The York County Board of Commissioners met according to law on Tuesday, February 5, 2013 at 8:30 a.m. as per notice in the York News Times on January 31, 2013, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Tom Shellington, Paul Buller and Jack Sikes. Also present at the meeting was 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.

Bulgrin 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 Shellington, seconded by Buller to approve the minutes of the January 22, 2013, Board of Commissioners meeting; roll call: yeas, Shellington, Buller, Sikes, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Bamesberger to approve the agenda as presented; roll call: yeas, Shellington, Bamesberger, Buller, Sikes and Bulgrin; nays, none; motion carried.

**GENERAL ASSISTANCE:**

There were no General Assistance claims to come before the Board.

**INTERFUND TRANSFERS:**

Moved by Bamesberger, seconded by Sikes to adopt Resolution #13-06 transferring $400,000.00 from the Inheritance Tax Fund to the Road Department Fund to be repaid when funds will allow; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

**RESOLUTION #13-06**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 5th day of February 2013, to discuss and act on an emergency created in the funds available in the Road Department Fund to operate until the end of the fiscal year which will be completed on June 30, 2013; 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 $400,000.00 will be required to complete the obligations of this fund for the fiscal year ending June 30, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the York County Board of Commissioners hereby finds and declares that an emergency exists in the Road Department Fund budget and hereby appropriates from the Inheritance Tax Fund the sum of $400,000.00 for the Road Department Fund for the remainder of the fiscal year ending June 30, 2013 for payment of claims. Such funds are to be reimbursed to the Inheritance Tax Fund when monies become available.

DATED this 5th day of February, 2013

Moved by Bamesberger, seconded by Sikes to go into Executive Session at 8:38 a.m. for the protection of the public interest; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried. Chairman Bulgrin restated the motion.

Moved by Buller, seconded by Shellington to come out of Executive Session at 8:55 a.m. where no action took place; roll call: yeas, Buller, Shellington, Sikes, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Bamesberger, seconded by Buller to take emergency action and amend the agenda to authorize the Chairman to sign an agreement for services with Vincent Valentino regarding union matters; roll call: yeas, Bamesberger, Buller, Shellington, Sikes and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Sikes to authorize the Chairman to sign the agreement for legal services with Vincent Valentino regarding union negotiations with the county; roll call: yeas, Shellington, Sikes, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Gary Petersen, Emergency Manager met with the Board to update them and review the Hazardous Weather Operations Plan. The plan addresses the following items: (a) Definitions (b) Severe Weather Information Reception (c) Warning Dissemination/Notification (d) EOC Activation Criteria/Procedures (e) Storm Spotter Training/Training Records

(f) Spotter Activation Criteria/Reporting Procedures (g) Annual Exercise/Training and Community Involvement.

Moved by Sikes, seconded by Bamesberger to authorize the Chairman to sign the Hazardous Weather Operations Plan for York County under The York County Emergency Management Agency; roll call: yeas, Sikes, Bamesberger, Buller, Shellington and Bulgrin; nays, none; motion carried.

The Board reviewed the members on the County Safety Committee with the Emergency Manager and determined that due to his position, he should be included on the committee.

Moved by Buller, seconded by Sikes to appoint Gary Petersen to the County Safety Committee for 2013; roll call: yeas, Buller, Sikes, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Mitch Doht, Highway Superintendent updated the Board on various Road Department issues.

Moved by Bamesberger, seconded by Shellington to approve bond drawdown #11 payable to M.E. Collins Contracting Co. Inc., in the amount of $3,413.00; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried.

Lori Byers, York County Aging Coordinator informed the Board of the possible changes to the State Public Transportation Program for the state’s rural areas. She requested that the Board forward a letter to the NDOR stating the importance of the funding received.

Moved by Buller, seconded by Sikes to direct the Chairman to sign the letter drafted to the States Public Transportation Engineer regarding the County’s opposition to the implementation of a minimum fare box recovery of 10% of operating costs; roll call: yeas, Buller, Sikes, Bamesberger, Shellington and Bulgrin; nays, none; motion carried.

Tammy Stuhr, Extension Educator for UN-L Extension/4H Youth Development, along with 4-H’ers Leon Linhart, Ann Wilton, Nicole Mittman and Hailee Pohl spoke with the Board. They are asking the Board to issue a Proclamation proclaiming February 2013 as Nebraska 4-H Month.

