The York County Board of Commissioners met according to law on Tuesday, September 3, 2013 at 8:30 a.m. as per notice in the York News Times on August 27, 2013, with Chairman Kurt Bulgrin presiding, with Bill Bamesberger, Tom Shellington, Jack Sikes and Paul Buller.

The agenda was posted on the bulletin board in the County Clerk’s office and a copy 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.

Moved by Shellington, seconded by Sikes to approve the minutes of the August 20, 2013 Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

Moved by Shellington, seconded by Sikes to adopt the agenda for Tuesday, September 3, 2013, Board of Commissioners meeting; roll call: yeas, Shellington, Sikes, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

County Attorney Dick met with the Board to inform them of the proposed agreement/contract for use of the facility at Epworth Village. This would be used to interview juveniles in connection with child advocacy issues. The City of York and York County would each pay $2,200 a year for the use of this facility. More information will be provided in the future.

Mike Teetor of Nebraska Public Power District supplied a cost comparison for the energy performance within the Courthouse and county buildings in 2011-2012 vs 2012-2013. During 2012-2013, there was an increase, however it was partially due to the weather conditions.

Moved by Shellington, seconded by Sikes to go into executive session at 8:51 a.m. to prevent the needless injury to an individual; roll call: yeas, Shellington, Sikes, Buller, Bamesberger and Bulgrin; nays, none; motion carried. Chairman Bulgrin restated the motion.

Moved by Buller, seconded by Bamesberger to come out of executive session at 9:20 a.m. where no action was taken; roll call: yeas, Buller, Bamesberger, Shellington, Sikes and Bulgrin; nays, none; motion carried.

A Public Hearing was held at 9:22 a.m. as published in the York News Times on August 20, 2013 for a Liquor License application made by Henderson Fuel Stop Inc DBA Fuel Mart Express. Present at the hearing were Commissioners Bamesberger, Buller, Shellington, Sikes and Bulgrin; County Attorney Candace Dick along with Kevin D. Wengler and Kusum Bhardwaj applicants. Various individuals were present concerning a pipeline issue which was to be held later in the meeting.

The application is for a “Class D” beer, wine, distilled spirits off sale only license. Attorney Dick questioned the applicant concerning previous law violations which stated that there were none. She stated that his record shows to the contrary. Wengler advised that an amendment had been filed with the liquor control division to correct that information. Dick felt that the application should be denied and that they should reapply with truthful information. The hearing was closed at 9:31 a.m. A decision will be made at the next regularly scheduled board meeting.

Randy Campbell of York, Nebraska came before the Board to discuss various zoning issues. He had been Zoning Administrator from 1993 to 2002. He questioned a number of different issues regarding the county’s zoning. The Board will look into the information provided.

A Public Hearing was held at 10:01 as published in the York News Times on August 30, 2013 to hear support, criticism, suggestions or observations relating to the proposed 2013-2014 budget. Present at the hearing were: County Commissioners Bulgrin, Bamesberger, Shellington, Sikes and Buller; Accounts Payable Clerk, Amanda Ring; County Treasurer, Brenda Scavo; Representatives from the York News Times and various individuals which were present for another agenda item.

Commissioner Bamesberger reviewed the proposed budget with those in attendance. The Public Hearing was closed at 10:07 a.m.

Moved by Bamesberger, seconded by Buller to adopt Resolution #13-52 adopting the budget for 2013-2014 as advertised; roll call: yeas, Bamesberger, Buller, Shellington, Sikes and Bulgrin; nays, none; motion carried.

**RESOLTUION #13-52**

**WHEREAS,** at the public hearing held on the 3rd of September, 2013, on the proposed 2013-2014 York County Budget, the summary of the tentative County Budget as computed against the uncontested valuations of $2,601,623,078.00 and $1,824,102,763.00 for County Ambulance was submitted as follows:

County General Fund $6,236,228.88

Employment Security $17,832.28

County Relief $15,394.67

State Institutions $13,000.00

Debt Service $741,049.66

Emergency Mgmt $63,463.73

Ambulance $176,680.54

Total $7,263,649.76

**WHEREAS,** making no changes or adjustments to the proposed 2013-2014 summary of the County Budget;

**NOW, THEREFORE BE IT RESOLVED** by the York County Board of Commissioners, that the County Budget be adopted.

DATED this 3rd day of September, 2013.

**GENERAL ASSISTANCE:**

Moved by Shellington, seconded by Buller to approve a county burial in the amount of $958.00 payable to Metz Mortuary; roll call: yeas, Shellington, Buller, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

Moved by Sikes, seconded by Shellington to approve General Assistance #13-6 for utilities in the amount of $96.70 payable to Black Hills Energy; roll call: yeas, Sikes, Shellington, Buller, Bamesberger and Bulgrin; nays, none; motion carried.

