

The York County Board of Commissioners met according to law on February 8, 2011 at 9:38 a.m. as per notice in the York News Times on February 3, 2011, with Chairman Kurt Bulgrin with Pat Bredenkamp, Bill Bamesberger, Tom Shellington and Paul Buller. Also present were Melanie Wilkinson, correspondent for the York News Times; Gary Charlton and James Klute.

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 Shellington, seconded by Bamesberger to approve the minutes of the January 25, 2011, Board of Commissioners meeting as presented; roll call: yeas, Shellington, Bamesberger, Bredenkamp, Buller and Bulgrin; nays, none; motion carried.

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

The Board reviewed the General Assistance Cases.

Moved by Bamesberger seconded by Buller to approve general assistance case #11-04 in the amount of \$290.00 for rent payable to Gary Groteluschen (landlord); roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp seconded by Buller to approve general assistance case #11-05 in the amount of \$56.64 for utilities payable to NPPD; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp seconded by Bamesberger to approve general assistance case #11-06 in the amount of \$159.99 for utilities payable to NPPD; roll call: yeas, Bredenkamp, Bamesberger, Shellington, Buller and Bulgrin; nays, none; motion carried.

The Board reviewed the payroll and vendor claims with additional claims from Rasmussen Mechanical.

Moved by Bredenkamp seconded by Buller to approve payroll in the amount of \$118,346.06 and vendor claims; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Gen	Aspen Cremation & Burial Service Inc.	Coroner/Autopsy Cost	367.05
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Gen	Bill Bamesberger	Mileage	81.60
Gen	Bob Barker Company, Inc.	Supplies	216.92
Gen, Rd	Black Hills Energy	Heating Fuels	4,656.30
Gen	Blue Knight Security, Inc.	Security Contract	876.00
Gen, Aging	Lori Byers	Reimbursement	269.58
Rd	Car Parts Inc.	Repair Parts	439.96
Aging	Cash-Wa Distributing Co.	Supplies	34.08
Gen	Centre Place Dental, P.C.	Medical-Prisoners	1,053.00
Gen	Charlie's U Save Pharmacy	Medical-Prisoners	472.17
Gen	City of York	Water	983.55
Gen	Claritus	Supplies	190.07
Gen	Clerk of District Court Association	Dues	100.00
Gen	Continental Research Corp	Janitorial Supplies	237.61
Rd	Cornhusker Cleaning Systems, Inc.	Shop Supplies	35.40
Gen	Byron Covey	Mileage	65.28
Gen	Cuming County Sheriff	Court Costs	22.86
Gen	Gregory C. Damman	Attorney Fees	390.00
Gen, Rd	Data Tech Computer Services	Computer Repair	170.00
Gen	Dell Marketing L.P.	Office Supplies	221.98
Gen, Aging	Eakes Office Plus	Office Supplies	1,290.73
Rd	Farm Plan	Shop Supplies	218.64
Rd	Fastenal Industrial & Const Supply	Repair Parts	173.60
Gen	Fillman Law Offices	Attorney Fees	720.00
Rd	Filter Care	Repair Parts	113.50
Gen	First Concord Benefits Group, LLC	Insurance	2,311.72
Gen	Galls, An Aramark Company	Vehicle Supplies	729.46
Gen	Gastroenterology Specialties	Medical-Prisoners	194.00
Gen, Aging	Grand Central Foods	Board of Prisoners	3,042.71
Gen	Hall County Sheriff	Court Costs	26.64
Aging	Carolyn Hambleton	Mileage	9.69
Rd	Hansen International Truck Inc.	Repair Parts	155.16
Aging	Kay Hilderbrand	Mileage	53.55
Aging	Janet Hines	Mileage	22.44
Gen	Holt County Treasurer	Office Supplies	10.77

