The York County Board of Commissioners met according to law on Tuesday, October 24, 2017 at 8:30 a.m. as per notice in the York News Times on October 19, 2017, with Chairman Jack Sikes presiding, with Kurt Bulgrin, Randy Obermier, Paul Buller and Bill Bamesberger. Also present at the meeting was Melanie Wilkinson, correspondent for the York News Times, Luke Fochtman, correspondent for KAWL radio, Christopher Johnson, County Attorney 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.

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 Bamesberger, seconded by Buller, to approve the minutes of the October 10, 2017, Board of Commissioners meeting; roll call: yeas, Bamesberger, Buller, Bulgrin, Obermier and Sikes, nays, none; motion carried.

Moved by Obermier, seconded by Bulgrin, to adopt the agenda for Tuesday, October 24, 2017, roll call: yeas; Obermier, Bulgrin, Buller, Bamesberger and Sikes, nays, none; motion carried.

Brenda Scavo, York County Treasurer, met with the Board with concerns about the security in the Courthouse.

Willard Peterson, met with the Board to have a scheduled time on the Agenda to read a book from the Little Library to the Commissioners

Moved by Bulgrin, seconded by Obermier, to go into executive session at 8:47 a.m.; to prevent needless injury to an individual, also present was Dena Bushnell, General Assistance Director and, Christopher Johnson County Attorney, roll call: yeas; Bulgrin, Obermier, Bamesberger, Buller and Sikes; nays, none; motion carried.

Moved by Bulgrin, seconded by Obermier, to come out of executive session at 9:11 a.m. which no action was taken; roll call: yeas; Bulgrin, Obermier, Bamesberger, Buller and Sikes; nays, none; motion carried.

Moved by Obermier, Seconded by Bamesberger to sign the application to lock in rates for the County Health Insurance, roll call, yeas; Obermier, Bamesberger, Buller Bulgrin and Sikes, nays none, motion carried.

A Public Hearing was held at 9:30 a.m. as published in the York News Times on October 10, 2017 to hear support, criticism, suggestions or observations relating to conditional use Zoning Permit application to allow more than one dwelling in the same quarter quarter section, applied for by, Russell and Mary Plock, located in the SE ¼ SW ¼ of 4-9-2W.

Proof of publication was available. Present at the hearing were Commissioners Bamesberger, Buller, Bulgrin, Obermier, and Sikes; Melanie Wilkinson for the News Times, Luke Fochtman, for KAWL radio, Clerk Kelly Turner, Benjamin Dennis, Zoning Administrator, Christopher Johnson, York County Attorney and Russell Plock.

Benjamin Dennis and Russell Plock spoke on the application to allow more than one dwelling in the same quarter quarter section.

The public hearing was closed at 9:50 a.m.

Moved by Buller, seconded by Bamesberger, to approve the application to allow more than one dwelling in the same quarter quarter section, located in the SE 1/4 SW ¼ of 4-9-2W. with the conditions of only two (2) dwellings on this property, roll call, yeas; Buller, Bamesberger, Obermier, Bulgrin and Sikes, nays none motion carried.

A Public Hearing was held at 9:51 a.m. as published in the York News Times on October 10, 2017 to hear support, criticism, suggestions or observations relating to a conditional use zoning permit application to allow a commercial fertilizer storage building in the general agricultural zoning district, applied by Peter Grobler, located in the NE ¼ of the NE ¼ of 14-11-2W

Proof of publication was available. Present at the hearing were Commissioners Bamesberger, Buller, Bulgrin, Obermier, and Sikes; Melanie Wilkinson for the News Times, Luke Fochtman, for KAWL radio, Clerk Kelly Turner, Benjamin Dennis, Zoning Administrator, Christopher Johnson, York County Attorney and Peter Grobler.

Benjamin Dennis and Peter Grobler spoke on the permit to build a commercial fertilizer storage building.

The public hearing was closed at 9:55 a.m.

Moved by Obermier, seconded by Buller, to approve the application to allow a commercial fertilizer storage building in the general agricultural zoning district, located in the NE ¼ of the NE ¼ of 14-11-2W, roll call, yeas; Obermier, Buller, Bulgrin, Bamesberger and Sikes, nays none motion carried.