Moved by Shellington, seconded by Bamesberger to authorize the Chairman to sign the Proclamation designating February, Nebraska 4-H Month; roll call: yeas, Shellington, Bamesberger, Buller, Sikes and Bulgrin; nays, none; motion carried.

**PROCLAMATION**

**WHEREAS,** 4-H youth across the nation are leading efforts to solve problems in their communities and make a difference for their futures.

**WHEREAS,** 4-H is one of the largest youth development organizations in Nebraska and the largest in the nation with six million young people.

**WHEREAS,** 4-H in Nebraska claims 135,000 youth members and 15,000 youth and adult volunteers, while York County 4-H program numbers more than 300 members and many youth and adult volunteers.

**WHEREAS,** 4-H as part of the University of Nebraska-Lincoln Extension system is a program where youth learn through opportunities that provide them hands-on experiences in 4-H’s mission mandates of science, engineering and technology; healthy living; and citizenship

**WHEREAS,** 4-H has connected youth and their communities with the innovative research and resources from our nation’s 106 land-grant universities and colleges for more than 100 years;

**NOW, THEREFORE, I,** Kurt J. Bulgrin, Chairman of the York County Board, do hereby proclaim the month of February 2013, as Nebraska 4-H Month in York County. I urge the people of this community to take advantage of the opportunity to become more aware of this special program that enhances our young people’s interests in their futures as part of York County 4-H Youth Development and to join us in recognizing the unique partnership between our county and the University of Nebraska-Lincoln.

Dated this 5th day of February, 2013.

The Board recessed at 10:00 a.m.

The Board reconvened at 10:44 a.m.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Bamesberger, seconded by Shellington to approve payroll in the amount of $133,903.37 and vendor claims as presented; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried.