Gen	Hometown Leasing	Equipment Rental	685.45
Rd	Husker Steel	Repair Parts	297.00
Rd	Inland Truck Parts & Service	Repair Parts	134.12
Gen	Jack's Uniforms & Equipment	Uniform Allowance	635.16
Gen	Jackson Services Inc.	Building Maintenance	42.50
Gen	JM Monograms, Inc.	Uniform Allowance	119.15
Gen	JW Jones MD	Coroner/Autopsy Costs	920.00
Rd	Kimball Midwest	Repair Parts	507.20
Rd	Klute, Inc.	Repair Parts	18.68
Gen	Kopchos Sanitation, Inc.	Garbage	175.00
Gen	Eileen Krumbach	Mileage	170.34
Visitors Prom	The Lamar Companies	Media-Advertising	470.00
Gen	Lancaster County Sheriff	Court Costs	38.16
Gen, Rd	Lawson Products, Inc.	Shop Supplies	244.63
Gen	Liermann's Service	Vehicle Maintenance	46.30
Rd	Lincoln Truck Center	Repair Parts	1,329.05
Rd	Lyle Signs, Inc.	Signs & Posts	1,440.00
Rd	Mac Tools Distributor	Shop Supplies	37.07
Gen	Madison County Sheriff	Court Costs	6.00
Gen	Mailfinance Inc.	Equipment Rental	798.00
Rd	Matheson Tri-Gas, Inc.	Shop Supplies	131.12
Rd	Mead Lumber & Rental – York	Repair Parts	74.29
Gen	Mid-American Research Chemical	Grounds Maintenance	310.90
Gen	Darrel Miller	Court Costs	275.00
Gen	MIPS Inc.	Data Proc Costs	1,348.08
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	782.01
Rd	Myers Tire Supply	Tire Repair	2.22
Gen	Ne Association of County Treasurers	Dues	75.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Tests	168.00
Gen, Rd	Ne Public Power District	Electricity	3,768.90
Visitors Prom	Ne Travel Association	Publication	445.00
Rd	NMC Exchange LLC	Grader Blades	2,853.24
Aging	Anita Norquest	Mileage	21.42
Gen, Aging	North Office Supply	Office Supplies	756.43
Gen	O'Keefe Elevator Company, Inc.	Maintenance Agreement	354.53
Rd	O'Reilly Auto Parts	Shop Supplies	27.01
Rd	Orscheln Card Center	Shop Supplies	109.87
Gen,			
Visitors Prom	Perennial Public Power District	Electricity	238.53
Gen	Pieper Plumbing & Well Drilling Inc.	Building Maintenance	10.80
Gen	Plains Power & Equipment, Inc.	Lawn Equip Repair	13.81
Gen	Platte Valley Communications	Radio Equipment	89.00
Rd	Power Plan	Repair Parts	915.72
Rd	Precision Industries, A DXP Company	Shop Supplies	135.55
Gen	Quartermaster	Uniform Allowance	187.19
Rd	Rasmussen Auto Parts	Repair Parts	53.76
Gen	Rasmussen mechanical Services, Inc.	Building Maintenance	13,801.17
Gen	Redfield & Company, Inc.	Office Supplies	122.00
State Inst	Region V Systems	EPC Billing	605.00
Rd	Sahling Kenworth Inc.	Repair Parts	188.05
Gen	Don Sandman	Mileage	156.51
Rd	Sapp Bros. Petroleum Inc.	Fuel	909.05
Visitors Prom	Bob Sautter	Mileage	159.63
Emer Mgnt	Seward County Courthouse	Expenditures	3,413.47
Rd	Snap-On Tools	Shop Tools	365.45
Visitors Prom	St. Joseph's Athletic Club	Publication	90.00
Rd	Standard Battery, Inc.	Repair Parts	137.90
Rd	Chuck Starbuck	Uniform Allowance	45.66
Gen	State of Ne-Das Communications	Equipment Rental	896.00
Gen	Carey Stutzman	Court Costs	20.00
Gen	Svehla Law Offices	Attorney Fees	1,567.50
Gen	Time Warner Cable	Subscription	73.54
Visitors Prom	USA Outdoor II, LLC	Media-Advertising	360.00
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	436.44
Gen	Veterans Service Office	Reimbursement	496.79
Aging	Karen Wahlmeier	Mileage	31.11
Visitors Prom	Web Tech Solutions	Website Maintenance	25.00
Gen	Fred Weisheit	Reimbursement	142.05
Rd	Weldon Parts – GI	Repair Parts	1,168.82
Visitors Prom	Wessel's Living History Farm	Grants	1,276.50
Gen	Kevin White	Court Costs	20.00
Gen, 911,			
Relief	Windstream Communications	Telephone Service	2,055.51
Gen, Aging,			
Visitors Prom	York Area Chamber of Commerce	Grants	3,382.64
Gen	York County Court	Court Costs	536.50
Visitors Prom,			

