

The York County Board of Commissioners met according to law on Tuesday, February 21, 2012 at 9:35 a.m. as per notice in the York News Times on February 16, 2012, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Pat Bredenkamp and Tom Shellington; Commissioner Paul Buller was absent. Melanie Wilkinson, correspondent for the York News Times was also present.

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 Bredenkamp to approve the minutes of the February 7, 2012, Board of Commissioners meeting; roll call: yeas, Shellington, Bredenkamp, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

Moved by Shellington, seconded by Bamesberger to adopt the agenda for Tuesday, February 21, 2012 as presented; roll call: yeas, Shellington, Bamesberger, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

The Board reviewed the General Assistance cases.

Moved by Bredenkamp, seconded by Bamesberger to approve General Assistance cases for two County Burials in the amount of \$1,650.00 each payable to Metz Mortuary; roll call: yeas, Bredenkamp, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

The Board was informed that monies available in the County Relief Fund are not ample to cover claims as approved.

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #12-13 to transfer \$4,000.00 from the Inheritance Tax Fund to the County Relief Fund to be paid back when monies become available; roll call: yeas, Bredenkamp, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

RESOLUTION #12-13

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 21st of February, 2012, to discuss and act on an emergency created in the funds available in the County Relief 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 \$4,000.00 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 County Relief Fund budget and hereby appropriates from the Inheritance Tax Fund the sum of \$4,000.00 for the County Relief 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 21st day of February, 2012.

The matter of appointing an individual to the Planning & Zoning Commission has been tabled.

Sheriff Radcliff requested the inventory items of a 2006 LTD #2FAFP71W56X133922, 2007 LTD #2FAFP71W27X132311 and the 2008 Dodge #2B3KA43H18H180581 be declared surplus property.

Moved by Shellington, seconded by Bamesberger to declare the above items as surplus property; roll call: yeas, Shellington, Bamesberger, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

A Supplemental Agreement between York County and the State of Nebraska Department of Roads was reviewed whereby funding responsibilities of the State and LPA were revised.

Moved by Bamesberger, seconded by Shellington to authorize the Chairman to sign the Supplemental Agreement and adopt Resolution #12-14 for Project BRO-7093(23) Bradshaw Southeast; roll call: yeas, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

SUPPLEMENTAL PROJECT PROGRAM AGREEMENT NO. 1

YORK COUNTY
STATE OF NEBRASKA DEPT OF ROADS
PROJECT NO BRO-7093(23)
CONTROL NO. 41634
BRADSHAW SOUTHEAST

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between York County, Nebraska, hereinafter referred to as the Local Public Agency or "LPA", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the LPA and the State have previously entered into Program Agreement BL1187, executed by the LPA on April

19, 2011 and executed by the State on May 2, 2011, hereinafter referred to as the "Original Agreement", and

WHEREAS, it now becomes necessary to revise the funding responsibilities of the LPA and State, and

WHEREAS, it is the desire of the LPA that this project be constructed under the designation of Project No. BRO-7093(23), as evidenced by the Resolution of the LPA dated the 21st day of February, 2012, attached and identified as Exhibit "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the LPA and State hereto agree as follows:

SECTION 1.

The Federal share payable on any portion of this BR project will be a maximum of 80 percent of the eligible and participating costs. This project also qualifies for State-Aid Bridge Funds, which will pay for 10 percent of all eligible and participating project costs not paid for with Federal-Aid Bridge Replacement Funds or local funds, except the National Environmental Policy Act (NEPA) services which will continue to be funded by State-Aid Bridge Funds at 20 percent. The LPA's share of the proposed project shall be 10 percent of all eligible project costs and this 10 percent share will be from local funds, except the National Environmental Policy Act (NEPA) services which will be funded with Federal and State funds.

SECTION 2.

The LPA and the State agree that, except for the provisions of Section 1 through 2 above, all terms and provisions of the Original Agreement on Project No. BRO-7093(23), executed by the LPA on April 19, 2011 and executed by the State on May 2, 2011, shall remain in full force and effect.

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 LPA this 21st day of February, 2012.

