

The York County Board of Commissioners met according to law on July 12, 2011 at 9:35 a.m. as per notice in the York News Times on July 7, 2011, with Chairman Kurt Bulgrin, with Pat Bredenkamp, Bill Bamesberger, Paul Buller and Tom Shellington. Also present at the meeting were Melanie Wilkinson, correspondent of the York News Times and Bill Sutter, County Attorney.

The meeting was opened with the Pledge of Allegiance.

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 Bredenkamp, seconded by Bamesberger to approve the minutes of the June 28, 2011 Board of Commissioners meeting with the correction that Tom Shellington was absent; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Buller to adopt the agenda for Tuesday, July 12, 2011 as presented; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

The Board reviewed a General Assistance case.

Moved by Bredenkamp, seconded by Buller to approve General Assistance Case #11-27 for utilities payable to the City of York in the amount of \$49.79 and Black Hills Energy for \$203.20; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

At this time it is necessary to transfer monies into the Juvenile Diversion Fund as grant monies have not arrived.

Moved by Bredenkamp, seconded by Buller to adopt Resolution #11-39 transferring \$2,000.00 from the Inheritance Tax Fund to the Juvenile Diversion Fund to be repaid when monies become available; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-39

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 12th of July, 2011, to discuss and act on an emergency created in the funds available in the Juvenile Diversion Fund to operate until the end of the fiscal year which will be completed on June 30, 2012; 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 \$2,000.00 will be required to complete the obligations of this fund for the fiscal year ending June 30, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the York County Board of Commissioners hereby finds and declares that an emergency exists in the Juvenile Diversion fund budget and hereby appropriates from the Inheritance Tax Fund the sum of \$2,000.00 for the Juvenile Diversion Fund for the remainder of the fiscal year ending June 30, 2012 for payment of claims. Such funds are to be reimbursed to the Inheritance Tax Fund when monies become available.

Dated this 12th day of July, 2011.

The Board reviewed the claims along with additional claims which were submitted by NIRMA for general liability, buildings & contents and workers' comp insurance in the amount of \$234,391.00 out of various General line items along with the Road and Weed Funds; American Boiler Company out of the General Fund-Buildings for \$116,019.00; and Baders Highway & Street for \$2,000.00 out of the Road Fund.

Moved by Bredenkamp, seconded by Shellington to approve payroll in the amount of \$123,654.99 and vendor claims along with the additional claims from NIRMA, Bader's Highway & Street and American Boiler; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Rd	Ace Irrigation and Mfg	Culverts	3,277.14
Gen	Adams County Sheriff	Court Costs	18.50
Gen	American Boiler Company	Capital Outlay	116,019.00
Rd	Applied Controls	Shop Supplies	36.23
Gen	Atco International	Janitorial Supplies	69.99
Gen	Automated Systems	Data Proc Costs	1,488.00
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Rd	Bader's Highway & Street	Asphaltic	11,979.00
Aging	Bag N Save	Supplies	422.61
Gen	Bill Bamesberger	Mileage	115.26
Gen	Bob Barker Company, Inc.	Other Equipment	33.49
Gen, Rd	Black Hills Energy	Heating Fuels	372.97