Visitors Imprv	York County Development Corp	Expenditures	5,556.60
Gen	York County District Court	Court Costs	256.00
Weed	York County Highway Dept.	Fuel	272.33
Gen	York County Sheriff	Reimbursement	1,431.43
Rd	York Equipment, Inc.	Repair Parts	5.61
Gen	York Medical Clinic PC	Medical-Prisoners	30.00
Gen, Rd,			
Aging	York News-Times	Publication	1,428.07
Gen,			
Visitors Prom	York Printing Company, LLC	Office Supplies	380.35

Commissioner Bredenkamp requested the Board review a proposed Resolution drafted by the County Attorney to designate former Nebraska Highway Link L-93E as Elaine Stuhr Road.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #11-05 designating the road as the Elaine Stuhr Road; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION NO #11-05

WHEREAS, Elaine Stuhr has devoutly served the citizens of York County with great distinction; and,

WHEREAS, York County is desirous of acknowledging such distinguished service,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF YORK COUNTY, NEBRASKA, this 8th day of February, 2011, that Nebraska Highway Link L-93E located in York County be henceforth designated as Elaine Stuhr Road and the appropriate signage upon said road shall be installed.

This resolution shall take effect and be in full force from and after its passage by the York County Board of Commissioners.

PASSED AND APPROVED this 8th day of February, 2011.

Treasurer Scavo requested the release of pledged securities with Cornerstone Bank CUSIP# 313371CG9; #3133702Z0 and #3133XX6E2.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #11-06 releasing custody receipts with Cornerstone Bank CUSIP #313371CG9 for \$700,000; #3133702Z0 for \$1,000,000; #3133XX6E2 for \$1,000,000; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-06

WHEREAS, Cornerstone Bank, N.A. heretofore was designated as a depository for County Funds and to secure the same from time to time, has heretofore deposited with 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 U.S. Bank N.A. in escrow, to secure the County deposits in said Cornerstone Bank, N.A. the following security:

Security Description: Federal Home Loan Bank
Cusip: 3133XX6E2
Maturity Date: 3/2/2020
Issue Date: 3/2/2010
Pledged Amount: \$1,000,000.

Security Description: Federal Home Loan Bank
Cusip: 3133702Z0
Maturity Date: 7/14/2022
Issue Date: 7/14/2010
Pledged Amount: \$1,000,000.

Security Description: Federal Home Loan Bank
Cusip: 3133XWE39
Maturity Date: 1/13/2020
Issue Date: 1/13/2010
Pledged Amount: \$700,000.

NOW THEREFORE BE IT 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 U.S. Bank N.A. from all liability by reason of the surrender of the said bonds and hereby authorizes and empowers the County Treasurer to surrender the Depository Receipt covering said securities to Cornerstone Bank, N.A.

DATED this 8th day of February, 2011.

Scavo also requested the approval of pledged securities for Cornerstone Bank CUSIP #313371CG9 \$5,000,000; #313370WZ7 \$700,000; #313371HA7 \$500,000; #313371K70 \$400,000; #313371N93 \$1,000,000.

Moved by Bredenkamp, seconded by Buller to adopt Resolution #11-07 approving pledged securities with Cornerstone

Bank as presented and as you read; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-07

WHEREAS, Cornerstone Bank N.A. 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 NA;

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

Federal Home Loan Bank
Maturity Date: 1/25/2016
CUSIP: #313371CG9
Rate: 2.00
Pledged amount: \$500,000.00

Federal Home Loan Bank
Maturity Date: 09/27/2023
CUSIP: #313370WZ7
Rate: 3.625
Pledged amount: \$700,000.00

Federal Home Loan Bank
Maturity Date: 11/10/2017
CUSIP: #313371HA7
Rate: 2.45
Pledged amount: \$500,000.00

Federal Home Loan Bank
Maturity Date: 11/15/2019
CUSIP: #313371K70
Rate: 3.000
Pledged amount: \$400,000.00

Federal Home Loan Bank
Maturity Date: 11/23/2015
CUSIP: #313371N93
Rate: 1.7000
Pledged amount: \$1,000,000.00

DATED this 8th day of February, 2011.

It was the recommendation by the State Auditors office to set an inventory policy to be used by the York County offices. As more information needs to be gathered, the matter was tabled.

Moved by Shellington, seconded by Buller to table action on the inventory policy; roll call: yeas, Shellington, Buller, Bredenkamp, Bamesberger and Bulgrin; nays, none; motion carried.

