The York County Board of Commissioners met according to law on Tuesday, September 10, 2019 at 8:30 a.m. as per notice in the York News Times on September 5, 2019, with Chairman Jack Sikes presiding, with Randy Obermier, Kurt Bulgrin, Paul Buller and Bill Bamesberger. Also, present at the meeting was Kelly Turner, York County Clerk and 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.

Sikes 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 Bulgrin, seconded by Obermier, to approve the minutes of the Tuesday August 27, 2019, Board of Commissioners meeting; roll call, yeas; Bulgrin, Obermier, Bamesberger, Buller and Sikes; nays, none; motion carried.

Moved by Bamesberger, seconded by Obermier, to adopt the agenda for Tuesday September 10, 2019, roll call, yeas; Bamesberger, Obermier, Buller, Bulgrin and Sikes; nays, none; motion carried.

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

Willard Peterson, met with the Board with comments about the agenda.

**GENERAL ASSISTANCE**

There were no General Assistance at this time.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Bamesberger, seconded by Bulgrin, to approve the payroll in the amount of $181,838.50 and vendor claims, with added claims to Henderson Chamber of Commerce, in the amount of $3,172.51 and Baxter Dodge, in the amount of $26,645.00, roll call: yeas; Bamesberger, Bulgrin, Buller, Obermier and Sikes, nays; none; motion carried.