Gen	Blue Knight Security, Inc.	Security Contract	936.00
Rd	Bosselman	Fuel	29,631.29
Gen, Aging	Lori Byers	Reimbursement	85.86
Rd	Car Parts Inc.	Repair Parts	81.02
Gen	Cash-Wa Candy Company	Supplies	1,257.66
Rd	CCP Industries, Inc.	Shop Supplies	232.63
Gen	Centre Place Dental, P.C.	Medical-Prisoners	184.00
Gen	Charlie's U Save Pharmacy	Medical-Prisoners	31.47
Gen	Ann Charlton	Reimbursement	14.03
Gen	Claritus	Postage Supplies	140.91
Rd	Cornhusker Cleaning Systems, Inc.	Shop Supplies	101.28
Aging	Crossroads Awards	Awards	100.00
Rd	Cummins Central Power LLC	Shop Supplies	54.05
Gen	Cutting Edge Lawn Service	Cemetery Mowing	325.00
Gen	Eakes Office Plus	Office Supplies	1,106.00
Rd	Fastenal Industrial & Const Supply	Flares/Flags/Barricades	109.22
Gen	Fillman Law Offices	Attorney Fees	2,582.70
Gen	First Concord Benefits Group, LLC	Insurance	471.22
Rd	Friesen Chevrolet, Inc.	Repair Parts	2.56
Gen, Rd, Aging	Grand Central Foods	Board of Prisoners	2,388.37
Gen	Great Plains Pest Management, Inc.	Building Maintenance	108.00
Aging	Carolyn Hambleton	Mileage	27.03
Aging	Kay Hilderbrand	Mileage	61.20
Aging	Janet Hines	Mileage	31.62
Emer Mgnt	Gerald Hinrichs	Mileage	13.26
Gen	Midtown Holiday Inn – GI	Lodging	144.00
Aging	Vanee Holtmeier	Mileage	38.76
Gen	Hometown Leasing	Data Proc Equipment	567.38
Rd	Hradec Diesel	Repair Parts	38.44
Gen	Jack's Uniforms & Equipment	Uniform Allowance	103.40
Gen	Jackson Services Inc.	Building Maintenance	42.50
Rd	Jensen Lumber Company	Shop Supplies	10.98
Gen	JM Monograms, Inc.	Uniform Allowance	56.80
JV Div	Julie Johnson	Mileage	142.80
Rd	Kimball Midwest	Repair Parts	340.34
Gen	Gayla Knight	Mileage	240.72
Gen	Kopchos Sanitation, Inc.	Garbage	140.00
Visitors Prom	The Lamar Companies	Media-Advertising	470.00
Gen	Lancaster County Court	Court Costs	9.75
Gen	LaRue Distributing, Inc.	Supplies	49.16
Gen	Latimer Reporting	Court Costs	235.95
Gen	Lawson Products, Inc.	Janitorial Supplies	349.90
Rd	Lichti Bros Oil Co. Inc.	Fuel	21,585.60
Gen	Liermann's Service	Vehicle Maintenance	46.05
Rd	Mac Tools Distributor	Shop Supplies	57.97
Gen, Rd	Mead Lumber & Rental – York	Shop Tools	41.63
Gen	Metalcraft, Inc.	Inventory Tags	247.74
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	300.50
Gen	Miller Seed & Supply Co., Inc.	Grounds Maintenance	384.00
Gen	MIPS, Inc.	Data Proc Costs	599.58
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	384.41
Gen	Naber's Repair Service	Building Maintenance	10.00
Gen	NATP	Dues	80.00
Rd	Ne Department of Roads	Engineering	41.45
Visitors Prom	Ne Life	Publication	225.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Test	84.00
Gen, Rd	Ne Public Power District	Electricity	5,362.60
Visitors Prom	Ne Travel Association	Dues	300.00
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	209.02
Employment			
Sec Act	Ne Workforce Development	Unemployment Payments	981.15
Gen	Nebraskaland Glass	Office Equipment	25.85
Gen, Rd, Wd	NIRMA	Insurance	234,391.00
Rd	NMC Exchange LLC	Repair Parts	784.55
Aging	Anita Norquest	Mileage	153.00
Gen, Aging	North Office Supply	Office Supplies	651.61
Gen	Northeast Ne Juvenile Services	Juvenile Care Costs	382.50
Rd	Pat O'Brien	Uniform Allowance	50.00
Rd	O'Reilly Auto Parts	Repair Parts	32.57
Rd	OfficeNet	Office Equipment	343.23
Rd	Orscheln Card Center	Easement & Others	11.49
Gen	Paper Tiger Shredding	Monthly Charges	35.00
Gen, Rd,			
Visitors Prom	Perennial Public Power District	Electricity	277.56
Gen	Gerald Peterson	Mileage	120.36

Gen	Pieper Plumbing & Well Drilling Inc.	Building Maintenance	13.78
Rd	Power Plan	Repair Parts	1,749.04
Rd	Rasmussen Auto Parts	Shop Supplies	10.60
Gen	Roy's Window Service, Inc.	Building Maintenance	205.00
Rd	Safety-Kleen Systems	Equipment Rental	368.28
Rd	Sahling Kenworth Inc.	Repair Parts	104.34
Gen	Don Sandman	Mileage	99.45
Visitors Prom	Bob Sautter	Mileage	73.44
Emer Mgnt	Seward County Courthouse	Monthly Expenditures	3,679.19
Gen	Jack D. Sikes	Mileage	44.37
Rd	Snap-On Tools	Shop Supplies	65.00
Rd	Speece Lewis Engineers	Engineering	9,479.51
Rd	Standard Battery, Inc.	Repair Parts	357.85
Gen	State of Ne Das Communications	Equipment Rental	448.00
Gen	Svehla Law Offices	Attorney Fees	9,275.25
Gen	Time Warner Cable	Subscription	73.53
Visitors Prom	USA Outdoor II, LLC	Media-Advertising	360.00
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	448.82
Gen	Nancy Waldron	Mileage	17.76
Rd	Weldon Parts- GI	Repair Parts	871.39
Gen, Aging, Rd	Windstream Communications	Telephone Service	1,797.91
Gen, Rd	York Ace Hardware	Shop Supplies	26.64
Visitors Prom	York Area Chamber of Commerce	Special Projects	239.66
Gen	York County Court	Court Costs	346.75
Visitors Prom	York County Development Corp	Office Expenditures	5,072.11
Gen	York County District Court	Court Costs	303.00
Gen	York County Sheriff	Unpaid Monthly Costs	1,172.52
Gen, Rd, Aging, Emer Mgnt	York News-Times	Publication	696.32
Aging	York Printing Company, LLC	Supplies	64.82

