

The York County Board of Commissioners met according to law on Tuesday, September 17, 2013 at 8:35 a.m. as per notice in the York News Times on September 10, 2013, with Vice Chairman Bill Bamesberger presiding, with Tom Shellington, Jack Sikes and Paul Buller; Commissioner Kurt Bulgrin was absent. Also present was Melanie Wilkinson, Correspondent for the York News Times.

The agenda was posted on the bulletin board in the County Clerk's office and a copy 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.

Moved by Shellington, seconded by Sikes to approve the minutes of the September 3, 2013 Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Buller and Bamesberger; nays, none; Bulgrin absent; motion carried.

Moved by Shellington, seconded by Sikes to adopt the agenda for Tuesday, September 20, 2013, Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Buller and Bamesberger; nays, none; Bulgrin absent; motion carried.

GENERAL ASSISTANCE:

There were no General Assistance cases to be brought before the Board.

INTERFUND TRANSFERS:

Moved by Buller, seconded by Sikes to adopt Resolution #13-53 transferring \$20,000.00 from the Inheritance Tax Fund to the Area on Aging Fund as budgeted; roll call: yeas, Buller, Sikes, Shellington and Bamesberger; nays, none; Bulgrin absent; motion carried.

RESOLUTION #13-53

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 20th day of September, 2013, and discussed the fact that in the proposed budget for 2013-2014, the Area on Aging Fund would be partially 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 \$20,000.00

NOW THEREFORE BE IT RESOLVED, that the York County Treasurer shall transfer the sum of \$20,000.00 budgeted dollars from the Inheritance Tax Fund to the Area on Aging Fund for the budget year of 2013-2014.

Dated this 20th day of September, 2013.

Chairman Bulgrin is now present at 8:40 a.m. and presiding over the meeting.

A budget committee was appointed to draft the 2013-2014 budget. Members on the committee were Brenda Scavo, County Treasurer and Amanda Ring, Accounts Payable Clerk along with Commissioners Bill Bamesberger and Jack Sikes. Compensation for compiling the budget was discussed.

Moved by Bamesberger, seconded by Sikes to approve payment of \$300.00 to both Scavo and Ring; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

A Corporate Membership Agreement was received from Fitness Worx in which the county would pay \$25.00 for September 13 thru October 1, 2014 for employees to receive a reduced rate.

Moved by Sikes, seconded by Bamesberger to sign the agreement with Fitness Worx for a Corporate Membership; roll call: yeas, Sikes, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

**FITNESS WORX
CORPORATE MEMBERSHIP AGREEMENT
YORK COUNTY**

This is a contractual agreement between **Fitness Worx/York Physical Therapy** and York County. Terms of the agreement are as follows:

1. Agreement is for a period of twelve (12) months beginning on September 13, 2013 and ending on October 1, 2014.
2. One payment will be made yearly to Fitness Worx/York Physical Therapy for \$25 for discounted use of the facility.
3. Employees will then receive discounted rates for a single, couple or family membership.
4. Employees will also have the option to pay yearly or to pay on a monthly basis.

Agreed to on this September 20, 2013 by the following: ss: Kurt Bulgrin, Chairman York County Commissioners

A claim for reimbursement of prepaid Inheritance Tax by the Estate of Martha Marie Regier was reviewed.

Moved by Bamesberger, seconded by Shellington to approve the repayment of Inheritance Tax to David Maser, Attorney for the Estate of Martha Marie Regier PR 12-41 in the amount of \$1,103.08; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried.

Commissioner Bulgrin was excused at 9:05 a.m. and then returned at 9:10 a.m.

A public hearing was held on September 3, 2013 for consideration of a liquor license for Henderson Fuel Stop Inc DBA Fuel Mart Express which was represented by Kevin D. Wengler, Manager and applicant and Kusum Bhardwaj, agent and President of the

Corporation filing the application. At the previous hearing, County Attorney Dick noted that the application showed no type of criminal record for the applicant (felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution) however, records show differently. Wengler stated that he had filed an amendment to the application with the Liquor Control Commission but did not have a copy to provide to the Board at that meeting. Since that time, a copy was provided to the County Attorney showing the date of convictions, charges and dispositions. Vice Chairman Bamesberger stated his opposition to the application as follows: The facility is located within a few hundred feet of the most traveled road in the United States; Statistics have shown that a very high percentage of accidents and death related accidents have been attributed to alcohol; there is already a situation at the interchange which needs to be resolved and adding alcohol will only make this worse; not impressed by the way this application was presented in the first place, it was incomplete and unacceptable and even though now amended it should have been handled right in the first place.