**Fund Name Description Total**

Gen Jury Duty 4,497.30

911 Emrg Mgt APCO/NENA Dues 325.00

Visit Promo Avery Outdoor Media- Ads 265.00

Gen Baxter Chry Dodge Jeep Ram Cars & Trucks 26,645.00

Gen Bedient, Brian L. Reimbursement 92.04

911 Commun. Berggren Architects Building Remodel 7,272.64

Gen, Rd Black Hills Energy Heating Fuels 469.87

Gen Bleicher, Stacie R. Witness Fees 84.96

Gen Blue Knight Security Security Contract 2,304.00

Rd Bosselman Machinery & Equip. 15,286.14

Gen Bredenkamp, Patricia Retirement 10.00

Gen Brozek, Colleen Witness Fees 57.40

Gen Brozek, Melvin Witness Fees 57.40

Gen, 911 Emg Capital Business Systems Print & Publish 468.54

Gen Central States Telecom, Inc. Telephone Service 75.00

Gen Consolidated Management Co. Dues 93.06

Gen Cornerstone Bank Bizconnect/Office Supp. 184.07

Rd Cornhusker Cleaning Systems, Inc. Shop Supplies 150.98

Gen Cuda, Sharon Retirement 10.00

Gen CWC of York, Inc. Office Supplies/Equip. 886.89

Gen Damman, Gregory C. Court Costs 855.00

Rd Dibbern Machine Road Equip. 20.00

Gen Eakes Office Plus Office Supplies 178.17

Gen Fillman Law Offices Attorney Fees 3,383.60

Visit Promo Flagship Publishing, Inc. Print & Publish 2,180.00

Gen Galls/Quartermaster, LLC Uniform Allowance 447.00

Rd General Fire & Safety Equipment Safety Equip. 256.55

Gen Gillespie, Joshua. J. Reimbursement 99.98

Gen Global Tech, Inc. Computer Consult. 1,069.96

Gen Hecht, Harry Retirement 16.00

Visit Promo Henderson Chamber of Commerce Grants 3,172.51

Aging Hines, Janet Reimbursement 54.82

Gen Hoarty, Ammy Witness Fees 78.00

Gen Home Depot Pro Institutional, The Janitorial Supplies 777.27

Gen Hometown Leasing Data Process. /Equip. Rental 415.00

Gen, Rd Jackson Services, Inc. Maintenance Agree. 169.62

Rd Janssen Capital Management, LLC Road Equip./Repair 231.57

Gen JM Monograms, Inc. Uniform Allowance 173.25

Rd Johnson Sand & Gravel, Co Gravel & Royalty 6,306.70

Gen Johnson, Brian Misc. 350.00

Aging Johnson, Norman Reimbursement 141.52

Gen Laboratory Corp of America Holdings Medical- Prisoners 109.42

Visit Promo Lamar Companies, The Media-Ads 515.00

Rd Logan Contractors Supply, Inc. Equip. Rental 4,158.00

911 Emrgcy Mg Luft, Leila Reimbursement 32.48

Rd Mac Tools Distributor Shop Tools 22.99

Hghwy Bybk Mainelli Wagner & Assoc., Inc. Asphaltic 10,180.32

Gen MMSGS Medical- Prisoners 25.01

Rd Medical Enterprises, Inc. Safety Equip. 35.00

Gen Mid-American Benefits, Inc. Misc. 655.00

Gen Moguls Transmission Inc. Machinery & Equip. 773.36

Gen Morgan County Sheriff’s Office Court Costs 37.50

Gen NACO- Central District Meeting Dues 50.00

State Institute Nebraska Health & Human Services Monthly Payment 93.00

Gen, Rd Nebraska Public Power District Electricity 6,117.45

Visit Promo Nebraska Travel Association Dues 300.00

Gen North Office Supply Offices Supplies/Furniture 171.43

Gen Nuckolls County Sheriff Court Costs 6.00

Gen Nutrien Ag Solutions, Inc. Weed Control 285.00

Gen O’Keefe Elevator Co., Inc Maintenance Agree. 366.70

Gen Paper Tiger Shredding Misc 35.00

Rd Paulsen, Terry L. Reimbursement 30.00

Gen, Rd Penner’s Tire & Auto, Inc. Machinery & Equip. 835.50

Rd, Visit Promo Perennial Public Power District Electricity 201.42

Gen Pieper Plumbing & Well Drilling, Inc. Building & Grounds 2,085.55

Gen Polk County Sheriff Sheriff Fees 22.98

Rd Rasmussen Auto Parts Shop Supplies 10.99

Gen Rasmussen Mechanical Services, Inc. Building & Grounds 1,499.86

Gen Redfield & Company, Inc. Offices Supplies 477.94

Gen Rees, Jenny Mileage 94.16

Gen Reetz, Melvin Retirement 12.00

State Institute Region V Systems Misc. 1,498.00

Rd Sahling Kenworth, Inc. Road Equip. 501.44

Gen Saunders County Sheriff Sheriff Fees 21.86

Visit Promo Sautter, Bob Reimbursement 370.62

Emrgcy Mgmnt Seward County Courthouse Gary Petersen 4,142.70

Gen Solutions, Inc. Maintenance 1,500.00

Emrgcy Mgmnt State of NE DAS/Central Finance Teletype Service 704.00

Rd Steckly & Sons, Inc. Misc. Contract 282.34

Gen Stuckey, Todd Witness Fees 36.24

Gen Svehla Law Offices Attorney Fees 4,687.50

Gen Tarr, Patrick Reimbursement 36.67

Gen Time Warner Cable Internet Service 274.91

Gen US Foods- Grand Island Board of Prisoners 1,461.72

Visit Promo USA Outdoor II, LLC Media- Ads 415.00

Gen, Rd Verizon Wireless Services, LLC Telephone Service 674.92

Rd, Visit Promo Village of Bradshaw Electricity/Grants 1,014.81

Rd Village of McCool Junction Water/Sewer 48.75

Fd Dr Lw Watchguard Video Misc. 5,900.00

Gen Williams, Eric J, Attorney Fees 1,757.50

Gen, Rd Windstream Communications Telephone Service 1,241.14

911 Emrgcy Windstream XETA Technologies Telephone Service 440.00

Gen, Rd York Ace Hardware Building & Grounds 66.65

Gen, Visit Pro York Area Chamber of Commerce Misc./Grants 4,311.00

Aging York Area Senior Center Monthly Payment 280.00

Visit Promo York County Ag Society Grants 750.00

Visit Promo York County Development Corp. Postage/Dues/Misc. 1,782.47

Gen York County District Court Court Costs 717.00

Gen York County Highway Dept. Machinery & Equip. 3,737.23

Gen York County Sheriff Court Costs 1,328.98

Visit Promo York News Times Print & Publish 181.29

Gen,

Emrgcy Mngt York Printing Company, LLC Office Supplies 488.74

**INTERFUND TRANSFERS:**

There were no Interfund Transfers at this time.

Moved by Obermier, seconded by Buller, to authorize the Chairman of the Board to sign the Clerk of the District Court Subaward between the Nebraska Department of Health and Human Services and York County, roll call, yeas, Obermier, Buller, Bulgrin Bamesberger and Sikes, nays none, motion carried.