Annually, the Board must appoint a representative to the Four Corners Health Department on the Board of Directors.

Moved by Bamesberger, seconded by Buller to adopt Resolution #11-08 to appoint Pat Bredenkamp as York County designee to the Four Corners Health Board of Directors; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-08

WHEREAS, the County of York is in an Interlocal Agreement for the Four Corners Health Department; and

WHEREAS, annually the Board of Commissioners must appoint a representative to the Four Corners Health Board; and

WHEREAS, the Board is aware that Commissioner Pat Bredenkamp is willing to serve on the Board of Directors for said organization;

NOW, THEREFORE BE IT RESOLVED, that Pat Bredenkamp is hereby appointed to the Four Corners Health Board of Directors for year 2011.

Dated this 8th day of February, 2011.

Committee Reports were given.

An agreement between the County of York and the State of Nebraska Department of Roads was reviewed. Under the agreement, the Nebraska Department of Roads would provide this service.

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

**AGREEMENT FOR CONSULTANT INSPECTION AND RELOAD RATING ON COUNTY FRACTURE
CRITICAL BRIDGES**

**PROJECT NO. BR-NBIS (91)
CONTROL NO. 00840
YORK COUNTY
STATE OF NEBRASKA DEPARTMENT OF ROADS
STATEWIDE FRACTURE CRITICAL BRIDGE
INSPECTIONS AND RE-LOAD RATINGS**

THIS AGREEMENT, entered into by and between York County, hereinafter referred to as the "County", and the state of Nebraska, Department of Roads, hereinafter referred to as the "State".

WITNESSETH

WHEREAS, certain bridges on county roads in said County have been designated as being eligible for Federal-Aid Bridge Replacement funds by the Department of Transportation, Federal Highway Administration, hereinafter call FHWA, in compliance with Federal laws pertaining thereto, and

WHEREAS, Federal-Aid Bridge Replacement Funds have been made available by Title 23 of the United States code, providing for the inspection and re-load rating (re-load rating is not necessary if bridge condition remains the same) of the fracture critical bridges on its public roads, and

WHEREAS, the Federal share payable on any project provided for by the above mentioned code shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and re-load rating costs thereof, and

WHEREAS, regulations for carrying into effect the provisions of the above mentioned code provide that the Federal share of the cost of such project shall be paid only to the State, and

WHEREAS, the County's share of the proposed project shall be twenty (20) percent of the actual project costs and this share shall be from County funds, and

WHEREAS, the State is willing to obtain Federal approval of the proposed work and Federal funds for the proposed project, with the understanding that no State funds including State-Aid Bridge funds are to be expended on this project, and

WHEREAS, the County has earmarked and will place in its fiscal budget sufficient funds to pay all project costs not paid for by Federal funds; such costs based on twenty (20) percent County participation are currently estimated to be \$2,908.11, but such costs may increase or decrease due to variations between the estimated and actual project costs, and

WHEREAS, the County desires the inspection and re-load rating (if necessary) of the fracture critical bridges on its public roads, as evidenced by the Resolution of the County Board dated the 8th day of February, 2011, attached hereto, identified as Exhibit "A", and hereby made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

SECTION 1. The State and the county agree that the Federal share payable on this project shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and re-load rating (if necessary) costs thereof.

SECTION 2. The State hereby agrees to present this project to the FHWA for its approval, if necessary, and the County understands that no State funds will be expended for this project.

SECTION 3. The State agrees to cause to be performed the inspection and re-load rating (if necessary) of the fracture critical bridges that are due for inspection in 2011 in the County. The State will continue to have jurisdictional responsibility for all public bridges on the Sate highway system. Further, the State will be responsible for arranging for the inspection by consultants, for the county, on their fracture critical bridges. It is the intent of the parties that this agreement does not shift to the County any jurisdictional responsibility for bridges on the state highway system, and does not shift any duty to the state for jurisdictional responsibility of any bridges off of the State highway system.