Moved by Bamesberger, seconded by Bulgrin to authorize the Chairman to sign the Interlocal Agreement for Cooperative All-Hazards Mitigation Planning Effort. Interlocal Agreement is made and entered into by and between Hamilton County, Seward County and York County, and the Upper Big Blue Natural Resources District, Lower Platte South Natural Resources District and Central Platte Natural Resources District, all political subdivisions of the State of Nebraska, roll call; yeas, Bamesberger, Bulgrin, Buller, Obermier and Sikes, nays none, motion carried.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Bulgrin, seconded by Obermier, to approve the payroll in the amount of $165,391.50 and vendor claims, roll call; yeas, Bulgrin, Obermier, Bamesberger, Buller and Sikes; nays; none; motion carried.

**Fund Name Description Total**

General Angle, Murphy & Campbell, PC, LLC Special Fees 859.49

Road Baum Hydraulics Corp Equipment Repair 120.63

General Blue Cross Blue Shield of NE Cobra 804.36

General Blue Knight Security, Inc. Security Contract 672.00

General Bredenkamp, Patricia Retirement 10.00

General Business Brokers Corporation Probation Costs 3,044.26

Aging Cash-Wa Distributing Co. Health Promotion 41.14

General City Directory, Inc. Office Supplies 155.00

General City of Henderson Sheriff Costs 5,000.00

Road Comfort Inn Lodging 89.95

General Cornerstone Bank Bizconnect Fee 45.00

Road Cornhusker Cleaning Systems Inc. Shop Supplies 50.88

General, Aging,

Rd, Fed Drug Corporate Payment Systems Monthly Payment 1,013.97

Road Cross-Dillon Tire Tire Repair 35.00

General Cuda, Sharon Retirement 10.00

General Douglas County Treasurer Autopsy Costs 250.00

General, Aging Eakes Office Plus Office Supplies 1,739.89

Road Fastenal Industrial & Const Supply Equip Repair/Supplies 39.11

General Fillman Law Offices Court Costs 4,820.00

General, Aging Grand Central Foods Prisoners/Health Promo 3,144.65

General, Rd Great Plains Pest Management Agreement/Supplies 284.00

General Hamilton County Sheriff Board of Prisoners 2,565.00

General Hecht, Harry Retirement 16.00

Visit Promo Henderson Chamber of Commerce Grants 440.67

General Hitz Towing, Inc. Fuel 100.00

General Hobart Sales & Service Equipment 163.27

General Holiday Inn – Kearney Lodging 299.85

General Home Care Plus Medical-Prisoners 88.00

General Hometown Leasing Equipment Rental 58.24

General Hy-Tec Auto Service Fuel 741.82

Road Island Supply Company, The Equipment Repair 847.89

General Jackson Services Inc. Maintenance Agreement 137.50

General Jensen Lumber Company Grounds Repair 78.57

Road Johnson Sand & Gravel Co, Inc. Gravel & Royalty 10,746.15

Road Johnson Trucking Miscellaneous 74.13

Road Kerford Limestone Company Rock 16,552.85

Road King’s Glass Equipment Repair 587.54

Road Kliewer Oil Acct, Dennis Fuel 803.34

General Kopchos Sanitation, Inc. Garbage 202.00

General Lichti’s Inc. Equipment 559.95

Road Medical Enterprises, Inc. Safety Equipment 31.00

General Microfilm Imaging Systems, Inc. Data Processing 184.00

Road Miller Seed & Supply Co., Inc. Equipment Rental 952.80

General Mogul’s Transmission, Inc. Fuel 683.51

General National Pen Company Office Supplies 64.50

State Institute NE Health and Human Services Monthly Payment 270.00

Road NE Truck Center, Inc. Equipment Repair 143.30

General North Office Supply Office Supplies 138.07

Road O’Reilly Auto Parts Equip Repair/Supplies 393.64

Hwy Buyback Oak Creek Engineering, LLC Engineering 4,531.26

Road OfficeNet Office Supplies/Equip 69.31

General Ouren, William Autopsy Costs 75.00

Road Overland Sand & Gravel Company Gravel & Royalty 40,974.29

General Perennial Public Power District Electricity 14.74

General Phoenix Supply, LLC Equipment 134.82