Moved by Bulgrin, seconded by Buller, to authorize the Chairman to sign the Continuum Employee Assistance, Training, Consulting, Services, to offer these benefits to York County Employees, the annual fee in the amount of $2,700.00, should come out of the Miscellaneous General Fund, roll call, yeas; Bulgrin, Buller, Bamesberger, Obermier and Sikes, nays none, motion carried.

Moved by Bamesberger, seconded by Obermier, to authorize Harvey Keim, Highway Superintendent to proceed with the road and bridge, road bond, roll call, yeas, Bamesberger, Obermier, Buller, Bulgrin and Sikes, nays none, motion carried.

A Public Hearing was held at 9:00 a.m. as published in the York News Times on August 21 & 31, 2019 and September 5, 2019 to hear support, criticism, suggestions or observations relating to the Transit Building. Present at the hearing were: County Commissioners Bulgrin, Bamesberger, Obermier, Sikes and Buller. Melanie Wilkinson, correspondent for the York News Times, Chris Johnson, York County Attorney and Kelly Turner, York County Clerk

Willard Peterson, President of the Area on Aging Board, spoke on this issue.

The Public Hearing was closed at 9:15 a.m.

Laura McDougall, Director of Four Corners Health Department, met with the Board with updates.

A Public Hearing was held at 9:30 a.m. as published in the York News Times on September 3, 2019 to hear support, criticism, suggestions or observations relating to the proposed 2019-2020 budget. Present at the hearing were: County Commissioners Bulgrin, Bamesberger, Obermier, Sikes and Buller. Melanie Wilkinson, correspondent for the York News Times, Chris Johnson, York County Attorney and Kelly Turner, York County Clerk

Willard Peterson, spoke in favor of the Library Funds and Road and Bridge Funds

The Public Hearing was closed at 9:32 a.m.

Bill Bamesberger and Randy Obermier, reviewed the proposed budget with those in attendance.

Moved by Bulgrin, seconded by Obermier, to adopt Resolution #19-45 to approve Adoption and Appropriations, roll call, yeas: Bulgrin, Obermier, Bamesberger, Buller and Sikes, nays none, motion carried.

Resolution 19-45

YORK COUNTY

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2019, to June 30, 2020, prepared by the Budget Making Authority, was transmitted to the County Board on the 10th day of September, 2019.

NOW, THEREFORE, BE IT RESOLVED, by the Board of COMMISSIONERS of York County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2019, to June 30, 2020, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for York County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2019, and ending June 30, 2020.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

DATED this 10th day of September, 2019

Moved by Obermier, seconded by Bamesberger, to adopt Resolution #19-46 to approve the budget for 2019-2020 as presented, and set the levy at .223499, roll call: yeas, Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

RESOLUTION NO. 19-46

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of York County, Nebraska passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of York County, Nebraska, resolves that:

1. The 2019-2020 property tax request be set at $7,559,262.32.
2. The total assessed value of property differs from last year’s total assessed value by -2%.

3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be $.207822 per $100 of assessed value.

4. The York County, proposes to adopt a property tax request that will cause its tax rate to be $.223499 per $100 of assessed value.

5. Based on the proposed property tax request and changes in other revenue, the total operating budget of York County, will exceed last year’s by 8%.

6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2019.

Motion by Obermier, seconded by Bamesberger, to adopt Resolution #19-46. Voting yes was Obermier, Bamesberger, Buller, Bulgrin and Sikes. Voting no was none.

DATED this 10th day of September, 2019

Moved by Bamesberger, seconded by Bulgrin, to deny the University of Nebraska Cooperative Extension Division and York County Supplement to the Interlocal Agreement, roll call, yeas, Bamesberger, Bulgrin and Sikes, nays Buller and Obermier, motion carried.

A Public Hearing was held at 10:00 a.m. as published in the York News Times on August 28, 2019 to hear support, criticism, suggestions or observations relating conditional use zoning permit for a proposed livestock confinement facility, applies for by Hirschfeld Family Farms, Inc and located in the NW ¼ of 17-12-3. Present at the hearing were: County Commissioners Bulgrin, Bamesberger, Obermier, Sikes and Buller. Melanie Wilkinson, correspondent for the York News Times, Benjamin Dennis Deputy County Attorney, Chris Johnson, County Attorney and Kelly Turner, York County Clerk

Steve Vossman, Chad Hirschfeld, Andy Scholting, Jessica Kolterman and Lisa Hurley all spoke and are in favor of the Livestock Confinement Facility.

