The York County Board of Commissioners met according to law on Tuesday, November 22, 2016 at 8:30 a.m. as per notice in the York News Times on November 17, 2016, with Chairman Bill Bamesberger presiding, with Kurt Bulgrin, Randy Obermier, Paul Buller and Jack Sikes. Also present at the meeting was Melanie Wilkinson, correspondent for the York News Times, Benjamin Dennis, Deputy County Attorney, Dena Bushnell, General Assistance Director, Luke Fochtman, correspondent for KAWL and Kelly Turner, York County Clerk.

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 Sikes, seconded by Bulgrin, to approve the minutes of the November 8, 2016, Board of Commissioners meeting; roll call: yeas, Sikes, Bulgrin, Buller, Obermier and Bamesberger ; nays, none; motion carried.

Moved by Buller, seconded by Obermier, to adopt the agenda for Tuesday November 22, 2016, roll call: yeas; Buller, Obermier, Sikes, Bulgrin and Bamesberger; nays, none; motion carried.

Moved by Sikes, seconded by Obermier, to go into executive session at 8:33 a.m. to prevent needless injury to an individual; roll call: yeas; Sikes, Obermier, Buller, Bulgrin and Bamesberger; nays, none; motion carried.

Moved by Bulgrin, seconded by Buller to come out of executive session at 8:46 a.m. which no action was taken; roll call: yeas; Bulgrin, Buller, Sikes, Obermier and Bamesberger; nays, none; motion carried.

**GENERAL ASSISTANCE**

Moved by Obermier, seconded by Sikes, to approve General Assistance Case #16-6 for electric bill, in the amount of $380.00, roll call, yeas; Obermier, Sikes, Buller, Bulgrin and Bamesberger, nays none, motion carried.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Sikes, seconded by Obermier, to approve the payroll in the amount of $155,636.22 and vendor claims, roll call: yeas; Sikes, Obermier, Buller, Bulgrin and Bamesberger; nays; none; motion carried.