Moved by Buller, seconded by Bamesberger to go into executive session at 9:48 a.m. to discuss personnel matters with the York County Commissioners and Bill Sutter, County Attorney; roll call: yeas, Buller, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Bamesberger to come out of executive session at 10:00 a.m. where no action was taken; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

The Board solicited audit proposals for the 2010-2011 audit from CPA's within the County. No proposals were submitted.

Moved by Bredenkamp, seconded by Buller that the Chairman appoint a committee to find an auditor for the 2010-2011 county audit and to contact the local individuals that were first contacted and if they are not interested, then the committee will go outside the county for an accountant to conduct those services; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

A tort claim was filed against the County by William K., Angela G., and Charles B Knight regarding an accident on Highway 34 at mile marker 264.

Moved by Bredenkamp, seconded by Buller that the Board take no action on the tort claim filed by William K., Angela G., and Charles B Knight and refer it to our insurance carrier; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Fred Bader of Bader's Highway & Street met with the Board requesting a change order for an additional \$2,000 for sealant used on the road East of Hwy 81 – East of Benedict.

Moved by Bamesberger, seconded by Shellington to go ahead and pay the additional \$2,000.00 to Bader's Highway & Street in addition to the contracted amount; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Bredenkamp to approve the Emergency Protective Custody Agreement with Region V Systems, the term of which is July 1, 2011 through June 30, 2012; roll call: yeas, Buller, Bredenkamp, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Shellington to table the ADA policy and agreement until the next regularly scheduled meeting to allow additional time to review it; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

The Board discussed the financing proposals submitted at the June 28th meeting.

Moved by Bredenkamp, seconded by Bamesberger to go with Union Bank & Trust Company for three (3) payments of \$41,069.71 along with \$250.00 documentation fee and 12.50 filing fee beginning November 1, 2011; roll call: yeas, Bredenkamp, Bamesberger, Shellington, Buller and Bulgrin; nays, none; motion carried.

Bamesberger stated that the Road Department employees would like to go to seminars in the evening at which time

they would receive education in equipment repairs. The shop foreman would decide when they go, who goes and which seminars they attend.

Moved by Bamesberger, seconded by Buller to authorize the compensation of Road Department employees who attend educational seminars relating to their field of work upon approval of their supervisor; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

The Extension Agent requested that their employees could use comp time during the County Fair time. The Board will have to address that matter to determine the number of hours that can be accumulated and the time period in which it has to be used. It was suggested that the maximum number of hours that can be accumulated is 80 hrs and that it must be used within 90 days. This policy would be for departments other than the Road and Sheriff/Jail Departments. This is an item that the Handbook Committee must address. The matter will be continued to the next regularly scheduled meeting.

Vicki Duey of Four Corners Health Department gave a quarterly update of their programs.

Moved by Buller, seconded by Bamesberger to go into executive session at 11:13 a.m. to discuss employee matters with the County Commissioners, Brad Covert, Kelly Turner, Cynthia D. Heine and Bill Sutter; roll call: yeas, Buller, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Bamesberger to come out of executive session at 11:24 a.m. where no action was taken; roll call: yeas, Buller, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

The Board discussed the BCBS health insurance premium payable by employees when both husband and wife are employed by the County. In the previous meeting, the Board decided to pay the portion that would be equal to two single employee's coverage which is $\$638.67 \times 2 = \$1,277.34$ then that amount would be taken off the entire cost of family coverage which is $\$1,466.85 =$ cost of $\$189.51$. At that time it was not taken into consideration that the employee's cost is set at 56% of the premium of family coverage. That amount (employees cost) is $\$645.41$ for family coverage. At this time it is determined that only the difference between the employees portion of family coverage and the cost for single coverage for the 2nd employee should be considered, therefore, $\$645.41 - \$638.67 = \$6.74$.