(Attachment)

**RESOLUTION #12-14
SUPPLEMENTAL PROJECT PROGRAM AGREEMENT NO. 1**

Whereas: York County and Nebraska Department of Roads (NDOR) have previously executed Project Program Agreement BL1187 for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

Whereas: York County understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: York County and NDOR wish to enter into a Supplemental Project Program Agreement No 1 setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the Board of Commissioners of York County that:

Kurt Bulgrin, Chair of the York County Board of Commissions is hereby authorized to sign the attached Supplemental Project Program Agreement BL1187 Supplemental Agreement No. 1 between York County and the NDOR.

York County is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

NDOR Project Number: BRO-7093(23)
NDOR Control Number: 41634
Project Location: Bradshaw Southeast

Adopted this 21st day of February, 2012 at York, Nebraska.

Lori Suddarth submitted a claim for the second half of the 2011 York County Spelling Bee along with a proposal to conduct the 2012 Spelling Bee.

Moved by Bredenkamp, seconded by Shellington to authorize Lori Suddarth to conduct the 2012 York County Spelling Bee at a cost of \$1,100.00; roll call: yeas, Bredenkamp, Shellington, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

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

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #12-15 approving a pledged security with Cornerstone Bank CUSIP#313376LP8 in the amount of \$1,250,000; roll call: yeas, Bredenkamp, Bamesberger, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

RESOLUTION #12-15

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 U.S. Bank N.A.;

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 Clerk covering the following described securities be approved:

Federal Home Loan Bank

12/19/25 Bonds
Maturity date: 12/19/2025
CUSIP 313376LP8
Pledged amount: \$1,250,000.00

DATED this 21st day of February, 2012.

Carol Knieriem, Executive Director for (CASA) Court Appointed Special Advocates gave her 2011 Annual Report to the Board.

A request was made by the Nebraska Department of Roads to clear out dormant projects programmed for federal aid. In return, NDOR will waive all State-incurred expenses relating to those projects in the amount of \$6,653.28

Moved by Bamesberger, seconded by Shellington to adopt Resolution #12-16 to withdraw dormant projects from the federal aid list; roll call: yeas, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

RESOLUTION #12-16

WHEREAS: Certain transportation facilities in York County, Nebraska, have been designated as being eligible for Federal-Aid transportation funds by the State of Nebraska, Department of Roads (NDOR) in compliance with Federal laws pertaining thereto; and

WHEREAS: York County has previously entered into Agreements (Programs) with NDOR, for said Federal-Aid transportation funds for improvements on these transportation facilities; and

WHEREAS: These projects are not included in NDOR's current long-range plan of projects; and

WHEREAS: The State of Nebraska, Department of Roads, recommends that York County withdraw these projects and cancel all agreements pertaining to such projects; and

WHEREAS: The State of Nebraska agrees to not seek reimbursement of State costs incurred on such projects.

Be it Resolved: That York County is hereby requesting that the Nebraska Department of Roads withdraw the following projects from the Federal Aid list. Those projects are described as:

Control#	Project Number	Project Name
41388	BRO-7093(19)	Bradshaw NE
42441	BRO-7093(26)	Bradshaw NE
42463	BRO-7093(27)	McCool Jct NE
42586	BRO-7093(28)	McCool Jct SE
42587	BRO-7093(29)	McCool Jct NE
42621	RUR-2775(5)	Bradshaw North
42623	RUR-2440(1)	Benedict East and West

Adopted this 21st day of February, 2012 at York, Nebraska
By the Board of County Commissioner of York County, Nebraska.

Brad Covert of the Road Department provided the Board with a listing of property they wished to be declared as surplus and dispose of. 1-John Deere disc & wings; 2 rotary hoe; 1 truck sander unit (dump truck slide on); overhead doors (piled in shed); 1 sleeper from truck 3; 2 tool boards; 1 flail mower head; 1 loader from TV140; used bridge planks; used culverts.

Moved by Shellington, seconded by Bamesberger to declare the items presented as surplus property to be placed on public auction March 1, 2012; roll call: yeas, Shellington, Bamesberger, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

Jim Green, representative of the Cattlemen's Ball parking and transportation committee informed the Board of the layout which will be used during the celebration.

Interim Highway Superintendent Covert requested permission from the Board to obtain informal quotes on a skid steer.

Moved by Bamesberger, seconded by Bredenkamp to authorize the Road Department to go ahead and obtain quotes for a skid steer; roll call: yeas; Bamesberger, Bredenkamp, Shellington and Bulgrin; nays, none; Buller absent; motion carried.