**Fund Name Description Total**

Road Allied Oil & Supply, Inc. Fuel 761.20

General Angle, Murphy, Valentino & Campbell Court Costs 538.82

Visit Promo Avery Outdoor Media-Advertising 250.00

Road Bamesberger Blacksmith & Welding Steel Products 137.90

Road Biel, John R Reimbursement 100.00

General Blue Cross Blue Shield of Nebraska Friedli Cobra 806.08

Road Bosselman Fuel 28,736.38

General Bredenkamp, Patricia Retirement 10.00

General,

Visit Promo Cash-Wa Candy Company Board of Prisoners 673.78

Aging Cash-Wa Distributing Co. Health Promotion 1,275.84

General Cass County Sheriff, Civil Process Court Costs 56.75

Visit Improve Certified Folder Display Service Tourism Promotion 4,144.54

Visit Promo Consumer Direct Marketing Printing & Publication 185.00

Road Cornhusker Cleaning Systems Inc. Shop Supplies 27.15

General, Road Corporate Payment Systems Monthly Payment 2,226.14

General Crawford, Tanya L Reimbursement 155.00

Road Cross-Dillon Tire Tire Repair 11,253.70

General Cuda, Sharon Retirement 10.00

General Dawson County Sheriff Court Costs 6.00

Road Donna’s Computer Sales & Service Office Equipment 112.50

General Douglas County Treasurer Autopsy Costs 250.00

Road Dustrol Inc. Miscellaneous 2,000.00

General, Aging,

Rd, Visit Promo,

Relief & Med,

Emerg Mgmnt,

Weed Eakes Office Plus Office Supplies 2,029.75

General Eaton, Sharon Election Worker 175.50

Aging Eckard, Linda Mileage Allowance 69.12

General Fillman Law Office Court Costs 3,971.00

Road Filter Care Equipment Repair 192.10

Visit Promo Flagship Publishing Media-Advertising 280.00

Road Flail-Master Grader Blades 171.65

Road Gale’s Welding, Inc. Equipment Repair 44.04

General, Rd General Fire and Safety Equipment Maintenance Agreement 475.13

General Grafton Law Office, P.C., L.L.O. Court Costs 807.50

General, Aging Grand Central Foods Prisoners/Health Promotion 3,376.74

General, Rd Great Plains Pest Management, Inc. Janitorial Supplies 128.00

General Grenfell, Lorraine Election Worker 58.50

General Hall County Sheriff Court Costs 18.50

General Hecht, Harry Retirement 16.00

Visit Promo Henderson Chamber of Commerce Grants 674.30

General Hild, Janet Election Worker 290.25

Aging Hines, Janet K Reimbursement 10.27

General Hoblyn, Nancy Mental Health 285.00

General Home Care Plus Medical-Prisoners 44.00

General Hometown Leasing Equipment Rental 49.99

Road Hooker Bros. Sand & Gravel, Inc. Gravel & Royalty 232.24

General Hy-Tec Auto Service Fuel 266.35

Road Hydraulic Equipment Service Equipment Repair 863.24

General Jackson Services Inc. Maintenance Agreement 122.00

General JM Monograms, Inc. Uniform Allowance 61.90

Road Johnson Sand & Gravel Co, Inc. Gravel & Royalty 24,214.78

Road Kerbow, Juan Jr Reimbursement 28.75

Road Kerford Limestone Company Rock 8,518.80

General Knight, Gayla Election Worker 65.25

Visit Promo Lamar Companies, The Media-Advertising 490.00

General Lancaster County Sheriff Court Costs 21.42

General Loup Valley Lighting, Inc. Building & Ground 357.61

Visit Improve Maly Marketing Special Projects 2,560.00

Road Mead Lumber Co. Equip Rental/Supplies 583.27

Road Medical Enterprises, Inc. Safety Equipment 31.00

General Microfilm Imaging Systems, Inc. Data Processing 339.00

General Mid-American Research Chemical Janitorial Supplies 381.30

Road Naber’s Locksmith Service Office Supplies 496.16

General, Rd NE Assoc. of County Officials Dues 1,431.00

Road NE Truck Center, Inc. Equipment Repair 345.78

General, Rd NMC Exchange LLC Building & Ground 4,754.45

General Norfolk Lodge & Suites Mileage Allowance 127.50

General North Office Supply Office Supplies 430.19

General Northeast Nebraska Juvenile Service Juvenile Care Costs 2,422.50

Road OfficeNet Office Supplies 401.36

General Olberding, Rita R Court Costs 7.35

Road Overland Sand & Gravel Company Gravel & Royalty 15,593.12

General, Aging Paper Tiger Shredding Monthly Payment 67.00

Road Paulsen, Terry L Reimbursement 30.00

Rd, Visit Promo Perennial Public Power District Electricity/Advertising 189.37

General Pieper Plumbing & Well Drilling Inc. Building & Ground 115.00

General Plains Power & Equip, Inc. Building & Ground 109.40

Road Platte Valley Communications Equipment Repair 176.00

Road Power Plan Equipment Repair 1,119.15

Road Rasmussen Auto Parts Shop Tools/Supplies 165.83

General Rasmussen Mechanical Services, Inc. Building & Ground 1,665.67

Road RDO Truck Center Co. Equipment Repair 47.25

General Redfield & Company, Inc. Office Supplies 678.43

General Reetz, Melvin Retirement 12.00

State Institute Region V Systems Miscellaneous 2,483.00

General Road 6 Customs Capital Outlay 2,025.00

Road Sapp Bros. Petroleum, Inc. Fuel 2,577.33

General Schlender, Kevin Mental Health 285.00

General ServiceMaster Clean of York Miscellaneous 79.35

General Skip’s Radiator & Automotive Fuel 230.00

Road Slack Auto Supply, LLC Equipment Repair 57.15

General Smith, Patricia N. Retirement 72.00

General Sparqdata Solutions, Inc. Maintenance 265.00

General Stahr and Associates P & Z Contract 200.00

General Stahr, Susan D Reimbursement 103.68

General Stanard Appraisal Service Inc. Appraiser’s Fees 760.00

Road Standard Battery, Inc. Equipment Repair 467.24

Road Starbuck, Charles L Reimbursement 30.00

General State of NE/Das Central Finance Data Processing 115.88

Road Thermo King Christiansen Equip Repair/Supplies 544.36

General Thomson Reuters/West Payment Center Dues/Fees 2,858.48

Road Troester Basin Farm, Inc. Miscellaneous 272.37

General Turner, Kelly B Reimbursement 45.90

Visit Promo USA Outdoor II, Inc. Media-Advertising 390.00

