

The York County Board of Commissioners met according to law on Tuesday, October 16, 2012 at 9:00 a.m. as per notice in the York News Times on October 11, 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 Act was posted outside the door along with copies in the back of the Board Room. Proof of publication was also available.

Moved by Shellington, seconded by Bamesberger to approve the minutes of the October 2, 2012, Board of Commissioners meeting with the correction; roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Shellington, to adopt the agenda for October 16, 2012 as presented; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

Mitch Doht, York County Highway Superintendent updated the Board on the Road Department.

Drawdown #4 for Highway Allocation Bond Funds was reviewed.

Moved by Bamesberger, seconded by Buller to approve Highway Allocation Bond Fund drawdown #4 for the following amounts: York News Times \$60.42, Speece Lewis Engineers \$3,563.81, Kirkham Michael \$13,300.00, MRJ Engineering \$7,600.00 and Constructors Inc., for \$166,666.77 = TOTAL \$191,191.00; roll call: yeas, Bamesberger, Buller, Shellington Bredenkamp and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Buller to approve payroll in the amount of \$133,348.83 and vendor claims as presented; roll call: yeas, Shellington, Buller, Bamesberger, Bredenkamp and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Rd	Ace Irrigation and Mfg	Culverts	2,300.00
Gen	Atco International	Equipment	70.90
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Aging	Bag N Save	Supplies	670.97
Gen	Blue Knight Security, Inc.	Security Contract	1,056.00
Gen	Marjorie Braman	Retirement	11.00
Gen	George Brugh	Mental Health Board	37.50
Gen	Buffalo County Court	Court Costs	1.50
Gen	Buffalo County Sheriff Dept	Court Costs	59.34
Aging, Gen	Lori Byers	Reimbursement	409.68
Rd	Car Parts Inc.	Repair Parts	25.06
Gen	Cash-Wa Candy Company	Medical-Prisoners	734.97
Aging	Cash-Wa Distributing Co.	Supplies	439.72
Gen	Chances R Restaurant and Lounge	Meals	278.07
Gen	Gary Charlton	Retirement	11.00
Gen	Connecting Point Computer Center	Data Proc Equip	50.00
Gen	Contryman Associates, P.C.	Audit Costs	9,000.00
Gen	Cornerstone Bank	Data Proc Equip	45.00
Rd	Cornhusker Cleaning Systems Inc.	Shop Supplies	10.00
Gen, Rd	Corporate Payment Systems	Fees	2,280.19
Gen	Crossroads Fuel Stop	Fuel	1,377.01
Gen	Dennis Crowell	Reimbursement	110.30
Gen	Sharon Cuda	Retirement	10.00
Gen	Culligan of York	Water/Salt	473.75
Gen	Gregory C. Damman	Attorney Fees	645.00
Gen, Rd	Data Tech Computer Serv	Equipment Repair	224.95

Rd	Dell Marketing L.P.	Office Equipment	885.00
Gen	Drug Tek, Inc.	Court Costs	99.00
Gen, Aging	Eakes Office Plus	Office Supplies	1,465.21
Aging	Phyllis Eberhardt	Mileage	104.62
Aging	Linda Eckard	Mileage	79.92
Rd	Farmers Cooperative	Tire Repair	239.09
Rd	Fastenal Industrial & Const Supply	Signs & Posts	84.40
Gen	Fed Ex	Court Costs	27.65
Gen	Fillman Law Offices	Attorney Fees	3,361.90
Rd	Filter Care	Repair Parts	284.45
Gen	First Concord Benefits Group, LLC	Insurance	2,068.59
Gen	Galls, An Aramark Company	Equipment	19.29
Rd	Garrett Tires & Treads – GI	Tire Repair	1,379.40
Gen	General Reporting Service	Court Costs	113.50
Gen	Josh Gillespie	Reimbursement	1,174.46
Gen, Rd, Aging	Grand Central Foods	Supplies	3,521.00
Gen	Great Plains Pest Management, Inc.	Maintenance Agreement	183.00
Aging	Carolyn Hambleton	Mileage	13.88
Gen	Harry Hecht	Retirement	16.00
Gen	Cynthia Heine	Mileage	95.46
Aging	Janet Hines	Mileage	76.79
Rd	Hinz Repair	Repair Parts/Labor	475.53
Gen	Nancy Hoblyn	Mental Health Board	37.50
Gen	Hometown Leasing	Equipment Rental	612.33
Rd	HTR Inc.	Repair Parts	15.00
Gen	Cynthia Hunt	Reimbursement	14.44
Rd	Herb Ihde	Reimbursement	12.50
Gen	Intoximeters, Inc.	Sheriff Costs	246.90
Gen	JM Monograms, Inc.	Supplies	84.50
Rd	John Kohl Auto Center, Inc.	Repair Parts/Labor	343.21
Rd	Johnson Sand & Gravel Co, Inc.	Gravel	2,234.40
Rd	Kerford Limestone Company	Rock	5,802.42
Gen	Kirkham Michael Engineers	Office Supplies	12.00
Gen	Kopchos Sanitation, Inc.	Garbage	181.00
Gen	Sandra Hale Kroeker	Court Costs	1,000.00
Emer Mgnt	Lancaster County Emergency Mgnt	Meals	52.56
Gen	Lancaster County Sheriff	Court Costs	44.22
Gen	LaRue Distributing, Inc.	Equipment	48.28
Rd	Lichti Bros Oil Co, Inc.	Fuel	23,961.60
Gen	Liermann's Service	Vehicle Maintenance	48.05
Rd	Lyle Signs, Inc.	Signs & Posts	1,020.22
Gen	M&M Control Service, Inc.	Building Maintenance	596.93
Gen	Malouf & Associates	Janitorial Supplies	795.73
Rd	Matheson Tri-Gas, Inc.	Shop Supplies	51.17
Gen, Rd	Mead Lumber & Rental – York	Supplies	318.95
Rd	Medical Enterprises, Inc.	Safety Equipment	93.00
Aging	Jerri Merklinger	Mileage	76.04
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	300.50
Gen, Rd	Miller Seed & Supply Co., Inc.	Maintenance Agreement	243.40
Gen	MIPS, Inc.	Data Proc Costs	752.84
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	314.52
Gen	My Mouse Works.Net	Equipment Repair	192.50
Gen	Naber's Repair Service	Equipment	65.65
Gen	Ne Dept of Labor	Fee	36.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Tests	98.00
Gen, Rd	Ne Public Power District	Electricity	6,572.50
Gen	Ne Sheriff's Association	Registration	210.00
Rd	Ne Truck & Equipment Co, Inc.	Repair Parts	382.60
Employment	Ne Workforce Development	Unemployment Payments	1,411.00
Rd	Newman Traffic Signs	Guard Posts	1,897.50
Rd	NMC Exchange LLC	Repair Parts	15,746.86
Gen	Stacy Nonhof	Attorney Fees	1,050.00