Moved by Bamesberger, seconded by Buller to deny the application based on the facts and statistics; roll call: yeas, Bamesberger, Buller, Shellington, Sikes and Bulgrin; nays, none; motion carried.

Bond drawdown #23 was reviewed.

Moved by Sikes, seconded by Shellington to approve Bond Drawdown #23 paying Commercial Construction Inc. \$142,485.96 and Speece Lewis \$18,480.19 for a total of \$160,966.15; roll call: yeas, Sikes, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Chairman Bulgrin was excused at 9:20 a.m. and returned at 10:03 a.m.

Kevin Graves of the Good Life Alliance spoke with the Board regarding the previous haul route agreement for Keystone XL Pipeline. A copy will be provided by the Clerk.

PAYROLL AND VENDOR CLAIMS:

Moved by Shellington, seconded by Bamesberger to approve payroll in the amount of \$142,075.45 and vendor claims as presented; roll call: yeas, Shellington, Bamesberger, Buller, Sikes and Bulgrin; nays, none; motion carried.

Fund	Name	Description	Total
Rd	Ace Irrigation and Mfg	Culverts	1,772.80
Rd	Allied Oil & Supply, Inc.	Fuel	447.60
Gen	Applied Concepts, Inc.	Radio Equip	82.00
Visitors Prom	Avery Outdoor	Media-Advertising	250.00
Gen	Bob Barker Company, Inc.	Equip	146.54
Gen	Beaver Bearing Co. of York, LLC	Grounds Repair	9.84
Gen	Big Red Printing	Office Supplies	135.97
Gen	Bloomberg BNA	Office Supplies	35.00
Gen	Blue Knight Security, Inc.	Security Contract	540.00
Inher Tax	Blue Valley Behavioral Health	Budget 13-14	5,000.00
Rd	Bosselman	Fuel	28,751.47
Gen	Marjorie Braman	Retirement	11.00
Gen	Patricia Bredenkamp	Retirement	10.00
Rd	Business Telecommunication Systems	Office Equip	313.72
Aging, Gen	Lori Byers	Reimbursement	362.86
Gen, Visitors			
Prom	Cash-Wa Candy Company	Board of Prisoners	1,297.50
Gen	Ann Charlton	Reimbursement	291.54
Gen	Gary Charlton	Retirement	11.00
Ambulance	City of York-Ambulance	Quarterly Fees	49,250.00
Gen	Connecting Point Computer Center	Data Proc Costs	50.00
Gen	Cornerstone Bank	Data Proc Equip	45.00
Rd	Cornhusker Cleaning Systems Inc.	Shop Tools	299.95
Gen, Rd, Aging	Corporate Payment Systems	Reimbursement	2,090.28
Rd	Cross-Dillon Tire	Tire Repair	640.50
Gen	Crossroads Fuel Stop	Fuel	349.73
Gen	Sharon Cuda	Retirement	10.00
Gen	Culligan Water	Equip Rental	28.00
Gen, Rd	Data Tech Computer Services	Data Proc Repair	5,795.90
Gen	Dawson County Sheriff	Court Costs	28.00
Gen, Rd	Eakes Office Plus	Office Supplies	1,463.44
Aging	Linda Eckard	Mileage	101.28
Fed Drug Law	Exeter Arms	Equip	1,600.00
Rd	Express Truck Center	Repair Parts	1,304.62
Rd	Farm Plan	Repair Parts	1,396.40
Gen	Fillman Law Offices	Attorney Fees	3,675.00
Rd	Filter Care	Repair Parts	206.55
Gen	First Concord Benefits Group, LLC	Insurance	2,404.52
Rd	Five Star Truck Center	Repair Parts	313.41
Gen	Goodwin Tucker	Equip	914.03
Gen, Aging	Grand Central Foods	Board of Prisoners	3,417.07
Gen	Great Plains Pest Management, Inc.	Janitorial Supplies	52.00
Rd	Scott Griess	Road Material	58.00
Gen	Hamilton County Sheriff	Court Costs	35.85
Gen	Harry Hecht	Retirement	16.00
Rd	Hiebner Body Shop	Repair Parts	102.30