Road Pieper Plumbing & Well Drilling Inc. Building & Ground 385.40

Road Platte Valley Communications, Inc. Radio Equipment Repair 83.88

General Police Officers’ Assoc. of NE Equipment 87.50

Road Power Service Inc. Shop Supplies 24.50

Road Rasmussen Auto Parts Equip Repair/Supplies/Tools 330.38

Road RDO Truck Center Co. Equipment Repair 75.67

General Reetz, Melvin Retirement 12.00

General Region V Services Mental Retardation 6,081.00

General,

State Institute Region V Systems Mental Health 8,951.50

General RR Donnelley Sheriff Costs 66.76

General Seward County Attorney Special Fees 166.25

Emerg Mgmnt Seward County Courthouse Gary Petersen 4,016.32

General Seward County Detention Center Board of Prisoners 4,810.00

Road Shur-Co, LLC Equipment Repair 124.50

General Solutions, Inc. Maintenance 1,500.00

Inherit Tax Southeast Nebraska Development Dist SE NE Develop 1,032.00

General Stahr & Associates Contractual Services 200.00

General State of NE/DAS Central Finance Equip Rental/Data Processing 115.88

General Stephens Law Offices, PC, LLO Court Costs 4,167.49

General Supply Works Janitorial Supplies 1,021.59

Drug Law Susteen, Inc. Miscellaneous 995.00

General Thompson Co., The Board of Prisoners 852.80

General Thomson Reuters/West Payment Center Legal Fees-Westlaw 2,750.01

General Trans Union Risk and Alternative Equipment 110.25

Road Troester Basin Farm, Inc. Miscellaneous 1,405.92

General Urgent Care of York Medical-Prisoners 301.00

General Verizon Wireless Services LLC Telephone Service 280.07

General Walgreen Company Medical-Prisoners 1,504.46

Road Weldon Industries, Inc. Equipment Repair 970.30

General, 911

Emerg Mgmnt Windstream Communications Telephone Services 2,096.83

General York Ace Hardware Equipment 225.37

General York County Court Court Costs 2,630.75

General York County Highway Dept. Fuel 1,953.59

General York County Sheriff Court Costs/Fees/Misc. 1,988.65

General York Dental Associates, P.C. Medical-Prisoners 325.00

Road York Equipment, Inc. Equipment Repair/Tools 1,897.56

General, Rd York General Hospital Medical-Prisoners/Equip 1,426.91

General York News Times Printing & Publication 303.00

General York Surgical Associates Medical-Prisoners 740.00

**INTERFUND TRANSFERS:**

There were no Interfund Transfers at this time.

Moved by Bamesberger, seconded by Obermier, to adopt Resolution #17-41, the County Board of York County hereby authorizes the County Board Chair to sign an agreement with the State of Nebraska, Department of Transportation and the BNSF Railway Company for the installation of flashing light signals and gates and cantilevers with constant warning circuitry on Road J and BNSF Railway Company DOT. NO. 083425S, roll call, yeas; Bamesberger, Obermier and Sikes, nays Buller and Bulgrin, motion carried.

**RESOLUTION #17-41**

WHEREAS, the County Board of York County, the BNSF Railway Company and the State of Nebraska intend to make improvements to a railway grade crossing, located on Road J, in York County at DOT No 083425S.

WHEREAS, the parties have provided for the terms and conditions for making those improvements in a Supplemental Agreement.

WHEREAS, the County of York wishes to enter into this three- party agreement.

NOW, THEREFORE, BE IT RESOLVED, the County Board of York County hereby authorizes the County Board Chair to sign an agreement with the State of Nebraska, Department of Transportation and the BNSF Railway Company for the installation of flashing light signals and gates and cantilevers with constant warning circuitry on Road J at BNSF Railway Company DOT No. 083425S.

NDOR Project Number: RRX-NFG-93 (12)

NDOR Control Number 42855

NDOR Project Description: York West

Dated this 24TH day of October, 2017.

