

The York County Board of Commissioners met according to law on Tuesday, March 20, 2012 at 9:37 a.m. as per notice in the York News Times on March 14, 2012, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Pat Bredenkamp, Tom Shellington and Paul Buller. Also present was Melanie Wilkinson, correspondent for the York News Times.

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 March 6, 2012, Board of Commissioners meeting; roll call: yeas, Shellington, Bamesberger, Bredenkamp, Buller and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Buller to adopt the agenda for Tuesday, March 20, 2012 as presented; roll call: yeas, Shellington, Buller, Bamesberger, Bredenkamp, and Bulgrin; nays, none; motion carried.

The Board reviewed the General Assistance cases.

Moved by Bredenkamp, seconded by Shellington to approve General Assistance case #12-9 for rent payable to Gary Groteluschen (landlord) in the amount of \$315.00; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Shellington to approve General Assistance case #12-10 for utilities payable to NPPD in the amount of \$169.28; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bredenkamp, seconded by Shellington to approve General Assistance case #12-11 for utilities payable to Black Hills in the amount of \$138.19; \$121.27 to NPPD and \$55.54 to the City of York; roll call: yeas, Bredenkamp, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Bamesberger to approve General Assistance case #12-12 for rent in the amount of \$184.00 payable to Joyce Samson (landlord); roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Buller, seconded by Shellington to approve General Assistance case #12-13 for rent payable to Gary Groteluschen (landlord) in the amount of \$315.00; roll call: yeas, Buller, Shellington, Bredenkamp, Bamesberger and Bulgrin; nays, none; motion carried.

The Board reviewed payroll and vendor claims. An additional claim to Karr Tuckpointing LLC was also presented.

Moved by Shellington, seconded by Bamesberger to approve payroll in the amount of \$119,584.91 and vendor claims as presented; roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

<b>Fund</b>	<b>Name</b>	<b>Description</b>	<b>Total</b>
Rd	Ace Irrigation and Mfg	Culverts	4,570.65
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Aging	Bag N Save	Supplies	3,306.64
Gen	Bob Barker Company, Inc.	Other Equipment	87.40
Gen	Beaver Bearing Co. of York LLC	Building Maintenance	70.82
Gen	Blue Knight Security, Inc.	Security Contract	1,020.00
Rd	Bosselman	Fuel	30,416.62
Gen	Marjorie Braman	Retirement	11.00
Rd	Car Parts Inc.	Repair Parts	243.21
Gen	Cash-Wa Candy Company	Board of Prisoners	1,053.68
Aging	Cash-Wa Distributing Co.	Health Promotion	480.49
Gen	Gary Charlton	Retirement	11.00
Gen	City Directory, Inc.	Office Supplies	136.00
Gen	Claritus	Postage Supplies	183.82
Gen	Connecting Point Computer Center	Data Proc Equipment	270.00
Gen	Cornerstone Bank	Data Proc Equipment	60.00
Gen	Corporate Payment Systems	Reimbursement	451.16
Rd	Cross-Dillon Tire	Tire Repair	268.00
Gen	Des Moines Stamp Mfg Co	Office Supplies	47.95
Gen	Douglas County Sheriff	Court Costs	16.68
Gen, Relief,			
Aging	Eakes Office Plus	Office Supplies	1,859.14
Gen	Faller Landscape	Grounds Maintenance	56.25
Rd	Farm Plan	Repair Parts	2,788.88
Gen	Fillman Law Offices	Attorney Fees	2,961.22
Rd	Filter Care	Repair Parts	154.65
Gen	First Concord Benefits Group, LLC	Insurance	328.00
Gen	Justin Foster	Court Costs	34.43
Gen, Aging	Grand Central Foods	Board of Prisoners	3,362.65
Gen	Great Plains Pest Management, Inc.	Building Maintenance	108.00
Gen	GT Distributors, Inc.	Safety Equipment	1,524.50
Aging	Carolyn Hambleton	Mileage	29.97

