger and Bulgrin; nays, none; motion carried.

Mitch Doht, York County Highway Superintendent advised the Board that he would be resigning as of December 31, 2013.

Moved by Bamesberger, seconded by Sikes to accept the resignation of Mitch Doht as Highway Superintendent effective December 31, 2013; roll call: yeas, Bamesberger, Sikes, Shellington and Bulgrin; nays, Buller, motion carried.

Doht requested the appointment of Tom Mommens as the Interim Highway Superintendent; Randy Doremus as the Interim Assistant Highway Superintendent and Ryan Stastny as the Interim Planning and Zoning Administrator.

Moved by Bamesberger, seconded by Sikes to approve the recommendation of Doht and accept the appointments as stated; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

The Board will address compensation for these interim positions at the next meeting.

Moved by Bamesberger, seconded by Shellington to go into executive session at 9:26 a.m. to prevent needless injury to an individual with Doug Deprez, Noxious Weed Superintendent and the County Board; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried. Chairman Bulgrin restated the motion.

Moved by Sikes, seconded by Buller to come out of executive session at 10:06 a.m. where no action was taken; roll call: yeas, Sikes, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Buller to table action on setting 2014 salaries for elected officials to the December 24, 2013 meeting; roll call: yeas, Bamesberger, Buller, Sikes, Shellington and Bulgrin; nays, none; motion carried.

An interlocal agreement for the Rural Apprehension Program was discussed.

Moved by Sikes, seconded by Bamesberger to adopt Resolution #13-68 to enter into the interlocal RAP program; yeas, Sikes, Bamesberger, Shellington, Buller and Bulgrin; nays, none; motion carried.

RESOLUTION #13-68

WHEREAS, law enforcement agencies with the following counties: Butler, Fillmore, Hamilton, Jefferson, Merrick, Polk, Saunders, Seward, Thayer, Webster and York desire to enter into a cooperative law enforcement effort; and

WHEREAS, the various counties, communities, and agencies within those jurisdictions desire to make the most efficient use of the power by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner pursuant to forms of governmental organization that will accord best with geographic, economics, population, and other factors; and

WHEREAS, as Interlocal agreement, consistent with Nebraska Revised Statutes 13-801 et.seq, would be in the best interest of all participating agencies; and

WHEREAS, the agencies desire to enter into a written Interlocal agreement for the purposes of carrying out the RAP objectives and grant requirements of the Nebraska Crime Commission.

BE IT RESOLVED THAT:

The County of York authorizes Sheriff Dale Radcliff to enter the County of York into an Interlocal agreement for joint and cooperative action pursuant to the provisions of Section 13-801 through 13-807 of Nebraska Revised Statutes. The interlocal agreement shall be for the strict administration of the RAP project and all funds allocated by the RAP members. Further, this interlocal agreement shall not establish a separate legal entity, rather as a joint and cooperative undertaking between public agencies i.e. state, county, city and village. (Nebraska Revised Statute 13-801).

Amount of match dollars allocated by the County of York for the 2014-2015 will be \$3,681.00 (212 census 4,908 x \$0.75)

Dated this 10th day of December 2013.

A resignation letter was received from Cynthia D. Heine, York County Clerk which is to be effective December 31, 2013.

Moved by Bamesberger, seconded by Shellington to accept the resignation of Cynthia D. Heine, York County Clerk as of December 31, 2013; roll call: yeas, Bamesberger, Shellington, Sikes and Bulgrin; nays, Buller; motion carried.

Treasurer Scavo requested the release of pledged securities from Midwest Bank and Henderson State Bank.

Moved by Bamesberger, seconded by Sikes to adopt Resolution #13-69 approving the release of securities with Midwest Bank CUSIP#658518HDO in the amount of \$165,000.00 and Henderson State Bank CUSIP#9836PAEO in the amount of \$30,000.00; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

RESOLUTION #13-69

WHEREAS, Midwest Bank was heretofore designated as a depository for County Funds and to secure the same from time to time, has heretofore deposited in escrow, certain securities, which have from time to time with the approval of the County Board been submitted for other securities; and

WHEREAS, at this time there are on deposit with said North Central NEB Pub Pwr Dist. in escrow, to secure the County deposits in said Midwest Bank the following security:

Midwest Bank
Safekeeping Dept: North Central NEB Pub Pwr Dist
Maturity Date 10/15/19
CUSIP #658518HDO
Amount \$165,000.00