Visit Promo Web Tech Solutions Miscellaneous 25.00

Road Weldon Industries, Inc. Equipment Repair 161.53

Visit Promo Wessels Living History Farm Grants 8,057.83

General,

Relief & Med,

911 Emergency Windstream Communications Telephone Service 1,723.48

General York Ace Hardware Supplies/Fuel 333.60

Visit Promo York Area Chamber of Commerce Special Projects 379.50

Visit Promo York County Development Corp. Miscellaneous 1,004.93

General York County Highway Dept. Fuel 337.00

General,

Inherit Tax York County Treasurer Inter-Fund Transfers 24,447.60

Road York Equipment, Inc. Equipment Repair 165.34

General York Fire Department Medical-Prisoners 588.20

General, Rd York General Hospital Physical Capacity 744.75

General, Rd,

Visit Promo York News Times Dues/Printing & Publication 4,731.27

Visit Improve York Printing Company, LLC Brochure Printing 48.40

Juv Diversion York Public Schools Fees 4,001.25

**INTERFUND TRANSFERS:**

Moved by Bulgrin, seconded by Obermier to adopt a Resolution #16-50 to transfer $1,000.00 from the General Fund to the Juvenile Diversion Fund, roll call; yeas, Bulgrin, Obermier, Sikes, Buller and Bamesberger, nays none, motion carried.

**RESOLUTION #16-50**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 22nd day of November 2016, to discuss and act on an emergency created in the funds available in the Juvenile Diversion Fund; 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; and

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of $1,000.00 from the General Fund to the Juvenile Diversion Fund, and when Grant monies in the amount of $1,000.00 come available need to be transfer back to the General Fund

DATED this 22nd day of November, 2016

Moved by Sikes, seconded by Buller, to approve the certification of County Highway Superintendent for determining incentive payment for January 1, 2016 to December 31, 2016, roll call; yeas, Sikes, Buller, Bulgrin, Obermier and Bamesberger, nays none, motion carried.

Moved by Bulgrin, seconded by Buller, to designate Bill Bamesberger as the County Board Chair, Casting Ballot for the NACO Conference for voting in the NACO officers and Jack Sikes as the Alternate in the event Mr. Bamesberger is unavailable to cast the ballot, roll call; yeas, Bulgrin, Buller, Obermier, Sikes and Bamesberger, nays none, motion carried.

Annually, the Board must designate a county newspaper for publication purposes.

Moved by Obermier, seconded by Buller, to designate the York News-Times as the county newspaper for publication purposes for the year 2017; roll call: yeas, Obermier, Buller, Bulgrin, Sikes and Bamesberger; nays, none; motion carried.

Moved by Bulgrin, seconded by Obermier, to adopt Resolution #16-51 setting the percentage of funds to be transferred from the General Fund to the Road Fund for fiscal year 2017-2018 at 34%, roll call: yeas, Bulgrin, Obermier, Sikes, Buller and Bamesberger, nays none, motion carried.

**RESOLUTION #16-51**

**WHEREAS,** the York County Board of Commissioners at its regular meeting on November 22, 2016, discussed the fact that on August 30, 2016, the proposed budget statement for the County Road fund was adopted, such total budget being in the sum of $4,769,054.53. There are funds to be transferred from the County General Fund to the County Road Fund in the approximate amount of $1,909,924.07; and

**WHEREAS,** the amount of revenue in the General Fund to be generated from Property Taxes is set at $5,616,751.67;

**NOW BE IT RESOLVED,** that the York County Treasurer shall transfer 34% of the 2017-2018 taxes collected for the County General Fund be transferred to the County Road Fund as per the adopted budget.

Dated this 22th day of November, 2016

Moved by Obermier, seconded by Sikes, to adopt Resolution #16-52 setting salaries for the county officials which reflect a 3% increase for the 2017 salary (Clerk, Assessor, Clerk of the District Court, Public Defender and Treasurer) at $ 56,759.08, Sheriff at $67,842.36 and County Attorney at $76,701.94; roll call: yeas, Obermier, Sikes, and Bamesberger, nays Buller and Bulgrin, motion carried.

**RESOLUTION #16-52**

**WHEREAS,** the York County Board of Commissioners met on November 22, 2016 at their regular meeting to discuss and act on the salaries for the Elected Officials of York County. Notice of the hearing to consider and set salaries was given by publishing such notice in the agenda.

**WHEREAS,** the salaries to be set are Elected Officials of York County being as follows: York County Assessor, York County Clerk, York County Clerk of the District Court, York County Treasurer, York County Sheriff, York County Public Defender and York County Attorney.

**NOW THEREFORE, BE IT RESOLVED,** that the Elected Officials of York County shall receive the following salaries for the year 2017, and shall receive an increase each of the following years for the years 2017 and 2018 as described below. Said increases shall take effect January 1 of each subsequent year.

**(FOR THE YEAR 2017)**

**York County Clerk, County Assessor, County Treasurer and County Clerk of the District Court, York County Public Defender; $56,759.08**

**York County Sheriff: $67,842.36**

**York County Attorney: $76,701.94**

**(FOR THE YEARS 2017 AND 2018 – Annual Cost of Living Adjustment)**

Annual adjustments for 2017 and 2018 will be based on the Midwest Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor except when the CPI falls below “0” and except when the CPI raises above 3% in any year, in which case the annual adjustment will be no more than 3%.