Gen	Harry Hecht	Retirement	16.00
Gen	Home Care Plus	Medical-Prisoners	80.00
Gen	Hometown Leasing	Equipment Rental	519.60
Gen	Jaime L Hopp Hegr	Special Fees	210.00
Gen	Hy-Tec Auto Service	Vehicle Maintenance	354.56
Gen, Rd	Jackson Services, Inc.	Building Maintenance	125.04
Stop	Jamar Technologies, Inc.	Equipment	4,685.00
Rd	Jensen Lumber Company	Building Supplies	87.47
Gen	Karr Tuckpointing LLC	Building Maintenance	7,362.00
Gen	Lancaster County Sheriff	Court Costs	6.00
Gen	LaRue Distributing, Inc.	Supplies	48.28
Rd	Lichti Bros Oil Co Inc.	Fuel	24,148.80
Gen	Malouf & Associates	Janitorial Supplies	1,498.20
Gen	Medical Enterprises, Inc.	Physical Capacity	31.00
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	300.50
Gen	Mid-American Research Chemical	Janitorial Supplies	295.00
Gen	Midwest Auto Fire Sprinkler	Maintenance Agreement	255.00
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	965.69
Gen	Moore Medical, LLC	Medical-Prisoners	222.07
Gen	Y. Scott Moore M. D.	Court Costs	1,125.00
Gen	Jeanne Morand, Court Reporter	Data Proc Costs	29.25
Gen	Naber's Repair Service	Building Maintenance	5.61
Gen	Ne Dept of Labor	Services	36.00
State Inst	Ne Health and Human Services	Monthly Fees	4,856.00
Visitors Prom	Ne Life	Publication	224.00
Rd	NMC Exchange LLC	Repair Parts	227.63
Gen, Aging	North Office Supply	Office Supplies	122.33
Gen	O'Keefe Elevator	Maintenance Agreement	435.00
Rd	O'Reilly Auto Parts	Repair Parts	27.48
Rd	OfficeNet	Office Supplies	30.35
Gen	Omaha World-Herald	Publication	726.38
Rd	Orscheln Farm & Home	Shop Supplies	56.43
Gen	Otoupal Insurance	Fees	80.00
Gen	Gerald Peterson	Mileage	50.51
911	Platte Valley Communications	Telephone Service	537.15
Rd	Power Plan	Repair Parts	1,786.44
Rd	Rasmussen Auto Parts	Repair Parts	39.28
Gen	Redfield & Company, Inc.	Office Supplies	141.65
Gen	Melvin Reetz	Retirement	12.00
Gen	RR Donnelley	Safety Equipment	80.23
Rd	Safety-Kleen Systems	Equipment Rental	367.95
Rd	Sahling Kenworth Inc.	Repair Parts	87.04
Rd	Sapp Bros. Petroleum, Inc.	Fuel	916.03
Visitors Prom	Bob Sautter	Mileage	30.54
Emer Mgnt	Seward County Courthouse	Monthly Expenses	3,816.22
Gen	Seward County Sheriff	Sheriff's Fees	33.21
Rd	Snap-On Tools	Shop Tools	20.65
Gen	Stahr and Associates	Contractual Services	1,700.00
Gen	State of Ne/Das Central Finance	Data Proc Equipment	48.25
Gen	Bruce Stephens	Attorney Fees	1,815.00
Rd	Superior Signals, Inc.	Repair Parts	639.80
Gen	Svehla Law Offices	Attorney Fees	6,945.00
Gen	Verizon Wireless Services LLC	Telephone Service	287.36
Visitors Prom	Waitt Outdoor, LLC	Media-Advertising	440.00
Gen	Walgreens	Medical-Prisoners	208.40
Visitors Prom	Web Tech Solutions	Website Maintenance	25.00
Rd	Weldon Industries, Inc.	Repair Parts	1,365.05
Gen, E911, 911, Aging, Rd, Relief	Windstream Communications	Telephone Service	4,228.24
Gen	JS Wurm & Associates	Court Costs	45.00
Gen	York Ace Hardware	Building Supplies	8.85
Visitors Prom	York Area Chamber of Commerce	Grants	2,040.00
Gen	York County Court	Court Costs	495.00
Gen	York County District Court	Court Costs	169.00
Gen, Weed	York County Highway Dept	Fuel	3,873.65
Emer Mgnt	York County Mutual Aid District	Dues	500.00
Gen	York County Sheriff	Unpaid Fees/Court Costs	2,792.39
Gen	York Electronics	Equipment	23.67
Gen	York General Hospital	Physical Capacity	453.00
Gen	York Medical Clinic, PC	Medical-Prisoners	341.39
Gen	York News-Times	Publication	486.81
Gen	York Printing Company, LLC	Office Supplies	153.20
Gen	Gary Zoubek	Mileage	205.35