Gen	Cynthia Heine	Reimbursement	359.02
Aging	Janet Hines	Reimbursement	53.11
Emer Mgnt	Gerald Hinrichs	Reimbursement	31.64
Gen	Holiday Inn – Kearney	Lodging	233.85
Gen	Hometown Leasing	Equip Rental	290.00
Rd	Klute Truck Equipment	Repair Parts	19.83
Gen	Hy-Tec Auto Service	Vehicle Maintenance	1,903.20
Rd	Hydraulic Equipment Service	Repair Parts	2,118.45
Rd	Jackson Services Inc.	Shop Supplies	67.48
Rd	Jensen Lumber Company	Building Materials	365.03
Rd	Johnson Sand & Gravel Co, Inc.	Gravel	7,336.10
Rd	Kerford Limestone Company	Rock	3,474.10
Gen	Kopchos Sanitation, Inc.	Garbage	153.50
Gen	Eileen Krumbach	Mileage	113.00
Gen	Lancaster County Sheriff	Court Costs	19.14
Gen	Lancaster County Youth Services Ctr	Juvenile Care Costs	17,464.00
Gen	Liermann's Service	Vehicle Maintenance	46.95
Gen	Malouf & Associates	Janitorial Supplies	1,030.62
Gen	Marshall & Swift	Appraiser's Fees	958.40
Rd	Matheson Tri-Gas, Inc.	Shop Supplies	236.10
Gen	Mead Lumber & Rental	Grounds Repair	156.20
Aging	Jerri Merklinger	Reimbursement	72.32
Gen	Metz Mortuary	Coroner/Autopsy Costs	275.00
Gen, ROD	Microfilm Imaging Systems, Inc.	Data Proc Equip	1,247.75
Gen	Miller Seed & Supply Co., Inc.	Maintenance Agreement	214.82
Gen	MIPS Inc.	Data Proc Costs	772.02
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	571.53
Gen	Moore Medical, LLC	Medical-Prisoners	187.66
Gen	Moses Motor Co.	Vehicle Maintenance	78.29
Rd	Ed Mundt	Vehicle Maintenance	100.00
State Inst	Ne Health and Human Services	Monthly Fees	558.00
Gen	Ne Public Health Environmental Lab	Drug & Alcohol Tests	315.00
Rd	Ne Public Power District	Electricity	305.01
Rd	Ne Salt & Grain	Road Materials	1,382.33
Gen	Ne State Bar Association	Continuing Education	270.00
Rd	Ne Truck & Equipment Co, Inc.	Repair Parts	147.71
Gen, Rd	Nebraskaland Glass	Vehicle Maintenance	1,259.30
Rd	NMC Exchange LLC	Repair Parts	1,962.10
Gen, Aging	North Office Supply	Office Supplies	252.06
Rd	OfficeNet	Office Supplies	4,309.84
Gen	Overhead Door Co.	Building Maintenance	308.50
Rd	Overland Sand & Gravel Co.	Gravel/Rock	95,748.62
Gen	Paper Tiger Shredding	Monthly Fee	35.00
Rd	Perennial Public Power District	Electricity	124.49
Gen	Gerald Peterson	Reimbursement	124.30
Gen	Postmaster	Annual Fee	130.00
Rd	Rasmussen Auto Parts	Repair Parts	516.25
Gen	Rasmussen Mechanical Services, Inc.	Building Maintenance	1,005.54
Gen	Melvin Reetz	Retirement	12.00
Rd	Sahling Kenworth Inc.	Repair Parts	217.65
Gen	Don Sandman	Reimbursement	147.33
Rd	Sapp Bros. Petroleum, Inc.	Fuel	2,726.80
Visitors Prom	Bob Sautter	Reimbursement	206.79
Emer Mgnt	Seward County Courthouse	Monthly Expense	3,753.11
Inher Tax	Southeast Nebraska Development Dist	Budget 13-14	10,303.00
Rd	Chuck Starbuck	Reimbursement	29.05
Gen	State of Ne/Das Central Finance	Data Proc Equip	80.25
Gen	State of Ne/Das Communications	Equip Rental	448.00
Gen	State of Ne/Dist #5 Probation	Budget 13-14	982.57
Gen	Stephens Law Office	Attorney Fees	165.00
Gen	Telephone Systems of Nebraska, Inc.	Equip Repair	593.00
Gen	Thomas & Thomas Court Reporters	Court Costs	285.20
Gen	Time Warner Cable	Subscription	80.99
Gen, Rd	Verizon Wireless Services LLC	Telephone Service	811.00
Rd	Village of Bradshaw	Water	11.28
Rd	Village of McCool Junction	Water/Sewer	38.00
Visitors Prom	Waitt Outdoor, LLC	Media-Advertising	450.00
Gen	Walgreens	Medical-Prisoners	1,798.90
Gen	Wallingford Sign & Co, Inc.	Vehicle Maintenance	85.00
Visitors Prom	Web Tech Solutions	Website Maintenance	50.00
Rd	Weldon Industries, Inc.	Repair Parts	953.34
Gen	West Payment Center	Legal Fees	2,380.88
Gen, E911, 911,			
Aging, Rd	Windstream Communications	Telephone Service	5,379.03
Rd	Woodhouse-Ford-Chrysler	Repair Parts	49.71
Gen	JS Wurm & Associates	Court Costs	1,647.75
Gen	York Ace Hardware	Supplies	492.75
Visitors Prom	York Area Chamber of Commerce	Grant/Other	4,072.00