In addition to and in consideration of the above salaries, the following will also apply:

1. The County Attorney position shall remain a full-time position with no private practice allowed.
2. The Deputy Public Defender position shall remain discontinued.
3. The County on an annual basis during the term of this Resolution reserves the right to contract out or enter into an agreement with an Elected Official or Officials who are qualified to serve as a budget-making authority as may be approved by the Board. It is the intent of the York County Board that if an agreement is made with an Elected Officials, that such agreement shall not constitute an increase in the herein adopted salary but shall be and is a part of the agreement. If the Board contracts with an Elected Official to serve as the budget making authority, that official shall be allowed an additional amount not to exceed $1,500.00 for performing those duties.
4. Be it further resolved that in addition to the above stated salaries, each County Official shall receive benefits as provided in the York County Employee Manual consisting of health insurance, life insurance, disability insurance and retirement benefits.

Dated this 22nd day of November, 2016

Bids were opened as advertised in the York News Times on November 8 and 22, 2016 at 9:00 a.m. for the purchase of a Roof Top Unit. The following bids were received.

Rasmussen Mechanical Services $124,982.00

Moved by Bulgrin, seconded by Obermier, to accept the bid from Rasmussen Mechanical Services to purchase a New Roof Top to be a Daiken model RPS090D in the amount of $124,982.00, roll call; yeas, Bulgrin, Obermier, Sikes, Buller and Bamesberger, nays none, motion carried.

Harvey Keim, Highway Superintendent met with the Board with updates on the Road department.

Bids were opened as advertised in the York News Times on November 4, 11 and 18, 2016 at 9:30 a.m. for the purchase of a New Truck-Tractor. The following bids were received.

Sahling Kenworth, Inc 2017 Kenworth T800 DC 500hp 1850 ft $113,844.00

Freightliner Truck Center Co 2018 Freightliner SD122 500hp $116,332.12

RDO Truck Center 2017 Mack CXU613 505hp $110,079.00

2017 Mack CXU613 505hp $115,476.00

2017 Mack CXU613 505hp $110,954.00

Nebraska Peterbilt 2017 Peterbilt 567 500hp 1850 ft $111,000.00

Moved by Bulgrin, seconded by Buller, to accept Harvey Keim, Highway Superintendent recommendation to purchase the 2017 Mack CXU613 505hp in the amount of $110,954.00, with the delivery date of 10-20 business days, roll call; yeas, Bulgrin, Buller, Sikes, and Bamesberger, nays Obermier, motion carried.

Melanie Wilkinson, York News Times and Hillary Mundt from the Wessels Living History Farm, met with the Board to discuss moving the Ag Hall of Fame Plaques and displays from the Courthouse basement out to the Wessels Living History Farm.

**FEE REPORTS (reports were reviewed and placed on file)**

County Clerk, October 2016 $16,045.50

District Court October 2016 $1,202.95

County Treasurer – Fund Balances as of October 31, 2016

0100 General $ 926,564.25

0300 Roads $403,895.78

0650 Highway Bridge Buy Back Program $340,804.00

0676 Juvenile Diversion $3,513.72

0985 Child Support Enforcement Cty Atty $31,362.09

0990 Visitors Promotion $85,442.65

0995 Co Visitors Impr Fund $230,305.25

1100 Reappraisal $89,243.50

1150 ROD Preservation Fund $22,193.31

1200 Employment Security $30,296.42

1300 Area on Aging $9,624.23

1500 Relief & Medical $23,123.56

1700 State Institutions $13,499.24

1900 Veterans Aid Fund $28,897.22

2200 Busy Wheels $9,312.98

2355 STOP $9,628.83

2360 York Co Drug Fund $1,674.10

2410 Federal Drug Law Enf $17,458.09

2411 Federal Drug Law Cty Att $11,456.83

2601 Debt Service $253,161.80

2700 Inheritance Tax $3,187,331.45

2913 911 Wireless Serv $30,395.97

2914 911 Wireless Serv Holding $231,699.55

2915 Emergency Mgmt $80,542.62

2940 Law Enforcement/911 Comm $1,000,000.00

5400 Noxious Weed Dist $504.83

5502 Ambulance $57,440.84

5907 911 Emergency $162,796.59

Committee reports were given.

The Chairman declared the meeting adjourned at 10:13 a.m. The next meeting will be held December 6, 2016 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

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William H. Bamesberger, Chairman Kelly Turner, County Clerk

York County Board of Commissioners York, Nebraska