**Fund Name Description Total**

Gen A. Rifkin Company Voting Supplies 59.04

Rd Ace Machine Shop & Sales Inc. Repair Parts 637.78

Gen Antelope County Sheriff Court Costs 19.00

Gen Dean Arkfeld Witness Fees 130.74

Rd Baum Hydraulics Corp Shop Supplies 56.95

Gen Big Red Printing Office Supplies 135.97

Gen, Rd Black Hills Energy Heating Fuels 4,565.17

Gen Blue Knight Security, Inc. Security Contract 1,152.00

Gen Douglas Branz Witness Fees 40.00

Gen Centre Place Dental, P.C. Medical-Prisoners 298.00

Rd Ila Chapman Uniform Allowance 50.00

Ambulance City of Henderson Budget 12-13 6,000.00

Gen Clerk of the Supreme Court Office Supplies 425.00

Gen Connecting Point Computer Center Timeclock Repair 85.00

Rd Cornhusker Cleaning Systems Inc. Shop Supplies 43.56

Gen Crossroads Fuel Stop Fuel 107.56

Gen Culligan Water Building Supplies 457.75

Gen Dell Marketing L.P. Office Supplies 164.28

Weed Doug Deprez Reimbursement 6.46

Gen Des Moines Stamp Mfg Co. Office Supplies 14.30

Gen Mark Dey Witness Fees 44.86

Rd Mitch Doht Reimbursement 42.74

Gen Douglas County Treasurer Coroner/Autopsy Costs 250.00

Gen, Rd,

Visitors Prom,

Relief, Sheriff Eakes Office Plus Office Supplies 1,863.05

Rd Farm Plan Repair Parts 1,152.77

Rd Fastenal Industrial & Const Supply Shop Supplies 424.19

Gen Fillmore County Sheriff Court Costs 19.77

Gen First Concord Benefits Group, LLC Insurance 856.79

Gen Galls Safety Equipment 115.50

Emer Mgnt Gempler’s Supplies 229.45

Rd General Fire & Safety Equipment Safety Equipment 51.50

Sheriff Josh Gillespie Reimbursement 1,266.37

Rd Grafton Service Repair Parts 150.00

Gen Hall County Sheriff Court Costs 22.76

Gen Hamilton County Sheriff Court Costs 18.50

Gen Suzanne Haney Witness Fees 259.22

Gen Henry Hansen Witness Fees 20.00

Rd Husker Steel Guard Posts 936.00

Gen Jackson Services Inc. Maintenance Agreement 85.00

Rd Jensen Lumber Company Shop Supplies 132.88

Gen JM Monograms, Inc. Uniform Allowance 63.80

Rd Johnson Sand & Gravel Co. Inc. Gravel 1,675.80

Rd Kerford Limestone Company Rock 4,294.29

Rd Kimball Midwest Repair Parts 129.88

Gen Jo Kinberg Witness Fees 186.90

Gen Eileen Krumbach Mileage 56.50

Visitors Prom The Lamar Companies Media-Advertising 470.00

Gen Lancaster County Sheriff Court Costs 68.94

Gen Latimer Reporting Court Costs 228.20

Rd Lyle Signs, Inc. Signs & Posts 92.69

Gen Mailfinance Inc. Office Equip 840.21

Gen Mary Lanning Memorial Hospital Medical-Prisoners 148.79

Rd Matheson Tri-Gas, Inc. Repair Parts 205.67

Rd Mead Lumber & Rental – York Guard Posts 30.00

Rd Menards Shop Tools 599.92

Gen Metz Mortuary Coroner/Autopsy Costs 200.00

Gen Mid America First Call, Inc. Coroner/Autopsy Costs 274.50

Rd Midwest Machinery & Supply Co. Guard Posts 92.50

Gen Robert Miller Witness Fees 83.28

Rd Tom Mommens Reimbursement 9.00

Gen Moore Medical, LLC Medical-Prisoners 125.84

Rd Moses Motor Co. Repair Parts 315.74

Rd National Safety Council Safety Equipment 578.73

Gen Ne Assoc of County Officials Registration 40.00

Rd Ne Assoc of Highway Superintendents Dues 200.00

Gen Ne Lablinc Medical-Prisoners 187.38

Gen Ne Public Health Environmental Lab Drug & Alcohol Tests 196.00

Gen Ne Public Power District Electricity 3,412.37

Gen Ne Spine Center L.L.P. Court Costs 28.00

Rd Ne Truck & Equipment Co. Inc. Repair Parts 149.45

Weed Ne Weed Control Registration 85.00

Rd Nebraskaland Glass Building Repair 55.00

Gen Roy L. Nickels Witness Fees 44.86

Gen NIRMA Misc Fees 1,155.75

Rd NMC Exchange LLC Repair Parts/Labor 6,706.82

Gen Northeast Ne Juvenile Service Juvenile Care Costs 4,112.50

Gen O’Keefe Elevator Company, Inc. Maintenance Agreement 370.65

Rd O’Reilly Auto Parts Repair Parts 94.47

Rd Orscheln Farm & Home Shop Tools 95.01

Gen, Visitors

Prom Perennial Public Power Electricity 146.35

Emer Mgnt Pinnacle Bank/Visa Supplies 850.98

Rd Platte Valley Communications Radio Equip 285.00

Rd Power Plan Repair Parts 3,438.77

Gen Quartermaster Uniform Allowance 55.32

Rd Rasmussen Auto Parts Repair Parts 34.55

Gen Ronco Plumbing Building Maintenance 89.74

Gen Kassandra Roper Witness Fees 263.40

Gen Michael Ryan Jr. Witness Fees 20.00

Rd Sahling Kenworth Inc. Repair Parts 97.63

Rd Sapp Bros. Petroleum, Inc. Repair Parts 51.42

Visitors Prom Bob Sautter Mileage 105.53

Rd Standard Battery, Inc. Repair Parts 331.80

Gen State of Ne Das Communications Equip Rental 448.00

Gen State of Ne Dist #5 Probation Budget 12-13 684.58

Gen Todd Stuckey Witness Fees 40.00

Gen Time Warner Cable Subscription 80.99

Gen US Post Office Postage 33.00

Visitors Prom USA Outdoor II, LLC Media-Advertising 360.00

Gen Janet Veleba Mileage 68.59

Gen, Rd Verizon Wireless Services LLC Telephone Service 389.21

Rd Weldon Industries, Inc. Repair Parts 149.45

Rd York Ace Hardware Repair Parts 123.16

Visitors Imprv York Community Foundation Grant 75,000.00

Gen York County Court Court Costs 1,028.00

Gen York County Sheriff Unpaid December 3,629.12

Gen York County Treasurer Westlaw Dues 4,335.52

Gen York News-Times Publication 142.47

Gen York Printing Company, LLC Office Supplies 7.60

Gen Zee Medical Service Medical-Prisoners 42.05

Sharilyn Steube, Clerk of the District Court submitted her January, 2013 fee report in the amount of $1,850.75. The report was reviewed and placed on file.

Committee reports were given.

The Chairman declared the meeting adjourned at 11:03 a.m. The next meeting will be held February 19, 2013 at 8:30 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