Moved by Bredenkamp, seconded by Buller to adopt the following rule regarding cost of family coverage when a married couple (both husband and wife) are employed by the County; the first employee is given 56% off of the family coverage premium and then the second employee is given the cost of single coverage deducted from that 56%. The remaining cost would then be the employee's responsibility; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

The Board discussed initiating a sick leave bank for county employees. A request was made by the Road Department. A portion of the Union Contract speaks to this. Commissioners Bulgrin and Bredenkamp will contact the Union/Union Stewards to obtain more information.

Lori Byers, Aging Services Director requested reappointment of Violet Jackson and Nancy Hoblyn to the Aging Services Board.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #11-40 to reappoint Violet Jackson and Nancy Hoblyn to the York County Aging Services Board for another 2 year term; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

RESOLUTION #11-40

WHEREAS, the York County Aging Partners Areawide Advisory Council has requested the appointment/reappointment of members to its board; and

WHEREAS, current board members Nancy Hoblyn and Violet Jackson have agreed to be reappointed for an additional two year term;

NOW, THEREFORE BE IT RESOLVED that as of July 12, 2011, Nancy Hoblyn and Violet Jackson are hereby reappointment to another two (2) year term which will expire July 31, 2013.

Dated this 12th day of July, 2011.

The Board reviewed the Disaster Declaration which was signed by the Chairman on July 8, 2011.

Moved by Bamesberger, seconded by Buller to reaffirm the Disaster Declaration issued July 7th, 2011; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

DISASTER DECLARATION

York County has suffered from flooding that occurred on the 7th day of July, 2011 causing severe damage to public and private property, and endangerment of health and safety of the citizens of York County within the disaster area.

Therefore, the Chair of the York County Board of Commissioners has declared a state of emergency authorized under Nebraska State Statute R.R.S. 80-829.50 on behalf of York County and will execute for and on behalf of York County, the expenditure of emergency funds from all available sources, the invoking of mutual aid agreements, and the applying to the State of Nebraska for assistance from the Governor's Emergency Fund and any other resources he/she deems necessary in the fulfillment of his/her duties.

Dated this 8th day of July, 2011.

Commissioner Shellington was dismissed at 12:00 noon.

The Board met with Judge Evans regarding the Courthouse security. He submitted a new proposal (alternate plan) whereby the metal detector would be moved on the top floor past the County Attorney's Office just on the corner in front of the elevator. It would be run the same way that it is run now.

Moved by Bamesberger, seconded by Buller to approve the alternate plan verses the original plan to the courthouse security system on the second floor; roll call: yeas, Bamesberger and Buller; nays, Bredenkamp and Bulgrin; Shellington absent; motion failed.

Clerk of the District Court, Sharilyn Ramsey and County Clerk, Cynthia D. Heine submitted their June 2011 fee reports in the respective amounts of \$1,451.42 and \$16,468.95. The reports were reviewed and placed on file.

County Sheriff, Dale Radcliff submitted his May 2011 fee report in the amount of \$4,577.34. The report was reviewed and placed on file.

County Treasurer, Brenda Scavo submitted the Fund Balances as of June 30, 2011.

General	\$845,263.34
Road	\$586,351.63
Juvenile Diversion	\$1,081.74
Child Support Enforcement	\$101.42
Unemployment Security	\$9,780.47
Area on Aging	\$19,486.25
Relief & Medical	\$8,157.58
State Institutions	\$12,526.91
Veterans Aid	\$22,394.20
Busy Wheels	\$10,283.72
STOP	\$12,116.58
Debt Service	\$30,912.24
Inheritance Tax	\$1,541,821.75
911 Wireless	\$34,860.58
Emergency Mgmt	\$21,428.31
Law Enforcement Sheriff	\$15,814.62
Noxious Weed	\$519.66
Ambulance	\$61,750.04
911 Emergency	\$64,700.82
Community Dev Blk Grant	\$9.50
Visitors Impr Fund	\$172,180.99
Visitors Promotion	\$60,650.63

The Board recessed at 1:27 p.m. and convened as the Board of Equalization.

The Board reconvened as the Board of Commissioners at 5:28 p.m.

The Chairman declared the meeting adjourned at 5:29 p.m. The next meeting will be held July 26, 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