The Public Hearing was closed at 10:22 a.m.

Moved by Bulgrin, seconded by Buller, to approve the conditional use zoning permit for a proposed livestock confinement facility, applies for by Hirschfeld Family Farms, Inc and located in the NW ¼ of 17-12-3, roll call, yeas; Bulgrin, Buller, Bamesberger, Obermier and Sikes, nays none, motion carried.

Moved by Bamesberger, seconded by Bulgrin, to authorize the chairman to sign a letter to the Nebraska Department of Labor Beatrice Workforce Development and Vocational Rehab, about relocating their office out of the Courthouse, roll call, yeas, Bamesberger, Bulgrin, Buller, Obermier and Sikes, nays none, motion carried.

Moved by Bulgrin, seconded by Obermier, to approve to hold a public hearing at the next board meeting September 24, 2019, to apply for funds to purchase computers for the Public Transportation Office, roll call, yeas, Bulgrin, Obermier, Bamesberger, Buller and Sikes, nays none, motion carried.

Moved by Obermier, seconded by Bamesberger, to adopt Resolution #19-47 Outlining the following dates to Distributions of Transfer monies to the Area on Aging Department, from the Inheritance Tax Fund, the total amount to transfer is $81,000.00 and Outlining the following dates to Distributions of Transfer monies to the Road Department, from the County General Fund, the total amount to transfer is $2,302,813.58, roll call, yeas; Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

Resolution #19-47

WHEREAS, the York County Budget Committee has presented to the York County Board of Commissioners on September 10, 2019, outlining for distribution of dates and transfer monies to the Area on Aging, and Road Department, and

WHEREAS, the budget committee set $81,000.00 total contribution to the Area on Aging budget, and

WHEREAS, the budget committee set $2,302,813.58 total contribution to the Road Department budget, and

WHEREAS, the Treasurer has disbursed $447,847.79 to the Road Department for the Months of July and August, and

WHEREAS, the County Board of York County have issued the Treasurer to use the dates and transfer monies that were brought forth, and

NOW THEREFORE BE IT RESOLVED, that the County Treasurer of York County is hereby directed to issue to the Area on Aging Department, and the Road Department, the outlining distributions of transfer monies on the following dates,

**AREA ON AGING**

September 2019 $,20,250 .00

November 2019 $,20,250 .00

February 2020 $,20,250.00

May 2020 $ 20,250.00

Total Contribution of $ 81,000.00

**ROAD DEPARTMENT**

July 2019 $ 223,923.89

August 2019 $ 223,923.89

September 2019 $ 185,496.58

October 2019 $ 185,496.58

November 2019 $ 185,496.58

December 2019 $ 185,496.58

January 2020 $ 185,496.58

February 2020 $ 185,496.58

March 2020 $ 185,496.58

April 2020 $ 185,496.58

May 2020 $ 185,496.58

June 2020 $ 185,496.58

Total Contribution of $ 2,302,813.58

Dated this 10th day of September, 2019

Moved by Bulgrin, seconded by Sikes, to go into executive session at 11:09 a.m., to prevent needless injury to an individual, also present was, Amanda Ring, Deputy County Clerk, Chris Johnson, County Attorney, Benjamin Dennis, Deputy County Attorney, David Michel, Public Defender, Patrick Tarr, Deputy Public Defender, Leila Luft, Communications Director, Nick Wollenburg, Veterans Service Officer and Harvey Keim, Highway Superintendent, roll call: yeas; Bulgrin, Sikes, Obermier, Bamesberger and Buller, nays, none; motion carried.

Moved by Bamesberger, seconded by Bulgrin, to come out of executive session at 11:42 a.m. which no action was taken; roll call: yeas; Bamesberger, Bulgrin, Buller, Obermier and Sikes, nays, none; motion carried.

**ADDITION AND REMODELING**

There was no action on the Addition and Remodeling.

Committee reports were given.

The Chairman declared the meeting adjourned at 11:55 a.m. The next meeting will be held September 24, 2019 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

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Jack Sikes, Chairman Kelly Turner, County Clerk

York County Board of Commissioners York, Nebraska