The York County Board of Commissioners met according to law on Tuesday, June 9, 2015 at 8:30 a.m. as per notice in the York News Times on June 5, 2015, with Chairman Bill Bamesberger presiding, with Kurt Bulgrin, Randy Obermier, Paul Buller and Jack Sikes. Also present at the meeting was Melanie Wilkinson, correspondent for the York News Times and Kelly Turner, 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.

Bamesberger 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 Sikes, seconded by Obermier to approve the minutes of the May 26, 2015, roll call; yeas, Sikes, Obermier, Buller, Bulgrin and Bamesberger, nays none, motion carried.

Moved by Bulgrin, seconded by Sikes to adopt the agenda for Tuesday, June 9, 2015, with the changes of moving Discuss and Act on Juvenile and Adult Diversion to 10:45 Remove Discuss and Act on Card Reader for Jail and the 11:00 and 11:15 agenda items should be moved under the Board of Commissioners, roll call; yeas, Bulgrin, Sikes, Obermier, Buller and Bamesberger; nays, none; motion carried.

Harvey Keim met with the Board with update on the Road Department.

Gary Peterson met with the Board with update on the flooding in McCool Junction area and NEMA.

Moved by Bulgrin, seconded by Sikes to adopt Resolution #15-31to approve reappointing Willard Peterson Ardis Burkholder and Marsha Ward to the Aging Service Commission Board for a two (2) year term beginning July1, 2015 through June 30, 2017, roll call: yeas, Bulgrin, Sikes, Obermier, Buller and Bamesberger; nays none; motion carried.

**RESOLUTION #15-31**

**WHEREAS**, the Aging Service Commission Board has requested the reappointment of members to its Board; and

**WHEREAS**, current board members, Willard Peterson, Marsha Ward and Ardis Burkholder has agreed to be reappointed for another 2 years; and

**NOW, THEREFORE BE IT RESOLVED**, that as of July 1, 2015, Willard Peterson, Marsha Ward and Ardis Burkholder hereby reappointment to another two (2) year term which will expires June 30, 2017.

**Dated,** this 9th day of June, 2015.

Moved by Obermier, seconded by Buller to approve the Chairman of the Board to sign the Service Contract Aging Partners-Care Management Unit, This agreement dated July 1, 2015, 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, Buller, Bulgrin, Sikes and Bamesberger, nays none, motion carried.

**GENERAL ASSISTANCE**

There were no General Assistance at this time.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Sikes, seconded by Obermier to approve the payroll in the amount of $158,328.11and vendor claims with the added claim to Nabers General Building Repair in the amount of $500.00 roll call; yeas, Sikes, Obermier, Buller, Bulgrin and Bamesberger; nays none; motion carried.

**Fund Name Description Total**

General Jury Fees 2,848.53

Visit Promo AAA-Mail Stop 2 Printing & Publication 3,944.00

Road Ace Irrigation and MFG Culverts 2,659.20

Road Aurora Cooperative Elevator Co. Fuel 16,526.96

Visit Promo Avery Outdoor Media-Advertising 250.00

General, Rd Black Hills Energy Heating Fuels 1,302.90

General Blue Knight Security, Inc. Security Contract 1,002.00

General Braman, Marjorie Retirement 11.00

General Bredenkamp, Patricia Retirement 10.00

Juv Diver Business Brokers Corporation Rent/Utilities 1,261.61

General Capital Business Systems, Inc. Printing & Publication 291.68

Road Car Parts Inc. Shop Supplies 37.02

General Cash-Wa Candy Company Board of Prisoners 624.33

Aging Cash-Wa Distributing Co. Health Promotion 427.58

General City of York Water/Sewer 1,361.85

Ambulance City of York-Ambulance Quarterly Costs 52,250.00

General Colfax County Sheriff Dept. Court Costs 6.00

General Cornerstone Bank Data Processing/Bond 772,315.00

General Cuda, Sharon Retirement 10.00

General CWC of York, Inc. Office Supplies 52.50

Visit Promo Dart Customs Imprinting Tourism Promotion 3,276.58

General Dataspec, Inc. Dues 798.00

General Davis, Keith Witness Fees 20.00

Drug Law DE Guns Miscellaneous 1,836.00

General Douglas County Treasurer Autopsy Costs 313.35

Road DXP Enterprises, Inc. Shop Tools 171.00

General,

Juv Diver,

Visit Promo Eakes Office Plus Office Supplies 3,045.66

General Electronic Systems, Inc-2 Building & Ground 160.00

General Fillman Law Offices Court Costs 228.00

General Galls/Quartermaster Uniform Allowance 286.15

Road General Fire and Safety Equipment Safety Equipment 198.10

General Global Tech Inc. Data Processing 5,708.41

General Grafton Law Office, P.C, L.L.O. Court Costs 294.50

Road Great Plains Pest Management, Inc. Building & Ground 66.00

General GT Distributors, Inc.-Austin Uniform Allowance 145.00

Road Hansen International Truck Inc. Equipment Repair 101.43

General Hecht, Harry Retirement 16.00

Aging Hines, Janet K Reimbursement 47.72

Road Hinz Repair Equipment Repair 88.91

General Hoblyn, Nancy Mental Health Board 225.00

Visit Promo Holthus Convention Ctr Foundation Printing & Publication 2,516.00

General Hometown Leasing Data Processing 310.00

General Jack’s Uniforms & Equipment Uniform Allowance 351.78

Road Jackson Services Inc. Shop Supplies 73.04

General JM Monograms, Inc. Uniform Allowance 39.80

Road Johnson Sand & Gravel Co, Inc. Gravel & Royalty 27,515.22

General Kopchos Sanitation, Inc. Garbage 183.00

General Kracl, Denise J. /Attorney at Law Special Fees 2,079.25

Visit Promo Lamar Companies, The Media-Advertising 490.00

General Larue Distributing, Inc. Equipment 160.32

General Latimer Reporting Court Costs 148.65

Road Mac Tools Distributor Shop Tools 29.99

Road Matheson Tri-Gas, Inc. Shop Supplies 336.04

General McKenny, Mark DDS Medical-Prisoners 491.00

Road Medical Enterprises, Inc. Safety Equipment 31.00

General Microfilm Imaging Systems, Inc. Data Processing 224.50

General MIPS, Inc. Data Processing 1,360.65

General Mogul’s Transmission, Inc. Fuel 310.96

General Moore Medical, LLC Medical-Prisoners 251.04

Weed Moses Motor Co. Fuel 536.47

General Naber’s General Building Repair Miscellaneous 500.00

General Naber’s Locksmith Service Equipment 511.00

General NE Assoc. Of County Officials Dues 2,427.85

General NE County Attorneys Assoc. Dues 1,363.00

General, Rd NE Public Power District Electricity 3,822.16

Road O’Brien, Patrick D Reimbursement 50.00

General O’Keefe Elevator Company, Inc. Maintenance Agreement 721.47

General Obermier, Randy S Reimbursement 90.00

Road OfficeNet Office Equipment 133.93

Road Orkin, LLC Building & Ground 450.00

Road Overland Sand & Gravel Company Gravel & Royalty 3,952.93

General Paper Tiger Shredding Miscellaneous 35.00

Road Paulsen, Terry L Reimbursement 30.00

Road Penner’s Tire & Auto, Inc. Tire Repair 1,570.17

Road,

Visit Promo Perennial Public Power District Electricity/Advertising 379.82

Road Petro Lube/TA Operating LLC Equipment Repair/Fuel 840.69

Road John Deere Financial (Plains Equipment) Shop Supplies 1,322.65

Road PNC Equipment Finance, LLC Cars & Trucks 78,668.38

Road Power Plan Equipment Repair 1,480.68

Road Pyramid Tarp & Repair, LLC Equipment Repair 165.00

General Rappl, Mark E. Court Costs 172.50

General Reetz, Melvin Retirement 12.00

Inherit Tax Region V Systems Public Assistance 378.00

Road Rose Holdings Inc. Road & Bridge 4,295.13

General RR Donnelley Office Supplies 103.63

General Sandman, Don E Reimbursement 115.68

Road Sapp Bros. Petroleum, Inc. Fuel 2,730.65

Visit Promo Sautter, Robert R Reimbursement 202.98

General Schlender, Kevin Mental Health Board 190.00

Emerg Mgmt Seward County Courthouse Gary Petersen 3,734.40

General Sheridan County Court Court Costs 1.00

Road Snap-On Tools Shop Tools 89.25

General Stahr & Associates Contractual Survey 200.00

Road Starbuck, Charles L Reimbursement 30.00

General State of NE/DAS Central Finance Equipment Rental 448.00

General Stephens Law Offices, P.C., L.L.O. Court Costs 2,859.50

General Sunset Law Enforcement Safety Equipment 2,094.70

General Svehla Law Offices Court Costs 445.00

Road Thermo King Christensen Equipment Repair 240.02

General Time Warner Cable Dues 89.25

General Trans Union Risk & Alternative Equipment 110.00

General Urgent Care of York Medical-Prisoners 180.00

Visit Promo USA Outdoor II, LLC Media-Advertising 390.00

General, Rd Verizon Wireless Services LLC Telephone Service 412.68

Road Village of Bradshaw Water 25.93

Road Waiss, Lawrence Reimbursement 50.00

General, Rd,

E911, Aging,

911 Emerg,

Rel&Medical Windstream Communications Telephone Services 3,507.78

Road, Aging York Ace Hardware Shop Supplies/Equip Repair 156.06

Visit Promo York Area Chamber of Commerce Special Projects/Miscellaneous 400.00

Aging York Area Senior Center June Contribution 272.00

General York County Court Court Costs 207.50

General,

Visit Promo York County Development Corp Meals/Miscellaneous 939.02

General York County District Court Court Costs 510.00

General, Weed York County Highway Dept. Fuel 3,297.14

General York County Sheriff Equipment/Miscellaneous 6,862.17

General York Dental Associates, P.C. Medical-Prisoners 491.00

Road York Equipment, Inc. Equipment 6,000.00

Road York Farm Supply LLC Equipment Repair 98.55

General York General Hospital Medical-Prisoners 5,522.00

General York News-Times Printing & Publication 662.62

General York Printing Company, LLC Office Supplies 152.45

**INTERFUND TRANSFERS:**

Moved by Bulgrin, seconded by Sikes to adopt Resolution #15-32 to transfer funds from Inheritance Tax to the Debt Service Fund in the amount of $63,787.94, when funds are available of $13,787.94 to be paid back to the Inheritance Tax Fund, roll call; yeas, Bulgrin, Sikes, Obermier, Buller and Bamesberger, nays none motion carried.

**RESOLUTION #15-32**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 9th day of June 2015, to discuss and act on an emergency created in the funds available in the Debt Service Fund; 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 $63,787.94; and

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of $63,787.94 from the Inheritance Tax Fund to the Debt Service Fund, and when funds in the amount of $13,787.94 come available need to be transfer back to the Inheritance Fund

DATED this 9th day of June, 2015.

Moved by Bulgrin, seconded by Obermier to adopt Resolution #15-33 to transfer funds from General Fund to the Juvenile Diversion Fund in the amount of $1,913.71 to be paid back when funds are available, roll call; yeas, Bulgrin, Obermier, Sikes, Buller and Bamesberger, nays none, motion carried.

**RESOLUTION #15-33**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 9th day of June 2015, to discuss and act on an emergency created in the funds available in the Juvenile Diversion Fund; 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 $1,913.71; and

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of $1,913.71 from the General Fund to the Juvenile Diversion Fund, and when Grant monies in the amount of $1,913.71 come available need to be transfer back to the General Fund.

DATED this 9th day of June, 2015.

Moved by Bulgrin, seconded by Sikes to move CASA office to room # 200 to be closer to the court rooms and Emergency Management to rooms #03 and #04, also move the time clock to an access hall way, roll call; yeas, Bulgrin, Sikes, Obermier, Buller and Bamesberger, nays none, motion carried.

Moved by Bulgrin, seconded by Sikes to pay Mr. Fersch $100.00 to repair headstones and haul off tree limbs at the Cashlers Cemetery, roll call; yeas, Bulgrin, Sikes, Obermier, Buller and Bamesberger, nays none, motion carried.

Richard Nations gave the annual report for the Blue Valley Community Action Partnership. They also asked for funding for 2015-2016 in the amount of $9,540.00. The Board will take the request into consideration when drafting the budget.

Lisa Hurley gave the annual report for the York County Development Corporation. They also asked for funding for 2015-2016 in the amount of $70,000.00. The Board will take the request into consideration when drafting the budget.

Carmen Hinman gave the annual report for the Hope Crisis. They also asked for funding for 2015-2016 in the amount of $6,000.00. The Board will take the request into consideration when drafting the budget.

Recess at 10:17 to go into Board of Equalization.

Reconvened as the Board of Commissioners at 10:24.

Met with Candace Dick York County Attorney to discuss Juvenile and Adult Diversion Funds. Candace is working with Dr. Lucas Superintendent for York Schools on an Interlocal agreement to have York School take over the Juvenile Diversion Program and Ms. Dick will over see the budget. Also Ms. Dick suggested eliminating the Adult Diversion Fund.

Tabled the York County Handbook changes to Tuesday June 23 meeting at 1:30 p.m. to allow more time to go over each item.

Moved by Obermier, seconded by Sikes, to adopt Resolution #15-34 by directing the County Highway Superintendent to direct a study of the use of railroad crossing described as:  “All of County Road L from a point 50 feet north of the north right-of-way line of the BNSF Railway to a point 100 feet south of the south right-of-way line of the BNSF Railway,  lying on the Section Line between Section 35 and Section 36, Township 11 North, Range 3 West, York County, Nebraska”, and submit a report in writing, with his recommendation as to the vacation or abandonment thereof, roll call; yeas, Obermier, Sikes and Bamesberger, nays, Buller and Bulgrin, motion carried.

Resolution #15-34

WHERAS, pursuant to the approval by voters of the City of York, Nebraska to approve an additional one-half of one percent (1/2%) sales and use tax at the general election on November 4, 2014 for the purpose of the construction of infrastructure projects to include a quiet zone for railroad crossings; and

WHEREAS, the York Community infrastructure and Recreation Committee created to implement the public infrastructure projects authorized by the sales tax ordinance, has recommended that railroad crossing located on County Road L (CR L, BNSF Milepost 57.15 US DOT # 083427F) outside the City limits but within the City’s zoning jurisdiction be closed so that such crossing may be converted into a quiet zone; and

WHEREAS, the Mayor of York and City Council have approved the closing of the following portion of County Road L and BNSF Railway Crossing (CR L, Milepost 57.15, US DOT # 083427F) located within the County of York and the zoning jurisdiction of the City of York, as provided by Neb. Rev. Stat. 39-1722 (Reissue 2008). The portion of the road requested to be vacated or abandoned is described as follows:

All of County Road L from a point 50 feet north of the north right-of-way line of the BNSF Railway to a point 100 feet south of the south right-of-way line of the BNSF Railway, lying on the Section Line between Section 35 and Section 36, Township 11 North, Range 3 West, York County, Nebraska.

WHEREAS, pursuant to the foregoing, the County Board of York County, Nebraska deems the public interest may require vacation or abandonment of the aforementioned railroad crossing.

NOW THEREFORE, BE IT HEREBY RESOLVED, that pursuant to Neb. Rev. Stat. 39-1722, the County Board of York County, Nebraska directs the York County Highway Superintendent to study the use being made of that portion of County Road L and BNSF Railway Crossing (CR L, Milepost 57.15, US DOT # 083427F) located within the County of York, Nebraska. The portion of the road to be studied is described as follows:

All of County Road L from a point 50 feet north of the north right-of-way line of the BNSF Railway to a point 100 feet south of the south right-of-way line of the BNSF Railway, lying on the Section Line between Section 35 and Section 36, Township 11 North, Range 3 West, York County, Nebraska.

Said study shall be made within thirty days and shall include the Highway Superintendent’s recommendation as to the vacation of abandonment of the portion of the road described above. The Superintendent’s recommendation shall be retained in the office of the county clerk as part of the permanent public records of the County Board.

DATED this 9th day of June, 2015.

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

County Clerk, May 2015 $17,965.41

Clerk of the District Court, May 2015 $ 1,817.75

Sheriff Department, April 2015 $5,963.03

Sheriff Department, March, 2015 $7,320.88

County Treasurer – Fund Balances as of April 30, 2015

General $2,447,156.36

Roads $1,270,893.83

Highway Bridge Buy Back Program $257,078.30

Adult Diversion $4,377.68

Juvenile Diversion $827.90

Child Support Enforcement Cty Atty $24,695.63

Reappraisal $14,243.50

ROD Preservation Fund $10,499.98

Employment Security $23,987.35

Area on Aging $37,476.86

Relief & Medical $12,609.53

State Institutions $6,041.06

Veterans Aid Fund $27,589.14

Busy Wheels $6,758.89

STOP $6,790.33

York Co Drug Fund $16,910.10

Federal Drug Law Enf $16,736.67

Federal Drug Law Cty Att $4,048.81

Debt Service $708,482.06

Inheritance Tax $2,803,908.73

911 Wireless Serv $34,200.87

911 Wireless Serv Holding $168,826.12

Emergency Mgmt $61,967.69

Noxious Weed Dist $14,692.04

Ambulance $70,615.70

911 Emergency $125,095.31

CDBG $10.01

Co Visitors Impr Fund $154,522.50

Visitors Promotion $ 94,290.04

Committee reports were given.

The Chairman declared the meeting adjourned at 11:44 a.m. The next meeting will be held June 23, 2015 at 8:30 a.m. in the County Commissioners Room, lower level of the Courthouse for the regular meeting.

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William H. Bamesberger, Chairman Kelly Turner, County Clerk

York County Board of Commissioners York, Nebraska