BE IT THEREFORE RESOLVED that the depository receipts heretofore filed with the County Clerk covering the above described securities, be and hereby are cancelled and discharged, and the County of York hereby releases the said North Central NEB Pub Pwr Dist, Escrow Agent from all liability by reason of the surrender of the said bonds and hereby authorizes and empowers the County Treasurer to surrender the Depository Receipts covering said securities to Midwest Bank. and

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 in escrow, certain securities, which have from time to time with the approval of the County Board been submitted for other securities; and

WHEREAS, at this time there are on deposit with said York Cnty Neb Sch Dist No 0096 in escrow, to secure the County deposits in said Henderson State Bank the following security:

Henderson State Bank
Safekeeping Dept: York Cnty Neb Sch Dist No 0096
Maturity Date: 12/15/2014
CUSIP #9836PAEO
Amount: \$30,000.00

BE IT THEREFORE RESOLVED that the depository receipts heretofore filed with the County Clerk covering the above described securities, be and hereby are cancelled and discharged, and the County of York hereby releases the said York Cnty Neb Sch Dist No 0096, Escrow Agent from all liability by reason of the surrender of the said bonds and hereby authorizes and empowers the County Treasurer to surrender the Depository Receipts covering said securities to Henderson State Bank.

DATED this 10th day of December, 2013

Treasurer Scavo requested the approval of pledged securities from Midwest Bank and Henderson State Bank.

Moved by Shellington, seconded by Bamesberger to adopt Resolution #13-70 to approve pledged security with Midwest Bank CUSIP#986365EP5 for \$165,000.00 and Henderson State Bank CUSIP#986356HB2 for \$200,000.00; roll call: yeas, Shellington, Bamesberger, Buller, Sikes and Bulgrin; nays, none; motion carried.

RESOLUTION #13-70

WHEREAS, Midwest Bank was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities with York Cty Neb Sch Dist.

NOW, THEREFORE BE IT RESOLVED, that the deposit of securities heretofore made to secure the County deposits with said Midwest 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:

Midwest Bank
Safekeeping Dept: York Cty Neb Sch Dist
Maturity: 12/15/15
CUSIP: #CUSIP to come later today (Dec 9, 2013)
Amount \$165,000.00. and

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 York Cty Neb Hosp Authority.

NOW, THEREFORE BE IT 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 Treasurer covering the following described securities be approved:

Henderson State Bank
Safekeeping Dept: York Cnty Neb Hosp Authority

Maturity: 7/9/18
CUSIP: #986356HB2
Amount: \$200,000.00

DATED this 10th day of December, 2013.

Jeff Rauh and Mark appeared before the Board regarding the Keystone Pipeline for informational purposes only.

FEE REPORTS: The reports were reviewed and placed on file.

Clerk of the District Court - \$5,997.92

County Clerk - \$20,614.04

A report was given by the Clerk that the Preservation and Modernization Fund has received \$10,425.50 due to the new fee schedule for real estate filings which began January 1, 2013. These monies were used for rental of scanning equipment used to scan the Register of Deeds numerical indexes.

County Treasurer Fund Balances as of November 30, 2013	
General	\$1,256,419.93
Road	53,341.57
Adult Diversion	5,100.20
Juvenile Diversion	5,838.80
Child Sup Enforcement Cty Atty	126.63
Reappraisal	75,000.00
ROD Preservation	8,459.50
Employment Security	7,670.34
Area on Aging	18,555.41
Relief & Medical	8,558.59
State Institution	7,544.42
Veterans Aid	25,589.14
Busy Wheels	8,738.52
STOP	7,177.23
York Co Drug Fund	475.00
Fed Drug Law Enf	3601.29
Debt Serv	297,485.48
Inheritance Tax	1,396,689.27
911 Wireless	82,777.26
911 Wireless Holding	38,826.12
Emergency Mgmt	27,282.63
Law Enforcement	2539.05
2012 Hwy Alloc	2,046,614.55
Noxious Weed	15,751.40
Ambulance	66,923.63
911 Emergency	103,116.44
CDBG	10.01
Visitors Impr	240,254.28
Visitors Promotion	79,884.79

Committee reports were given.

The Chairman declared the meeting adjourned at 11:00 a.m. The next meeting will be held December 24, 2013 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

Kurt Bulgrin, Chairman
York County Board of Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska