

The York County Board of Commissioners met according to law on Monday, December 24, 2012 at 1:00 p.m. as per notice in the York News Times on December 19, 2012, with Commissioner Bill Bamesberger acting Chairman presiding, with Tom Shellington and Paul Buller. Commissioners Kurt Bulgrin and Pat Bredenkamp were absent. Also present at the meeting was Jack Sikes Commissioner Elect.

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.

Bamesberger 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 Buller to approve the minutes of the December 11, 2012, Board of Commissioners meeting; roll call: yeas, Shellington, Buller and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

Moved by Shellington, seconded by Buller to adopt the agenda for Monday, December 24, 2012; roll call: yeas, Shellington, Buller and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

**GENERAL ASSISTANCE:**

There were no General Assistance claims to come before the Board.

Treasurer Scavo requested the release of a pledged security with Cornerstone Bank CUSIP# 313376LP8 for \$1,250,000.

Moved by Buller, seconded by Shellington to adopt Resolution #12-84 releasing pledged security with Cornerstone Bank CUSIP# 313376LP8 for \$1,250,000.; roll call: yeas, Buller, Shellington and Bamesberger; nays, none; Bulgrin and Bredenkamp were absent; motion carried.

**RESOLUTION #12-84**

**WHEREAS**, Cornerstone Bank was heretofore designated as a depository for County Funds and to secure the same from time to time, has heretofore deposited in 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 Federal Home Loan Bank in escrow, to secure the County deposits in said Cornerstone Bank the following security:

Federal Home Loan Bank  
Maturity Date: 12-19-2025  
CUSIP: #313376LP8  
Pledge amount: \$1,250,000.00

**BE IT THEREFORE 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 Federal Home Loan Bank, Escrow Agent from all liability by reason of the surrender of the said bonds and hereby authorizes and empowers the County Treasurer to surrender the Depository Receipts covering said securities to Cornerstone Bank.

DATED this 24th day of December, 2012

Moved by Shellington, seconded by Buller to adopt Resolution #12-85 releasing a pledged security with Henderson State Bank CUSIP# 03873ABW4 for \$30,000.00; roll call: yeas, Shellington, Buller and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

**RESOLUTION #12-85**

**WHEREAS**, Henderson State Bank was heretofore designated as a depository for County Funds and to secure the same from time to time, has heretofore deposited in 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 Midwest Independent Bank in escrow, to secure the County deposits in said Henderson State Bank the following security:

Midwest Independent Bank-York Cnty Neb Sch Dist No 0096  
Maturity Date: 12-15-2012  
CUSIP: #03873ABW4  
Pledge amount: \$30,000.00

**BE IT THEREFORE 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 Midwest Independent Bank, Escrow Agent from all liability by reason of the surrender of the said bonds and hereby authorizes and empowers the County Treasurer to surrender the Depository Receipts covering said securities to Henderson State Bank.

DATED this 24th day of December, 2012

A drawdown for the 2012 Highway Allocation Funds was reviewed.

Moved by Shellington, seconded by Buller to approve Highway Allocation Funds drawdown #8 in the amount of \$173,305.84 (Mead Lumber \$152.90, Sapp Brothers Petroleum \$41.00, Straight-Line Striping \$6,288.00, York News Times \$246.79, Constructors

Inc. \$139,587.54, Kirkham Michael \$25,544.00 and Speece Lewis \$1,445.61) roll call: yeas, Shellington, Buller and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

Gary Peterson, York/Seward County Emergency Manager came before the Board for approval to apply for a grant through the Nebraska Emergency Management Agency for a Hazard Mitigation Grant Program Planning.

Moved by Buller, seconded by Shellington to authorize the acting Chairman to sign the grant application; roll call: yeas, Buller, Shellington and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

Moved by Shellington, seconded by Buller to authorize the acting Chairman to sign the Financial Commitment Letter for the State Hazard Mitigation Plan Update whereby the county pledges to commit \$13,350.00 toward the plan; roll call: yeas, Shellington, Buller and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

**PAYROLL & VENDOR CLAIMS:**

Moved by Buller, seconded by Shellington to approve payroll in the amount of \$132,787.20 and vendor claims along with an additional claim to Heiden Surveying in the amount of \$3,450.05 (Heiden was advised to file invoices quarterly and to include on the invoices the date the work was performed); roll call: yeas, Buller, Shellington and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

<b>Fund</b>	<b>Name</b>	<b>Description</b>	<b>Total</b>
Rd	Ace Irrigation and Mfg	Culverts	1,577.60
Gen	Arias Neuropsychology & Behavioral	Mental Health Board	525.00
Gen	Atco International	Equipment	97.00
Aging	Bag N Save	Supplies	1,949.08
Rd	Bamesberger Blacksmith & Welding	Repair Parts	41.53
Rd	Black Hills Energy	Heating Fuels	457.48
Gen	Blue Knight Security, Inc.	Security Contract	1,236.00
Gen	Robert E. Bowen, MD, PC	Coroner/Autopsy Costs	900.00
Gen	Marjorie Braman	Retirement	11.00
Gen	Pat Bredenkamp	Reimbursement	89.79
Gen	Business Telecommunication Systems	Equipment	1,278.11
Rd	C&H Distributors, LLC	Equipment	775.06
Rd	Car Parts Inc	Repair Parts	62.16
Gen	Cash-Wa Candy Company	Board of Prisoners	1,436.00
Aging	Cash-Wa Distributing Co.	Supplies	336.79
Rd	CCP Industries Inc.	Shop Supplies	233.70
Rd	Central Ne Petroleum Equipment Inc.	Fuel	3,000.00
Gen	Centre Place Dental, PC	Medical-Prisoners	345.00
Gen	Gary Charlton	Retirement	11.00
Gen	Cornerstone Bank	Data Proc Equip	45.00
Rd	Cornhusker Cleaning Systems Inc.	Shop Supplies	113.50
Rd	Cross-Dillon Tire	Tire Repair	9,670.20
Gen	Sharon Cuda	Retirement	10.00
Gen	Gregory Damman	Attorney Fees	419.99
Gen, Aging, Rd,			
Relief	Data Tech Computer Serv	Repair	769.90
Rd	Dell Marketing L.P.	Repair Parts	673.00
Gen	Douglas County Court	Court Costs	2.50
Rd	DXP Enterprises, Inc.	Repair Parts	20.80
Gen, Rd, Aging	Eakes Office Plus	Office Supplies	728.92
Rd	Farm Plan	Repair Parts	206.74
Rd	Farmers Cooperative	Tire Repair	1,145.94
Rd	Fastenal Industrial & Const Supply	Signs & Posts	112.06
Rd	Filter Care	Repair Parts	162.95
Gen	First Concord Benefits Group, LLC	Insurance	3,728.55
Rd	Five Star Truck Center – York	Repair Labor	75.47
Rd	Friesen Chevrolet, Inc.	Repair Parts	19.59
Gen	Gage County Sheriff	Court Costs	19.17
Rd	General Fire & Safety Equip	Safety Equip	279.40
Gen	Grand Central Foods	Board of Prisoners	2,898.43
Gen	Great Plains Pest Management, Inc.	Building Maintenance	52.00
Rd	Hamilton Sales & Service LLC	Repair Parts	166.80
Gen	Hasler	Annual Fee	50.00
Gen	Harry Hecht	Retirement	16.00
Gen	Heiden Surveying	Contractual Services	3,450.05
Gen	Cynthia Heine	Reimbursement	86.58
Aging	Janet Hines	Reimbursement	19.85
Emer Mgnt	Gerald Hinrichs	Reimbursement	32.19
Gen, Rd, Weed	Holiday Inn Express-Kearney	Lodging	1,899.00
Gen	Home Care Plus	Medical-Prisoners	80.00
Gen	Hometown Leasing	Equip Rental	743.06
Rd	Husker Steel	Structures	34,407.00
Rd	J&A Traffic Products	Signs & Posts	3,036.75
Gen, Rd	Jackson Services Inc.	Maintenance Agreement	123.23
Rd	Johnson Sand & Gravel Co Inc.	Gravel	8,036.00
Rd	Kerford Limestone Company	Rock	4,763.53
Rd	Kimball Midwest	Repair Parts	467.25

Gen	David Kimble	Attorney Fees	262.50
Gen	Eileen Krumbach	Reimbursement	188.70
Gen	Lancaster County Court	Court Costs	3.25
Gen	Lancaster County Sheriff	Court Costs	24.09
Gen	LaRue Distributing Inc.	Equipment	48.28
Gen	Latimer Reporting	Court Costs	668.54
Gen	Loup Valley Lighting, Inc.	Building Maintenance	198.75
Rd	Matheson Tri-Gas, Inc.	Repair Parts	95.65
Rd	Mead Lumber & Rental – York	Supplies	152.90
Rd	Medical Enterprises, Inc.	Safety Equipment	31.00
Gen	Midwest Auto Fire Sprinkler Co.	Maintenance Agreement	150.00
Rd	Tom Mommens	Reimbursement	20.86
Gen	Moore Medical, LLC	Medical-Prisoners	130.03
Gen	Jeanne Morand, Court Reporter	Court Costs	26.25
Gen	Moses Motor Co.	Vehicle Maintenance	36.42
Rd	Myers Tire Supply	Shop Supplies	47.34
Gen	Ne Assoc. of County Officials	Registration	135.00
State Inst	Ne Health & Human Services	Monthly Fees	795.00
Rd	Ne Public Power District	Electricity	209.83
Gen, Rd	Ne State Fire Marshal	Maintenance Agreement	600.00
Rd	Ne Truck & Equipment Co Inc.	Repair Parts	4.92
Rd	Nebraskaland Glass	Repair Parts/Labor	475.37
Rd	Deb Nelsen	Reimbursement	9.62
Rd	NMC Exchange LLC	Repair Parts	2,165.09
Gen	North Office Supply	Office Supplies	208.89
Rd	Northern Safety Co Inc.	Safety Equipment	120.30
Rd	O'Reilly Auto Parts	Repair Parts	131.84
Rd	OfficeNet	Office Supplies	83.29
Rd	Orscheln Farm & Home	Shop Tools	551.15
Gen	Mark & Jennifer Otte	Fee	20.00
Rd	Overland Sand & Gravel Company	Gravel	7,336.16
Gen, Rd	Perennial Public Power District	Electricity	175.17
Rd	Platte Valley Communications	Radio Repair	30.00
Gen	Pocahontas County District Court	Court Costs	42.10
Gen	Polk County Court	Court Costs	4.00
Rd	Power Plan	Repair Parts	466.09
Rd	Rasmussen Auto Parts	Repair Parts	276.92
Gen	Melvin Reetz	Retirement	12.00
State Inst	Region V Systems	EPC Billing	6,292.00
Gen	RR Donnelley	Sheriff Costs	80.31
Rd	Sahling Kenworth Inc.	Repair Parts	93.70
Gen	Don Sandman	Reimbursement	155.76
Rd	Sapp Bros. Petroleum, Inc.	Fuel	4,946.45
Gen	Kevin Schlender	Attorney Fees	21,330.00
Gen	Seams Possible	Uniform Allowance	18.00
Rd	Sellers Equipment, Inc.	Repair Parts	53.22
Gen	ServiceMaster Clean of York	Supplies	17.25
Emer Mgnt	Seward County Courthouse	Monthly Fee	3,619.05
Gen	Tom Shellington	Reimbursement	107.67
Gen	Stahr and Associates	Contractual Services	200.00
Rd	Standard Battery, Inc.	Repair Parts	763.60
Gen	State of Ne HHS Laboratory	Court Costs	52.50
Gen	State of Ne Das Central Finance	Equipment Rental	80.25
Gen	Bruce Stephens	Attorney Fees	1,432.50
Gen	Sharilyn Steube	Reimbursement	92.13
Gen	Svehla Law Offices	Attorney Fees	2,310.00
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	585.19
Gen	Veterans Service Office	Reimbursement	147.99
Rd	Village of Bradshaw	Electricity	10.39
Rd	Village of McCool Junction	Water/Sewer	37.00
Gen	Walgreens	Medical-Prisoners	2,011.57
Gen, Rd, E911, 911	Windstream Communications	Telephone Service	2,601.50
Rd	York Ace Hardware	Supplies	87.44
Gen, Inher Tax	York County Development Corp	Meals/Budget	50,011.00
Gen, Weed	York County Highway Dept	Fuel	4,590.22
Gen	York County Sheriff	Reimbursement	19.77
Rd	York Equipment, Inc.	Repair Parts	454.33
Gen	York General Hospital	Drug & Alcohol Tests	561.00
Gen, Aging	York News-Times	Publication	52.92
Visitors Prom	Yorkshire Playhouse	Dues	150.00
Gen	Gary Zoubek	Mileage	133.20

**INTERFUND TRANSFERS:**

At this time it is necessary to transfer budgeted funds into the General Fund from the Inheritance Tax Fund in order to meet obligations.

Moved by Buller, seconded by Shellington to adopt Resolution #12-86 transferring \$250,000.00 budgeted dollars from the Inheritance Tax Fund to the General Fund; roll call: yeas, Buller, Shellington and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

**RESOLUTION #12-86**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 24th day of December 2012, and discussed the fact that in the proposed budget for 2012-2013, the General Fund would be funded by way of interfund transfers from the Inheritance Tax Fund; and

WHEREAS, at this time it is necessary to transfer proposed budgeted funds in order to meet obligations in the amount of \$250,000.00.

NOW BE IT RESOLVED, that the York County Treasurer shall transfer the sum of \$250,000.00 budgeted dollars from the Inheritance Tax Fund to the County General Fund for the budget year of 2012-2013.

Dated this 24th day of December 2012.

Moved by Buller, seconded by Shellington to adopt Resolution #12-87 to transfer \$10,000.00 from the Inheritance Tax Fund to the State Institutions Fund to be repaid when monies become available; roll call: yeas, Buller, Shellington and Bamesberger; nays, none; Bulgrin and Bredenkamp absent; motion carried.

**RESOLUTION #12-87**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 24th day of December, 2012, to discuss and act on an emergency created in the funds available in the State Institutions 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 \$10,000.00 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 State Institutions Fund budget and hereby appropriates from the Inheritance Tax Fund the sum of \$10,000.00 for the State Institutions 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 24th day of December, 2012.

Committee reports were given.

Sheriff Radcliff submitted his November 2012 fee report in the amount of \$3,507.52. The report was reviewed and placed on file.

The Chairman declared the meeting adjourned at 1:33 p.m. The next meeting will be held January 8, 2013 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

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Kurt Bulgrin, Chairman  
York County Board of Commissioners

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Cynthia D. Heine, County Clerk  
York, Nebraska