Cassie Seagren, Executive Director of the York County Development Corporation requested a letter of support from the Board for the village of McCool Junction to be designated as a Leadership Community.

Moved by Bredenkamp, seconded by Shellington to authorize the Chairman of the Board to sign the letter of support for McCool Junction for the Leadership Community Application; roll call: yeas, Bredenkamp, Shellington, Bamesberger and Bulgrin; nays, none; Buller absent; motion carried.

Committee reports were given.

The Board revisited the One and Six Year Road and Bridge Program. Covert listed several changes from the February 7, 2012 public hearing.

Moved by Bamesberger, seconded by Shellington to approve the One and Six Year Road and Bridge Program as amended; roll call: yeas, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

ONE & SIX YEAR ROAD AND BRIDGE PROGRAM

Moved by Shellington, seconded by Bamesberger to approve in the amount of \$118,054.69 and vendor claims as presented; roll call: yeas, Shellington, Bamesberger, Bredekamp and Bulgrin; nays, none; Buller absent; motion carried.

Fund	Name	Description	Total
Gen	Atco International	Other Equipment	75.00
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Gen	Jeff Baker	Mileage	224.22
Gen	Bill Bamesberger	Mileage	116.55
Gen	Bob Barker Company, Inc.	Other Equipment	449.63
Rd	Barrett Bros. Inc.	Repair Parts	31.30
Gen	Blue Knight Security, Inc.	Security Contract	1,314.00
Rd	Bosselman	Fuel	27,232.93
Gen	Marjorie Braman	Retirement	11.00
Gen	George Brugh	Mental Health Board	112.50
Rd	Car Parts Inc	Repair Parts	79.84
Gen	Cash-Wa Candy Company	Board of Prisoners	1,080.02
Aging	Cash-Wa Distributing Co.	Supplies	249.69
Weed	Central Community College	Registration	115.00
Gen	Gary Charlton	Retirement	11.00
Ambulance	City of York-Ambulance	Quarterly Billing	47,750.00
Gen	Clerk of the Supreme Court	Court Costs	175.00
Gen	Cornerstone Bank	Data Proc Equip	61.35
Gen, Rd, JV Div	Corporate Payment Systems	Reimbursement	489.66
Gen	Data Tech Computer Serv	Office Equipment	100.00
Weed	Doug Deprez	Reimbursement	47.67
Gen	Douglas County Sheriff	Court Costs	22.10
Gen, Rd, Aging	Eakes Office Plus	Office Supplies	2,553.13
Rd	Farm Plan	Repair Parts	17.97
Rd	Fastenal Industrial & Const Supply	Signs & Posts	78.21
Rd	Filter Care	Repair Parts	35.30
Gen	First Concord Benefits Group, LLC	Insurance	336.00
Rd	Flail-Master	Grader Blades	443.82
Gen	Galls, An Aramark Company	Uniform Allowance	122.88
Gen, Aging	Grand Central Foods	Board of Prisoners	3,097.67
Gen	Great Plains Pest Management, Inc.	Building Maintenance	97.00
Gen	Joyce Hasselbalch	Court Costs	41.50
Gen	Harry Hecht	Retirement	16.00
Aging	Kay Hilderbrand	Mileage	75.48
Gen	Nancy Hoblyn	Mental Health Board	112.50
Gen	Home Care Plus	Medical-Prisoners	130.00
Gen	Hometown Leasing	Data Proc Equip	209.95
Gen	Jaime Hopp Hegr	Special Fees	82.50
Rd	Hradec Diesel	Repair Parts	7.72
Gen	Hy-Tec Auto Service	Vehicle Maintenance	228.57
Gen	Intellicorp	Supplies	14.95
Gen	Jack's Uniforms & Equipment	Uniform Allowance	55.94
Gen, Rd	Jackson Services Inc.	Building Maintenance	164.54
Gen	JM Monograms, Inc.	Supplies	87.60
Rd	Kimball Midwest	Shop Supplies	391.63
Gen	LaRue Distributing, Inc.	Other Equipment	47.78
Gen	Liermann's Service	Vehicle Maintenance	45.48
Gen	Lincoln County Sheriff	Court Costs	23.86
Rd	Lyle Signs, Inc.	Guard Posts	512.66
Rd	Mac Tools Distributor	Shop Tools	139.04
Gen	Mason Electric	Building Maintenance	86.50
Rd	Matheson Tri-Gas, Inc.	Repair Parts	432.02
Aging	Jerri Merklinger	Mileage	49.40
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	162.75
Rd	Ryan Minary	Reimbursement	50.00
Rd	Myers Tire Supply	Tire Repair	69.45
Gen	Ne Criminal Defense Attorneys	Registration	175.00
Gen	Nebraska Farmer	Renewal	53.95
State Inst	Ne Health and Human Services	Monthly Fees	1,030.50
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Test	252.00
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	731.95
Rd	Nebraskaland Glass	Repair Parts/Labor	100.00
Rd	Newman Traffic Signs	Flares, Flags, Barricades	350.00
Rd	NMC Exchange LLC	Grader Blades	1,756.13
Gen	North Office Supply	Office Supplies	586.48
Rd	O'Reilly Auto Parts	Repair Parts	33.87
Gen	Perennial Public Power District	Electricity	14.18
Gen	Gerald Peterson	Mileage	112.11
Rd, 911	Platte Valley Communications	Telephone Service	1,105.03
Rd	Power Plan	Repair Parts	670.72
Weed	Quality Inn & Suites	Lodging	126.00

