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.

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Kurt Bulgrin, Chairman Cynthia D. Heine, County Clerk

York County Board of Commissioners York, Nebraska