At this time, it is necessary to move budgeted funds out of the General Fund to the Weed Fund to cover expenses.

Moved by Bredenkamp, seconded by Buller to adopt Resolution #12-18 to transfer \$19,138.00 from the General Fund to the Noxious Weed Fund; roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

#### **RESOLUTION #12-18**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 20th day of March 2012, and discussed the fact that in the proposed budget for 2011-2012, the Noxious Weed Fund would be funded by way of interfund transfers from the County General Fund; and

WHEREAS, at this time it is necessary to transfer proposed budgeted funds in order to meet obligations in the amount of \$19,138.00.

NOW BE IT RESOLVED, that the York County Treasurer shall transfer the sum of \$19,138.00 budgeted dollars from the County General Fund to the Noxious Weed Fund for the budget year of 2011-2012.

Dated this 20th day of March 2012.

The Board revisited the issue of trading the holiday of Arbor Day for December 24, 2012. The matter was tabled.

Brad Covert, Acting Highway Superintendent, provided the board with a listing of priority road projects which could be completed if the county would proceed with a bonding issue.

An acceptance was received from Mitch Doht for the position of York Highway Superintendent and Zoning Administrator.

Moved by Shellington, seconded by Bamesberger to appoint Mitch Doht as York County Highway Superintendent and Zoning Administrator as of March 26, 2012 under the following terms: 1. Starting wage of \$74,000.00 where upon the successful completion of the (7) seven month probationary period, a \$4,000.00 raise would take affect. 2. Six days of vacation for the first year, which would be available for use following the completion of the seven month probationary period. Twelve sick days will be granted per employee handbook. 3. Encouraged to maintain relationships and a presence with the Nebraska Department of Roads. 4. To be paid for time and costs while attending the required training for Professional Engineers and licensing fees. 5. Assume the duties of the Zoning Administrator. 6. Obtain a Class A Highway Superintendent License; roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

The Board wishes to express their thanks to Brad Covert for his excellent service during the time he assumed the position of Temporary Highway Superintendent.

A public hearing was held at 9:45a.m. as published in the York News Times on March 9, 2012 and March 16, 2012 to address Public Transportation Holiday Coverage. Present at the hearing were: Commissioners Bulgrin, Buller, Bredenkamp, Bamesberger and Shellington along with Melanie Wilkinson, Correspondent for the York News Times; Brad Covert, Orval Stahr, Lisa Obermier, CJ Johnson and Dave Merrill.

Lori Byers, Public Transportation Administrator advised the Board of the revised policy which would include the following language *“Limited service may be available on the following holidays: Martin Luther King Day, President’s Day, Arbor Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran’s Day and the day after Thanksgiving Day. No service will be provided on New Year’s, Thanksgiving or Christmas Day.”*

There was no one speaking against the change. The public hearing was closed at 9:55 a.m.

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

At this time, the operating budget for the York County Public Transportation System FY2012-2013 must be approved by the Board.

Moved by Buller, seconded by Bamesberger to adopt Resolution #12-19 approving the proposed budget application for the York County Public Transportation System; roll call: yeas, Buller, Bamesberger, Shellington, Bredenkamp and Bulgrin; nays, none; motion carried.

#### **RESOLUTION #12-19**

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, the York County Public Transportation system desires to apply for said funds to provide public transportation in York County.

NOW THEREFORE, BE IT RESOLVED; the York County Board of Commissioners hereby instructs the York County Public Transportation system to apply for said funds. Said funds are to be used for the York County Public Transportation system transportation operations in the FY 2012-2013 Application for Public Transportation Assistance.