Gen, Aging	North Office Supply	Office Supplies	482.28
Rd	O'Reilly Auto Parts	Shop Supplies	19.98
Rd	OfficeNet	Office Equipment	270.03
Rd	Orscheln Farm & Home	Shop Tools	12.49
Rd	Overland Sand & Gravel Co	Gravel/Concrete	8,391.85
Gen	Ethan Owens	Court Costs	20.00
Gen	Paper Tiger Shredding	Monthly Fee	35.00
Rd	Penner's Tire & Auto, Inc.	Tire Repair	1,637.31
Rd	Perennial Public Power District	Electricity	61.50
Gen	Platte County Sheriff Dept	Court Costs	18.50
Rd	Platte Valley Communications	Radio Equipment	4,810.80
Rd	Power Plan	Repair Parts	984.45
Rd, Weed	Rasmussen Auto Parts	Repair Parts	482.05
Gen	Melvin Reetz	Retirement	12.00
Gen	Region V Services	Quarterly Costs	6,081.00
Gen	Region V Systems	Quarterly Costs	8,666.75
Fed Drug Law	Ed Roeher Safety Products	Equipment	11,372.86
Gen	Ronco Plumbing	Building Maintenance	119.75
Gen	Don Sandman	Reimbursement	79.22
Rd	Sapp Bros. Petroleum, Inc.	Fuel	2,039.71
Gen	Seams Possible	Uniform Allowance	4.00
Emer Mgnt	Seward County Courthouse	Monthly Expense	3,610.02
Aging	Paul Siebert	Entertainment	50.00
Gen	Sleuth Software	Maintenance Agreement	2,143.77
Gen	Stahr and Associates	Contractual Services	200.00
Rd	Standard Battery, Inc.	Repair Parts	1,257.45
Gen	Steph Stanley	Reimbursement	9.05
Gen	Tammy Stuhr	Mileage	31.08
Gen	Super Wash	Tokens	40.00
Gen	Svehla Law Offices	Attorney Fees	4,854.50
Rd	Titan Machinery	Repair Parts	880.85
Rd	Union Bank & Trust Company	Cars & Trucks	41,356.73
Visitors Imprv	Upper Big Blue NRD	Grant	25,000.00
Gen, Rd	Verizon Wireless Services, LLC	Telephone Service	900.17
Rd	Village of Bradshaw	Electricity	12.99
Rd	Village of McCool Junction	Water/Sewer	37.00
Visitors Prom	Waitt Outdoor, LLC	Media-Advertising	445.00
Gen	Nancy Waldron	Reimbursement	7.00
Visitors Prom	Web Tech Solutions	Website Maintenance	25.00
Rd	Weldon Industries, Inc.	Repair Parts	32.85
Gen	West Payment Center	Office Supplies	169.00
Gen, E911, 911, Rd,			
Aging, Relief	Windstream Communications	Telephone Service	3,496.86
Gen	JS Wurm & Associates	Court Costs	200.55
Gen	York Ace Hardware	Building Supplies	79.88
Visitors Prom	York County Development Corp	Monthly Expense	1,982.14
Gen	York County District Court	Court Costs	514.00
Gen	York County Sheriff	Reimbursement	160.27
Gen, Rd	York General Hospital	Drug Tests	1,455.00
Gen	York Medical Clinic PC	Medical-Prisoners	317.74
Rd	York News-Times	Publication	41.46
Gen	York Printing Company, LLC	Office Supplies	149.35

Sheriff Radcliff informed the Board of the newly instituted commissary service which is being utilized in the jail. The name of the company is Tiger Correctional Services.

Dale Radcliff, County Sheriff requested permission to again enter into the RAP Program for York County.

Moved by Shellington, seconded by Bamesberger to adopt Resolution #12-72 for continued participation in the RAP Program using the 2010 census to determine the counties fee amount; roll call: yeas, Shellington, Bamesberger, Buller, Bredenkamp and Bulgrin; nays, none; motion carried.

RESOLUTION #12-72

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 2012-2013 will be \$2,454.00 (2010 census 4,908 x \$0.50)

Dated this 16th day of October 2012.

INTERFUND TRANSFERS:

Moved by Bredenkamp, seconded by Bamesberger to adopt Resolution #12-73 to transfer \$1,000.00 from the Inheritance Tax Fund to the Juvenile Diversion Fund with the monies to be repaid when funds will allow; roll call: Bredenkamp, Bamesberger, Buller, Shellington, Bulgrin; nays none; motion carried.

RESOLUTION #12-73

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 16th day of October, 2012, 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, 2013; 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 \$1,000.00 will be required to complete the obligations of this fund for the fiscal year ending June 30, 2013.