Moved by Obermier, seconded by Bamesberger, to adopt Resolution # 17-42, the York County Board hereby extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2018 through June 30, 2021. York County has previously entered into Intergovernmental/Interlocal Agreements with various other Nebraska Counties and other public agencies to form a participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMAII) as authorized by the Intergovernmental Risk Management Act and the Interlocal Cooperation Act, roll call, yeas; Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

**RESOLUTION #17-42**

**FOR AMENDMENT AND ADDENDUM TO NIRMA/NIRMA II INTERGOVERNMENTAL/INTERLOCAL AGREEMENTS**

**WHEREAS,** York County has previously entered into Intergovernmental/Interlocal Agreement with various other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Management Act (Neb.Rev.Stat. 44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb rev. stat 13-801 et seq); and

**WHEREAS,** Counties and other Public Agencies as defined in Neb Rev.Stat 44-4303 are allowed to participate in said cooperative undertakings; and

**WHEREAS,** the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

**WHEREAS,** NIRMA and NIRMA II have provided coverages to the County in a cost effective way which meet and exceed that provided by standard insurance carriers; and

**WHEREAS**, NIRMA and NIRMA II provide risk management services such as loss prevention safety audits, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

**WHEREAS,** these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

**WHEREAS,** the current Intergovernmental/Interlocal Agreements will expire on June 30, 2018 and

**NOW, THEREFORE, BE IT RESOLVED,** that the York County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2018 through June 30, 2021; and
2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreement readopted by and incorporated herein by this reference as amended

Dated this 24th day of October, 2017.

Bre Goban, with York County Development Corporation, Jim Green, with the Village of McCool and Three (3) York College Students, met with the Board to talk about upgrading and adding additional cross walks surrounding the McCool Junction School.

Paul Buller excused himself at 10:30 a.m.

Moved by Bulgrin, seconded by Obermier, to have a surplus auction on November 21, 2017, in the basement of the Courthouse, what is not sold to be recycled or destroyed, roll call, yeas; Bulgrin, Obermier, Bamesberger and Sikes, nays none, Buller absent, motion carried.

Moved by Obermier, seconded by Bulgrin, to go into executive session at 10:37 a.m.; to prevent needless injury to an individual, also present was Dena Bushnell, General Assistance Director and, Christopher Johnson County Attorney, roll call: yeas; Obermier, Bulgrin, Bamesberger, and Sikes; nays, none; Buller absent, motion carried.

Moved by Obermier, seconded by Bamesberger, to come out of executive session at 10:49 a.m. which no action was taken; roll call: yeas; Obermier, Bamesberger, Bulgrin, and Sikes; nays, none; Buller absent, motion carried.

**GENERAL ASSISTANCE**

Moved by Bamesberger, seconded by Bulgrin, to approve General Assistance Case #17-8 for Surgery Prepay in the amount of $1,273.74 roll call, yeas; Bamesberger, Bulgrin, Obermier and Sikes, nays none, Buller absent, motion carried.

The Board discussed the expansion of the Courthouse.

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

County Clerk, September 2017 $22,538.00

District Court September 2017 $3,182.01

Sheriff September 2017 $4,946.26

County Treasurer – Fund Balances as of September 30, 2017

0100 General $1,179,217.52

0300 Roads $771,973.90

0650 Highway Buyback Fund 296,526.05

0676 Juvenile Diversion $2,513.72

0985 Child Support Enforcement Cty Atty $31,938.27

0990 Visitors Promotion $54,760.21

0995 Co Visitors Impr Fund $241,308.78

1100 Reappraisal $112,818.50

1150 ROD Preservation Fund $31,558.31

1200 Employment Security $36,143.37

1300 Area on Aging $12,011.61

1500 Relief & Medical $15,291.67

1700 State Institutions $13,717.11

1900 Veterans Aid Fund $28,497.22

2200 Busy Wheels $11,059.91

2355 STOP $11,130.83

2360 York Co Drug Fund $14,358.10

2410 Federal Drug Law Enf $42,967.10

2411 Federal Drug Law Cty Att $11,456.83

2601 Debt Service $387,821.98

2700 Inheritance Tax $4,074,920.56

2910 911 Emergency Mgmnt $169,400.48

2913 911 Wireless Serv $37,475.30

2914 911 Wireless Serv Holding $211,851.13

2915 Emergency Mgmt $58,829.16

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

4000 Counrthouse $.38

5400 Noxious Weed Dist $.00

5502 Ambulance $73,478.93

Committee reports were given.

The Chairman declared the meeting adjourned at 11:21 a.m. The next meeting will be held November 7, 2017 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