SECTION 4. The proposed work of the Consultant shall be performed in accordance with the following publications:

1. AASHTO Manual for Bridge Evaluation (MBE) First Edition 2008.
2. AASHTO Standard Specifications for Highway Bridges, 17th Edition, 2002 (LFD)
3. Minimum Design Standards, 2008, Board of Public Roads Classifications and Standards.
4. Safety Inspection of In-Service Bridges, 2004
5. Fracture Critical Techniques for Steel Bridges, 2006
6. Bridge Inspection Program Manual, 2010
7. Coding Guide for Structure Inventory and Appraisal, published by the state, March 2002.
8. AASHTO LRFD Bridge Design Specifications, 4th Edition, 2007

SECTION 5. The total cost of this work is currently estimated to be \$14,540.53, with the County's twenty (20) percent share being \$2,908.11. Both parties recognize this is a preliminary estimate and the final costs may well be higher or lower. Costs incurred by the State with respect to the entire project shall be considered as a part of the total cost of the project to be paid out of County and Federal funds. It is also understood that the costs incurred by the State attributable to this project, will not include any administrative cost or expenses of State administrative officials. Upon full execution of this agreement, the State will invoice the County \$2,908.11. The County agrees to pay the State within thirty days after receipt of the billing from the State. The final settlement between the State and County will be made following final audits and when final costs have been determined by the State.

SECTION 6. It is further understood that the County's share of the total project costs shall be all costs not paid for by Federal funds. Therefore, if the Federal government refuses to participate in the project or any portion thereof, the County is responsible for full project payment with no cost or expense to the State in such project or portion thereof. Should the project be abandoned before completion, the county will pay all costs incurred by the State prior to such abandonment.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the County this 8th day of February, 2011.

RESOLUTION #11-09

Whereas: the Nebraska Department of Roads (NDOR) is developing a transportation project, on behalf of the county, for which it intends to obtain Federal funds;

Whereas: York County as a sub-recipient of Federal-aid funding is charged with the responsibility of expending said funds in accordance with Federal, State, and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

Whereas: York County and the NDOR wish to enter into an Engineering Services Agreement to provide fracture critical bridge inspection and reload rating (if necessary) services for the Federal-aid project.

Be It Resolved: by the Board of Commissioners of York County, Nebraska, that: Kurt Bulgrin, Chairman of the York County Board of Commissioners is hereby authorized to sign the attached Engineering Services Agreement between York County and the NDOR.

Project No. BR-NBIS(91)
Control No. 00840
Project Name: Fracture Critical Bridge Inspections

Adopted this 8th day of February, 2011 at York, Nebraska.

The Board discussed the appointment of Don Robb as York County Highway Superintendent. As further information needs to be obtained, it was determined to table the matter.

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

A public hearing was held at 11:00 a.m. as advertised for the One and Six Year Road and Bridge Program. Present at the hearing were Commissioners Bamesberger, Bredenkamp, Buller, Shellington and Bulgrin; Don Robb, Highway Superintendent; Melanie Wilkinson representing the York News Times; Gary Charlton, Jim Klute and Daniel Zierott.

Robb provided a copy of the One and Six Year Program for review by those present. Due to time constraints, the hearing is continued to February 22, 2011 at 11:00 a.m. Copies are available for review at the County Clerk's Office. The public is encouraged to attend the meeting.

There were no interfund transfers.

Cynthia D. Heine, County Clerk and Sharilyn Ramsey, Clerk of the District Court submitted their January, 2011 fee reports in the respective amounts of \$15,942.63 and \$2,953.66. The reports were reviewed and placed on file.

Dale Radcliff, County Sheriff submitted the December 2010 fee report in the amount of \$4,029.74. The report was reviewed and placed on file.

Brenda Scavo, County Treasurer submitted the Fund Balances as of January 31, 2011.

General	\$530,661.69
Roads	\$393,951.85
Juvenile Diversion	\$8,751.42
Child Support Enforcement	\$101.28
Unemployment Security	\$16,592.46
Area on Aging	\$28,945.59
Relief & Medical	\$15,695.61
State Institutions	\$8,634.73
Veterans Aid	\$16,139.85
Busy Wheels	\$9,373.84
STOP	\$13,015.31
Debt Service	\$259,131.59
Inheritance Tax	\$1,358,082.95
911 Wireless	\$19,042.56
Emergency Mgmt	\$35,596.91
Law Enforcement Sheriff	\$9,981.52
Noxious Weed	\$12,996.47
Ambulance	\$29,785.94
911 Emergency	\$60,714.89
CDBG	\$10.48
Visitors Impr Fund	\$175,870.44
Visitors Promotion	\$62,706.21

The Chairman declared the meeting adjourned at 12:07 p.m. The next meeting will be February 22, 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