Aging	York Area Senior Center	Rental	1,000.00
Visitors Prom	York County Development Corp	Office Expense	1,258.70
Gen	York County District Court	Court Costs	624.00
Gen	York County Sheriff	Reimbursement	35.76
Rd	York Electronics	Office Equipment	46.98
Rd, Weed	York Farm Supply LLC	Repair Parts	284.50
Gen	York General Hospital	Physical Capacity	431.00
Gen	York Medical Clinic PC	Medical-Prisoners	60.36
Gen, Visitors			
Prom	York News-Times	Publication	2,280.85
Gen	York Printing Company, LLC	Office Supplies	312.22

Due to new legislation, the York County Probation staff will be increasing as juvenile cases will also be handled through that system. Ample housing of the department has been discussed and several proposals were previously reviewed. A proposed interlocal agreement between York, Polk, Merrick and Hamilton County for facility funding is in the making but as of this date has not been completed.

Moved by Shellington, seconded by Sikes to work with Ray Elwood (landlord) to enter into a three (3) year lease for the offices at 6th and Platte at the rate of \$1,000.00 per month plus utilities; roll call: yeas, Shellington, Sikes, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Annual performance evaluations are now available on those remaining individuals whom the Board oversees. Based on that evaluation, up to an additional 2% pay increase could be given above the initial 1.8% with an effective date of July 1, 2013.

Moved by Bamesberger, seconded by Sikes to give the following pay increases which are retroactive back to July 1, 2013 with the exception of Terry Paulson which is effective on September 1, 2013; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

Joanne Staehr, custodian an additional 1.25% = \$127.06 bi-weekly
 Doug Deprez, Weed Superintendent an additional 1.8% = \$18.66 hr.
 Gerald Peterson, Assistant Extension Agent, \$51,054.43 annual
 Cliff Power, custodian, \$67.47 bi-weekly
 Terry Paulson (assuming new position of Bridge Crew Foreman) \$19.72 hr. effective 9-1-13

Commissioner Bulgrin was excused at 11:05 a.m.

Craig Caples with the Nebraska Education Technology Services made a presentation to the Board on the new NACO eMeeting Service. The Board will consider instituting the program in the future.

Committee reports were given.

MONTHLY FEE REPORTS were reviewed and placed on file.

County Clerk (August)	\$16,077.06
Sheriff (June)	\$3,924.72
Clerk of the District Court	\$3,410.46

Treasurer Scavo filed the August 31, 2013 fund balances.

General	\$1,854,380.32
Road	\$553,213.66
Adult Diversion	\$6,074.74
Juvenile Diversion	\$3,521.80
Child Sup Enf – Co Atty	\$126.63
Reappraisal	\$75,000.00
ROD Preservation	\$6,763.50
Employment Security	\$7,298.03
Area on Aging	\$5,867.12
Relief & Medical	\$14,642.01
State Institutions	\$12,463.28
Veterans Aid Fund	\$25,589.14
Busy Wheels	\$15,467.14
STOP	\$7,112.23
Drug Fund	\$475.00
Federal Drug Law Enforcement	\$5,201.29
Debt Service	\$223,985.40
Inheritance Tax	\$1,429,743.73
911 Wireless	\$69,519.42
911 Wireless Holding	\$38,826.12
Emergency Mgmt	\$36,097.11
Law Enforcement Sheriff	\$2,539.05
2012 Hwy Allocation Proj	\$3,188,880.29
Noxious Weed	\$12,797.13
Ambulance	\$93,300.06
911 Emergency	\$102,441.76
CDBG	\$10.01
Visitors Impr Fund	\$205,020.90
Visitors Promotion	\$68,054.49

The Vice Chairman declared the meeting adjourned at 12:08 p.m. The next meeting will be held October 1, 2013 at 8:35 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