Dated this 20<sup>th</sup> day of March, 2012.

C.J. Johnson and Dave Merrill along with Lisa Obermier updated the Board on the services provided by Region V Systems and Region V Services. They also gave their request for the 2012-2013 budget year. Region V Services will be the same as last year and Region V Systems will be in the amount of \$20,159.00 for Mental Health and \$3,627.00 for Substance Abuse.

A public hearing was held at 10:35 a.m. regarding a Special Exception Request by Todd Simonsen on a tract of land

located in the SW ¼ of 26-11-2 to establish a commercial construction business and storage area. Notice of hearing was published in the York News Times on February 28, 2012.

Present at the hearing were: Todd and Tricia Simonsen, Jerry and Susan Stahr, Orval Stahr, Zoning Administrator; Commissioners Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin and Jolene and Ardean Richert.

Written testimony was received from Ryan and Jill Koch along with Jerry and Susan Stahr expressing their request for denial of the special exception.

Orval Stahr suggested that the following special conditions could be put into place should the exception be granted.

1. Any storage of equipment or materials must be inside quonset, or if stored outside such outside storage shall be in an area North of the South end of the quonset and must be screened from view from all property lines
2. A business sign (maximum of 16 square feet in area) may be placed near existing mail box
3. All access to the property shall be from Road P. No driveway on Road 14 is allowed
4. All existing debris piles on the property are to be cleaned up
5. No additional buildings will be allowed unless special exception approval is given by County Board.

After hearing testimony, the hearing was closed at 10:54 a.m.

Moved by Buller, seconded by Shellington to deny the special exception until other location options have been looked into; roll call: yeas, Buller and Shellington; nays, Bredenkamp, Bamesberger and Bulgrin; motion failed.

Moved by Bamesberger, seconded by Bredenkamp to approve the exception application with the conditions as set forth by the Zoning Administrator; roll call: yeas, Bamesberger, Bredenkamp and Bulgrin; nays, Shellington and Buller; motion carried.

Initially at the November 7, 2011 board meeting, Resolution #11-75 was adopted which set out the voting precincts following the 2010 census and redistricting for the County Commissioners Districts. It was found that the determination is not that of the Board but of the York County Election Commissioner, therefore, the Resolution should be rescinded.

Moved by Bredenkamp, seconded by Bamesberger to rescind the motion along with Resolution #11-75 made on November 7, 2011; roll call: yeas, Bredenkamp, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

An application for NAHTF funds was requested by SENDD.

Moved by Buller, seconded by Shellington to authorize the Chairman to sign the drawdown in the amount of \$26,842.00; roll call: yeas, Buller, Shellington, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

Commissioners Bredenkamp and Bulgrin were excused.

The Board, Elected Officials and Department Heads (Bamesberger, Shellington, Buller, Turner, Radcliff, Ramsey, Dick, Charlton, Scavo 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 April 3, 2012 Board Meeting.

Committee reports were given.

Treasurer Scavo submitted the Fund Balance Report as of February 29, 2012.

General	\$414,036.59
Roads	\$641,390.15
JV Diversion	\$9,765.70
Unemployment Security	\$8,947.59
Area on Aging	\$31,529.94
Relief & Medical	\$1,214.94
State Institutions	\$7,260.23
Veterans Aid Fund	\$21,415.32
Busy Wheels	\$11,657.84
STOP	\$10,016.58
Debt Service	\$280,568.95
Inheritance Tax	\$1,194,664.75
911 Wireless	\$21,838.31
911 Wireless Holding	\$18,826.12
Emergency Mgmt	\$20,138.62
Law Enf Sheriff	\$20,918.62
Noxious Weed	\$4,501.07
Ambulance	\$7,180.82
911 Emergency	\$75,641.19
CDBG	\$9.29
Visitors Impr Fund	\$204,873.91
Visitors Promotion	\$62,597.78

The Chairman declared the meeting adjourned at 2:57 p.m. The next meeting will be held April 3, 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.

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Kurt Bulgrin, Chairman

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Cynthia D. Heine, County Clerk