Rd	Rasmussen Auto Parts	Repair Parts	80.10
Gen	Rasmussen Mechanical Services, Inc.	Building Maintenance	659.15
Gen	Melvin Reetz	Retirement	12.00
State Inst	Region V Systems	EPC Billing	726.00
Gen	Ronco Plumbing	Other Equipment	398.57
Rd	Shur-Co	Repair Parts	3,412.53
Visitors Prom	St. Joseph's Athletic Club	Publication	90.00
Gen	Stahr and Associates	Contractual Services	1,700.00
Rd	Standard Battery, Inc.	Repair Parts	205.90
Gen	State of Ne/Das Central Finance	Data Proc Equipment	48.25
Gen	State of Ne/Dist #5 Probation Office	Budget 11-12	699.43
Gen	Lori Suddarth	Labor	550.00
Gen	Svehla Law Offices	Mental Health Board	127.50
Gen	University of Nebraska	Office Equipment	426.79
Gen	University of Nebraska	Office Supplies	129.50
Gen	Verizon Wireless Services LLC	Telephone Service	172.04
Rd	Village of McCool Junction	Water/Sewer	57.00
Visitors Prom	Waitt Outdoor, LLC	Media-Advertising	440.00
Gen	Nancy Waldron	Reimbursement	39.00
Visitors Prom	Web Tech Solutions	Website Maintenance	25.00
Gen	West Payment Center	Yearly Contract	26,633.64
Gen, Aging, E911			
911, Rd, Relief	Windstream Communications	Telephone Service	4,093.28
Gen	York Ace Hardware	Building Maintenance	44.58
Gen	York County	Westlaw Fees	3,804.80
Gen	York County Court	Court Costs	383.00
Gen	York County Sheriff	Reimbursement	38.21
Gen	York General Hospital	Medical-Prisoners	942.04
Gen	York Medical Clinic PC	Medical-Prisoners	69.58
Gen, Rd	York News-Times	Publication	41.18
Gen	York Printing Company, LLC	Office Supplies	135.81

Moved by Shellington, seconded by Bamesberger to go into Executive Session at 11:03 a.m. to prevent needless injury to an individual; roll call: yeas, Shellington, Bamesberger, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

Chairman Bulgrin restated the motion.

Moved by Bamesberger, seconded by Shellington to come out of Executive Session at 11:34 a.m. where no action was taken; roll call: yeas, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; Buller absent; motion carried.

The Board, Elected Officials and Department Heads (Bamesberger, Bulgrin, Shellington, Bredenkamp, Heine, Scavo, Turner, Radcliff, Charlton, Ramsey, Dick and Byers) discussed the proposed County Handbook drafted by NIRMA with respect to the current York County Handbook. Several changes were made in the wording of the NIRMA book. The next meeting for handbook review is set for the afternoon of the March 6, 2012 Board Meeting.

Commissioner Bredenkamp was excused at 3:30 p.m.

The Chairman declared the meeting adjourned at 3:40 p.m. The next meeting will be held March 6, 2012 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 regular meeting.

Kurt Bulgrin, Chairman
York County Board of Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska