The York County Board of Commissioners met according to law on Tuesday, June 20, 2017 at 8:30 a.m. as per notice in the York News Times on June 15, 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 the KAWL radio 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 Bulgrin, to approve the minutes of the June 6, 2017, Board of Commissioners meeting; roll call: yeas, Bamesberger, Bulgrin, Buller, Obermier and Sikes; nays, none; motion carried.

Moved by Bulgrin, seconded by Buller, to amend the agenda to add Discuss and Act on closing Fund 5907 and create Fund 2910 (911 Emergency Management Fund), and to adopt the agenda for Tuesday June 20, 2017, roll call: yeas; Bulgrin, Buller, Bamesberger, Obermier and Sikes; nays, none; motion carried.

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

Moved by Bulgrin, seconded by Buller, to budget for disposal fees to the City Landfill, for trash that is found out in the County, roll call, yeas, Bulgrin, Buller, Bamesberger, Obermier and Sikes, nays none, motion carried,

**GENERAL ASSISTANCE**

There were no General Assistance at this time.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Obermier, seconded by Bamesberger, to approve the payroll in the amount of $153,149.32 and vendor claims, roll call; yeas; Obermier, Bamesberger, Buller, Bulgrin and Sikes; nays; none; motion carried.

During discussion on payroll and vendor claims, Commissioner Bulgrin read aloud statute 49-14,101.01 and noted the Public Defender violated said statute and County Policy regarding the hiring of family members to perform duties in her office

**Fund Name Description Total**

General Angle, Murphy, Valentino & Campbell Court Costs 1,299.09

General Annie Jeffrey Health Medical 1,335.41

General Aurora HW Corp/Vet Clinic Equipment 35.97

Visit promo Avery Outdoor Advertising 265.00

General Axon Enterprise, Inc Safety Equipment 1026.37

General Bob Barker Co, Inc Equipment 394.44

General Blue Knight Security Inc Security Contract 1038.00

General Megan Burda Mileage Allowance 54.57

Aging, Gen Lori Byers Reimbursement 1267.21

Area on Aging Cash-Wa Distributing Health Promo 826.11

Road CCP Industries, Inc Shop Supplies 239.39

General Central Nebraska Refrigeration Building & Ground 14.31

General Chances R Restaurant Juror Costs 182.74

Aging The Cima Companies Misc 1461.75

Ambulance City of York-Ambulance Quarterly Pymnt 51750.00

General Claritus Supplies 88.64

General Cornerstone Bank Maintenance 45.00

Debt Services Cornerstone Bank Bond 777222.50

General Cornerstone Insurance Group Supplies/Misc 6024.79

Road Cornhusker Cleaning Systems Shop Supplies 174.89

General Corporate Payment Systems Miscellaneous 2525.14

General Cross-Dillon Tire Equipment 502.40

Road Cross-Dillon Tire Equipment 1174.55

General CWC of York Equipment 115.00

General Joseph E Dalton Special Fees 1169.45

General Douglas Co Sheriff Fees 27.70

General Douglas Co Treasurer Autopsy 250.00

General, Aging, Eakes Office Plus Equipment/Supplies 4349.29

Relief

General Fillman Law Offices Court Appointed 2536.50

Road Filter Care Road Equipment 516.90

Visitors Flagship Publishing Printing/Publishing 1900.00

General Galls/Quartermaster Uniform Allowance 497.87

Road General Fire & Safety Equipment 811.05

General Global Tech Data Processing 2718.01

General Graham Tire Lin North Equipment 1830.60

General Grand Central Foods Jail/Prisoners 3023.50

Area on Aging Grand Central Foods Food/Health Prom 934.53

General Great Plains Pest Management Maintenance/Supplies 346.00

General Carla Green Machinery/Equipment 19.29

General Heartland Juvenile Services Subscription 119.00

Noxious Weed Helena Chemical Co Weed Control 4944.00

General Nancy Hoblyn Mental Health 142.50

General Holiday Inn Kearney Lodging 209.90

Visitors Promo Holthus Convention Grants 2000.00

General Home Care Plus Medical/Prisoners 176.00

General Hometown Leasing Equipment 481.75

Road Hooker Bros Sand/Gravel Gravel 210.08

General Hy-Tec Auto Machinery/Equipment 43.93

General Jack’s Uniforms Uniforms 264.79

General Jackson Services Agreement 212.25

Road Jackson Services Shop Supplies 80.52

General JM Monograms Uniform Allowance 53.80

Road Johnson Sand & Gravel Gravel 8196.81

General K-9 Kennels Equipment 52.50

Road Kerford Limestone Co Rock 24533.04

Road Dennis Kliewer Equipment 401.67

General Kopcho’s Sanitation Garbage 254.00

Visitors Promo The Lamar Co Advertising 515.00

General Lancaster Co Sheriff District Court 37.14

Road Lichti Bros Oil Equipment 13279.20

General Mailfinance Inc Equipment 1118.52

General Marina Inn Lodging 273.00

Road Matheson Tri-Gas Supplies/Equipment 139.61

General Mead Lumber Co Equipment 94.42

Road Mead Lumber Co Supplies/Equipment 127.75

Aging Merklinger, Jerri Dues/Training Fees 190.29

General Microfilm Imaging Equipment/Data Processing 879.00

Visitors Promo Mid-Plains Fiber Fair Grants 1500.00

General Midwest Auto Fire Sprinkler Maintenance Agreement 150.00

Gen, Road Miller Seed & Supply Equipment 165.24

General MIPS Inc Equipment/Data Processing 1121.63

General Mogul’s Equipment 268.90

Road Myers Tire Supply Mach/Equipment Tire 102.87

Gen, Aging Naeir Office Supplies 27.50

General Nebraska Assoc of Co Officials Subscription 2636.78

General Nebr Co Assessors Assn Subscription 50.00

General Nebr Dept of HHS Medical 18.00

St Inst NHHS Medical 183.00

Visitors Promo NE Rod & Custom Tour Grants 1000.00

Roads NMC Exchange Equipment/Repair 1829.38

General Karesa Norquest Mileage 6.42

General North Office Supply Equipment/Supplies 4378.31

Visitors Promo North Office Supply Supplies 87.78

Road O’Reilly Auto Parts Equipment 121.56

Road Officenet Equipment 150.49

Road Overland Sand & Gravel Concrete 11567.76

General Paper Tiger Shredding Miscellaneous 70.00

General Pattison, Lisa/Cornerstone Counseling Mileage/Consulting 625.00

Road Payne, William Training 88.75

General Lynn Peavey Co Testing 64.20

Visitors Promo PPPD Advertising 139.12

General Physicians Lab Coroner 3710.00

Emerg Mgt Pinnacle Bank Equipment 629.94

Road John Deere Financial Equipment 1993.07

Road Power Plan Equipment 1285.23

General Radiology Associates Medical/Prisoners 290.00

Road Rasmussen Auto Parts Equipment/Supplies 1688.87

General Rasmussen Mechanical Services County Building/Services 15522.00

Road RDO Truck Center Equipment 48.57

Drug Law Red Willow County Sheriff Miscellaneous 777.00

General Rees, Jenny Mileage 128.40

Road RJ Johnson Trucking Miscellaneous Con 199.50

Road Sahling Kenworth Equipment 643.61

Road Sapp Brothers Supplies/Equipment 3339.45

General Scavo, Brenda Mileage 259.15

General Schlender, Kevin Court 16,568.00

General Service Press Printing/Publishing 475.00

Emerg Mgt Seward Co Courthouse Salary/Retirement/Misc 4485.86

General Seward Co Detention Center Board of Prisoner 2200.00

General Skip’s Radiator Machinery/Equipment 43.84

Road Slack Auto Supply Supplies/tools 534.98

General Solutions Inc Processing/Maintenance 1500.00

Reappraisal Stanard Appraisal Service Fees 665.00

Road Standard Battery Equipment 243.85

Road Starbuck, Charles Reimbursement 30.00

General State of NE/DAS Central Data Processing 116.42

Relief

General DAS Central Finance Rental 448.00

General Stephens Law Office Court 1776.50

General Steube, Sharilyn Reimbursement 85.03

General Interline Brands Inc Janitorial Supplies 868.86

Drug Law Enf Susteen Inc Misc 1495.00

General Svehla Law Offices Court 2053.00

General The Thompson Co Jail/Prisoner 2911.24

General Thomson Reuters/West Payment Center Legal Fees 2750.01

General Tooley’s Osceola Pharmacy Medical 29.90

General Trans Union Risk & Alternative Equipment 110.00

Road Troester Basin Farm Inc Misc 1425.29

General PA Enterprises LLC Medical 240.00

Visitors Promo USA Outdoor II, Inc Advertising 415.00

Road Van Kirk Bros Road/Bridge 1105.94

General Avie L Veldkamp Data/Fees 94.67

General Janet Veleba Mileage 29.43

General Verizon Wireless Services Telephone 662.93

Road Village of Bradshaw Electricity 39.55

General Ann Wagner Grounds Repair 60.00

General Walgreens Co Medical 495.80

General Wallingford Sign Co Sheriff/cars & trucks 198.00

Road Weldon Industries, Inc Supplies 122.88

Area on Aging Windstream Comm Phone/Internet 132.10

General Jana Sue Wurm Child Support 75.06

General Nicholas L Wollenburg Meals 90.84

General Burst LLC Supplies 192.00

Visitors Promo York Area Chamber of Commerce Administrative/Misc 549.90

General York County Clerk-Petty Cash Reimbursement 338.01

General York County Court Court Costs 2569.00

Visitors Promo York County Development Corp Postal/Phone/Supplies 1061.04

General York County District Court District Court 678.00

Noxious Weed York County Highway Dept Machinery/Equipment 232.19

General York County Sheriff Services/Misc 3228.99

General York Dental Assoc Medical 713.00

Road York Equipment Inc Equipment 1445.85

General BH Media Group Inc (YNT) Subscription/printing 332.33

Visitors Promo York Printing Co Printing/Publishing 416.71

Tom Bliss with Southeast Nebraska Development District, introduced himself as the director of SENDD

**INTERFUND TRANSFERS:**

There were no Interfund Transfers at this time

Moved by Bamesberger, seconded by Obermier, to authorize an additional 1% budget authority for purposes of the 2017-2018 budget; roll call; yeas, Bamesberger, Obermier, Buller, Bulgrin and Sikes, nays none, motion carried.

CJ Johnson from Region V Systems met with the Board with updates and fund request.

Davis Merrill from Region V Services met with the Board with updates and fund request.

Carrie Rodriquez, Chief Probation Officer, met with the Board to introduce herself, and updates

Randy Jones from Aging Partner met with the Board with updates and fund request.

Lisa Hurley from YCDC met with the Board with updates and fund request.

Carol Knieriem, and Dan Goodwin, with CASA met with the Board with updates and fund request.

Moved by Bulgrin, seconded by Buller, to adopt Resolution #17-15 to transfer budget authority in the amount of $20,000.00 from the Inheritance Tax Fund (2700) to the Capitol Improvement Fund (980), roll call; yeas, Bulgrin, Buller, Bamesberger, Obermier and Sikes, nays none, motion carried

**RESOLUTION #17-15**

WHEREAS, the budget of the Capital Improvement Function was set at $222,000.00 for the 2016-2017 fiscal year, and

WHEREAS, necessary expenditures of said office are going to result in expending over that amount, and

WHEREAS, an emergency exists requiring that said budget be re-opened to provide for an expansion of said budget as provided by law, and

WHEREAS, said additional funds to be applied to said budget must be appropriated from a line item currently existing in the Inheritance Tax Fund Budget of York County, Nebraska;

NOW, THEREFORE BE IT RESOLVED: that the budget of the Capital Improvement Fund is increased in the amount of $20,000.00 for the 2016-2017 fiscal years resulting in an amended budget of $242,000.00.

AND FURTHERMORE, BE IT RESOLVED: that the sum of $20,000.00 which has been added to the budget of the Capital Improvement Fund for the 2016-2017 fiscal years shall be appropriated from the Inheritance Tax Fund.

Dated this 20th day of June, 2017

Moved by Bamesberger, seconded by Bulgrin, to adopt Resolution #17-16 to transfer budget authority in the amount of $10,000.00 from the Miscellaneous General Fund (100) to the Building and Grounds Fund (641), roll call; yeas, Bamesberger, Bulgrin, Buller, Obermier and Sikes, nays none, motion carried.

**RESOLUTION #17-16**

WHEREAS, the budget of the Building and Grounds was set at $281,637.00 for the 2016-2017 fiscal year, and

WHEREAS, necessary expenditures of said office are going to result in expending over that amount, and

WHEREAS, an emergency exists requiring that said budget be re-opened to provide for an expansion of said budget as provided by law, and

WHEREAS, said additional funds to be applied to said budget must be appropriated from a line item currently existing in the General Miscellaneous Fund Budget of York County, Nebraska;

NOW, THEREFORE BE IT RESOLVED: that the budget of the Building and Grounds is increased in the amount of $10,000.00 for the 2016-2017 fiscal years resulting in an amended budget of $291,637.00.

AND FURTHERMORE, BE IT RESOLVED: that the sum of $10,000.00 which has been added to the budget of the Building and Grounds for the 2016-2017 fiscal years shall be appropriated from the Miscellaneous General –County General Fund.

Dated this 20th day of June, 2017

Moved by Bulgrin, seconded by Buller, to adopt Resolution #17-17 to transfer $25,000.00 from Miscellaneous General Fund (100) to the Reappraisal Sinking Fund (1100), roll call, yeas, Bulgrin, Buller, Bamesberger, Obermier and Sikes, nays none, motion carried.

**RESOLUTION #17-17**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 20th day of June 2017, to discuss the fact that in the 2016-2017 budget, funds were budgeted in the amount of $25,000.00 to be transferred from the Miscellaneous General Fund (100) to the Reappraisal Fund (1100);

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Commissioners that the York County Treasurer shall transfer the sum of $25,000.00 from the Miscellaneous General Fund (100) to the Reappraisal Fund (1100) as budgeted.

Dated this 20th day of June, 2017

Moved by Obermier, seconded by Bamesberger to approve the Chairman of the Board to sign the Service Contract Aging Partners-Care Management Unit, this agreement dated July 1, 2017, by and between the City of Lincoln, doing business as, Aging Partners hereinafter referred to as ‘CMU” and the County of York, Nebraska, hereinafter referred to as Care Management services to residents or York County, Nebraska. The CMU desires to hire the Contractor to provide assessment, screening and care management services to its citizens, and to offset certain costs associated with the delivery of services of York County residents, roll call: yeas, Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

Moved by Bamesberger, seconded by Obermier to accept the resignation of Candace Bottorf, York County Attorney, roll call; yeas, Bamesberger, Obermier, Buller, Bulgrin and Sikes, nays none, motion carried.

Moved by Bulgrin, seconded by Bamesberger, to adopt Resolution #17-18 to transfer $6,014.52 from 911 Wireless Holding Fund (2914) to Miscellaneous General Fund (100), roll call, yeas, Bulgrin, Bamesberger, Obermier, Buller and Sikes, nays none, motion carried.

**RESOLUTION #17-18**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 20th day of June 2017, to discuss and act on an audit for fiscal years 2011 through 2016 of the E911 Wireless Holding Fund and

WHEREAS, in 2013-2014 the Public Safety Answering Point (PSAP) did not spend the required twenty-five percent (25%) of its funding. We have reviewed our Commission policies and determined that we can retroactively apply personnel costs to these types of audit finding. Therefore, a JE/transfer of $ 4,060.58 from the 2913 (wireless) fund reimbursing the fund that paid your dispatchers wages will need to be made, and

WHEREAS, in 2014-2015 Public Safety Answering Point (PSAP) did not spend the required twenty-five percent (25%) of its funding. We have recently reviewed our Commission policies and determined that we can retroactively apply personnel costs to these types of audit findings, Therefore, a JE/transfer of $1,953.94 from the 2913 (wireless) fund reimbursing the fund that paid your dispatchers wages will need to be made, and

WHEREAS, a net adjustment of $6,014.52 needs to be transferred

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of $6,014.52 from 911 Wireless Holding Fund (2914) to the General Fund

DATED this 20th day of June, 2017

Moved by Obermier, seconded by Bamesberger to adopt Resolution #17-19 to transfer $47,854.79 from E911 Wireless Fund (2913) to 911 Wireless Holding Fund (2914), roll call, yeas, Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

**RESOLUTION #17-19**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 20th day of June 2017, and

WHEREAS, at this time it is necessary to transfer proposed budgeted funds in order to meet obligations in the amount of $47,854.79

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of $47,854.79 from the E911 Wireless Fund (2913) to the 911 Wireless Holding Fund (2914).

DATED this 20th day of June, 2017

Moved by Obermier, seconded by Bamesberger, to adopt Resolution #17-20 to close 911 Emergency Management Fund (5907) and create 911 Emergency Management Fund (2910) and transfer $161,841.01 from (5907) to (2910), plus all monies collected to the end of the month, June 30, 2017, roll call, yeas, Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

**RESOLTUION #17-20**

**WHEREAS,** the County of York was advised by State Auditor the fund number (5907) 911 Emergency Management Fund is not a fund number, and

**WHEREAS**, County of York will close the fund (5907) 911 Emergency Management, and

**WHEREAS**, the County of York will create a new fund number that the State Auditor assigned (2910) 911 Emergency Management Fund,

**WHEREAS**, the County of York will transfer all monies $161,841.01 from the closed fund (5907) 911 Emergency Management Fund to the created fund (2910) 911 Emergency Management, and

**NOW, THEREFORE, BE IT RESOLVED** that a new fund be created for the 911 Emergency Management Fund (2910). That the York County Treasurer shall transfer the sum of $161,841.01, plus all monies collected to the end of the month, June 30, 2017, from the closed (5907) 911 Emergency Management Fund to the new created fund (2910) 911 Emergency Management.

Dated this 20th day of June, 2017.

Moved by Obermier, seconded by Bamesberger, to approve an agreement with York General Hospital and County of York. County desires to have YGH provide certain services to County prisoners, County in-custody individuals and Emergency Protective Custody prisoners placed under the care of YGH, roll call; yeas, Obermier, Bamesberger, Buller, Bulgrin and Sikes, nays none, motion carried.

Moved by Buller, seconded by Bamesberger to approve the detention services agreement, between the County of York, Nebraska and the County of Lancaster, Nebraska through the Lancaster County Youth Services Center, roll call; yeas, Buller, Bamesberger, Obermier, Bulgrin and Sikes, nays none, motion carried.

Moved by Bulgrin, seconded by Obermier, to adopt Resolution #17-21 to add Pledge Security, Midwest Bank CUSIP #58403B6N1 in the amount of $245,000.00, roll call; yeas, Bulgrin, Obermier, Buller, Bamesberger, and Sikes, nays none, motion carried

**RESOLUTION #17-21**

**WHEREAS**, Midwest Bank was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities;

**BE IT THEREFORE RESOLVED**, that the deposit of securities heretofore made to secure the County deposits with said Midwest Bank be and the same are hereby approved and that the Depository Receipts herewith filed with the County Treasurer covering the following described securities be approved:

Midwest Bank,

Security Description: Medallion Bk Salt Lake City

Maturity Date: 5/24/2022

CUSIP #58403B6N1

Pledged amount: $245,000.00

DATED this 20th day of June, 2017

Moved by Bamesberger, seconded by Buller, to adopt Resolution #17-22 to release Pledge Security, Midwest Bank CUSIP #093030EPS in the amount of $400,000.00, roll call; yeas, Bamesberger, Buller, Obermier, Bulgrin and Sikes, nays none, motion carried.

**RESOLUTION #17-22**

**WHEREAS**, Midwest Bank was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities;

**BE IT THEREFORE RESOLVED** that the deposit of securities heretofore made to secure the County deposits with said Midwest Bank be and the same are hereby release and that the Depository Receipts herewith filed with the County Clerk covering the following described securities:

Midwest Bank,

Security Description: Blair NEB Wtr Sys Rev

Maturity Date: 06/15/2017

CUSIP #093030EPS

Pledged amount: $400,000.00

DATED this 20th day of June, 2017

The Board discussed the Public Safety Communication Center.

Moved by Buller, seconded by Bulgrin, to go into executive session at 11:32 a.m.; to prevent needless injury to an individual, also present, Benjamin Dennis, Deputy County Attorney, roll call: yeas; Buller, Bulgrin, Bamesberger, Obermier, and Sikes, nays, none; motion carried.

Moved by Bulgrin, seconded by Obermier., to come out of executive session at 12:08 p.m. which no action was taken; roll call: yeas; Bulgrin, Obermier, Bamesberger, Buller and Sikes, nays, none; motion carried.

Recess until 1:00 p.m.

Chairman Sikes tabled the agenda item to appoint an interim County Attorney.

Chairman, Sikes, requested to form a committee to start the hiring process for a County Attorney. Sikes appointed Kurt Bulgrin and himself to the Committee.

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

County Clerk, May 2017 $ 12,740.96

Clerk of the District Court, May 2017 $ 2,336.44

Sheriff May, 2017 $4,870.63

County Treasurer – Fund Balances as of May 31, 2017

0100 General $1,442,272.65

0300 Roads $1,103,325.69

0650 Highway Bridge Buy Back Program $.00

0676 Juvenile Diversion $2,513.72

0985 Child Support Enforcement Cty Atty $31,362.09

0990 Visitors Promotion $ 44,282.08

0995 Co Visitors Impr Fund $192,917.21

1100 Reappraisal $88,483.50

1150 ROD Preservation Fund $28,198.81

1200 Employment Security $34,255.78

1300 Area on Aging $31,239.99

1500 Relief & Medical $17,410.11

1700 State Institutions $15,262.14

1900 Veterans Aid Fund $28,497.22

2200 Busy Wheels $10,604.27

2355 STOP $8,591.83

2360 York Co Drug Fund $16,630.10

2410 Federal Drug Law Enf $44,771.04

2411 Federal Drug Law Cty Att $11,456.83

2601 Debt Service $866,195.08

2700 Inheritance Tax $3,774,611.75

2913 911 Wireless Serv $74,975.05

2914 911 Wireless Serv Holding $170,010.86

2915 Emergency Mgmt $52,458.62

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

4000 Courthouse $.38

5400 Noxious Weed Dist $14,222.99

5502 Ambulance $114,379.68

5907 911 Emergency $163,068.94

Committee reports were given.

The Chairman declared the meeting adjourned at 1:53 p.m. The next meeting will be held July 3, 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