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 \$1,000.00 for the Juvenile Diversion Fund for the remainder of the fiscal year ending June 30, 2013 for payment of claims. Such funds are to be reimbursed to the Inheritance Tax Fund when monies become available.

DATED this 16th day of October, 2012.

A Special Exception hearing was held on October 2, 2012 concerning a request made by Carey Goertzen for a second house per quarter/quarter in the NE ¼ of Section 5, Township 10, Range 4. This will be for family use in a family farming operation.

Moved by Shellington, seconded by Bamesberger to approve the Special Exception with the following conditions as listed - 1. Neither residential dwelling shall be sold or otherwise transferred to a

different ownership other than family member unless one such dwelling is demolished or removed from the parent quarter-quarter section. 2. This quarter-quarter section cannot be subdivided in the future; roll call: yeas, Shellington, Bamesberger, Buller and Bulgrin; nays, none; Bredenkamp abstained; motion carried.

Jeff Rauh, Keystone Project Representative met with the Board to advise them of the route change for the pipeline through York County along with updates. Present at the meeting and voicing their concerns regarding the construction of the pipeline were: Bill and Susan Dunavan, Donna Friesen Roller, Jane Kleeb and Gertrude Bredehoft.

The Board will not act on the matter at this time as agreements regarding the alternate route have not been drafted.

An application for a Special Designated Liquor License was received from Nicholas Ryan for an event to be held at Harmony Nursery, 705 Road 22 Benedict on November 16, 2012 from 4:00 p.m. to 10:00 p.m.

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

Moved by Bamesberger, seconded by Shellington to go into executive session at 11:10 a.m. to discuss General Assistance cases to prevent needless injury to an individual; roll call: yeas, Bamesberger, Shellington, Buller, Bredenkamp and Bulgrin; nays, none; motion carried. Chairman Bulgrin restated the motion.

Moved by Shellington, seconded by Bredenkamp to come out of executive session at 11:25 a.m. where no action was taken; roll call: yeas, Shellington, Bredenkamp, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

GENERAL ASSISTANCE CASES:

Moved by Bredenkamp, seconded by Buller to approve General Assistance case #12-26 for rent in the amount of \$315.00 payable to Gary Groteluschen (landlord); roll call: yeas, Bredenkamp, Buller, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

The Board was informed that the vehicle transferred to the Veterans Service Office from the County Sheriff Department has transmission problems. The approximate cost to repair it would be \$2,600.00.

Moved by Bamesberger, seconded by Buller to table action on the Veterans vehicle at this time; roll call: yeas, Bamesberger, Buller, Bredenkamp, Shellington and Bulgrin; nays, none; motion carried.

Clerk Heine submitted her September fee report in the amount of \$11,260.89. The report was reviewed and placed on file.

County Treasurer Scavo submitted the Fund Balances for September 30, 2012.

General	\$783,430.99
Roads	\$6,800,439.09
Adult Diversion	\$384.82
Juvenile Diversion	\$768.54
Reappraisal	\$50,000.00
Employment Security	\$4,901.25
Area on Aging	\$4,310.74
Relief & Medical	\$8,108.19
State Institutions	\$3,619.10
Veterans Aid Fund	\$25,415.32
Busy Wheels	\$13,511.29
STOP	\$7,081.58
Drug Fund	\$475.00
Fed. Drug Law Enf	\$18,082.60
Debt Service	\$149,431.25

Inheritance Tax	\$1,935,521.96
911 Wireless Service	\$28,162.73
911 Wireless Service Holding	\$18,826.12
Emergency Mgmt	\$9,109.69
Law Enf Sheriff	\$25,753.26
Noxious Weed District	\$6,186.51
Ambulance	\$25,759.77
911 Emergency	\$84,223.94
CDBG	\$9.32
County Visitors Impr	\$201,357.27
Visitors Promotion	\$67,225.45

The Chairman declared the meeting adjourned at 11:36 a.m. The next meeting will be held October 30, 2012 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

Respectfully submitted,
Cynthia D. Heine
York County Clerk