**PAYROLL AND VENDOR CLAIMS:**

Moved by Bamesberger, seconded by Shellington to approve payroll in the amount of $139,065.58 and vendor claims as presented; roll call: yeas, Bamesberger, Shellington, Buller, Sikes and Bulgrin; nays, none; motion carried.

**Fund Name Description Total**

Rd Ace Irrigation and Mfg Culverts 10,841.78

Rd Archer Petroleum Fuel 318.92

Gen Atco International Equipment 86.90

Rd Aurora Cooperative Elevator Co. Fuel 24,067.50

Aging Bag N Save Supplies 2,345.40

Rd Bamesberger Blacksmith & Welding Inc. Repair Parts 6.78

Gen, Rd Black Hills Energy Heating Fuels 386.50

Gen Blue Knight Security, Inc. Security Contract 900.00

Gen Robert E. Bowen M.D., P.C. Coroner/Autopsy Costs 900.00

Rd Business Telecommunication Systems Office Equipment 634.32

Rd Car Parts Inc. Repair Parts 323.88

Aging Cash-Wa Distributing Co. Supplies 338.41

Gen Centre Place Dental, P.C. Medical-Prisoners 400.00

Gen Claritus Supplies 325.42

Rd Cornhusker Cleaning Systems Inc. Shop Tools 371.41

Rd County Wide Directory, LLC Shop Supplies 180.00

Gen Sharon Cuda Bailiff Fees 105.00

Gen Culligan Water Supplies 470.25

Gen Custer County Sheriff Court Costs 46.56

Rd Data Tech Computer Services Computer Consultation 50.00

Gen Dawson County Sheriff Court Costs 28.00

Gen, Rd Dell Marketing L.P. Office Supplies 1,306.15

Gen Natalie Demuth Court Costs 20.00

Gen Eakes Office Plus Office Supplies 415.92

Gen Jeremy Erickson Court Costs 20.00

Rd Express Truck Center – York Shop Supplies 85.99

Gen Fillman Law Offices Attorney Fees 1,297.50

Rd Filter Care Repair Parts 24.90

Gen First Concord Benefits Group, LLC Insurance 1,654.29

Gen, Rd General Fire and Safety Equip Building Supplies 344.85

Rd Gerhold Concrete Company, Inc. Concrete 1,012.50

Gen Global Tech Inc. Computer Repair 164.99

Gen Great Plains Pest Management, Inc. Maintenance Agreement 56.00

Visitors Prom Henderson Chamber of Commerce Grant 2,000.00

Weed Hinz Repair Vehicle Maintenance 112.17

Gen Home Care Plus Medical-Prisoners 100.00

Gen Hometown Leasing Office Equipment 308.44

Gen Jeanne Huff Bailiff Fees 245.00

Gen Hy-Tec Auto Service Vehicle Maintenance 146.46

Gen Jackson Services Inc. Maintenance Agreement 81.50

Rd JB Powder Coating Sign 125.00

Rd Jensen Lumber Company Building Materials 88.68

Rd Johnson Sand & Gravel Co., Inc. Gravel 7,459.70

Rd Kerford Limestone Company Rock 2,501.38

Rd Kimball Midwest Shop Supplies 264.54

Gen Eileen Krumbach Mileage 84.75

Visitors Prom The Lamar Companies Media-Advertising 470.00

Gen Lancaster County Sheriff Court Costs 10.17

Rd Lyle Signs, Inc. Signs & Posts 1,312.80

Rd Mac Tools Distributor Shop Tools 13.17

Rd Matheson Tri-Gas, Inc. Shop Supplies 86.31

Gen Gary Meradith Reimbursement 20.00

Gen Amy Meyer Court Costs 20.00

Gen Angela S. Meyer Witness Fees 48.25

Gen Mid-American Research Chemical Janitorial Supplies 138.00

Gen Midwest Auto Fire Sprinkler Co. Maintenance Agreement 150.00

Gen Miller Seed & Supply Co., Inc. Maintenance Agreement 571.25

Gen Jeanne Morand Court Costs 315.50

Rd Ed Mundt Vehicle Maintenance 400.00

Gen NATP Dues 80.00

Gen Ne Criminal Defense Attorneys Registration 125.00

Gen Ne Department of Labor Maintenance Agreement 200.00

Visitors Prom Ne Life Publication 300.00

Gen Ne Public Health Environmental Lab Drug & Alcohol Tests 210.00

Gen Ne Public Power District Electricity 6,957.72

Rd Ne Salt & Grain Co. Bride Materials 1,378.55

Gen, Visitors

Prom North Office Supply Office Supplies 197.98

Gen Nuckolls County Sheriff Court Costs 39.42

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

Rd Orscheln Farm & Home Shop Supplies 360.95

Gen Overhead Door Co. Building Maintenance 308.50

Rd Overland Sand & Gravel Company Gravel/Rock 20,750.44

Gen, Rd,

Visitors Prom Perennial Public Power District Electricity 458.47

Gen Gerald Peterson Mileage 63.85

Emer Mgnt Pinnacle Bank Equip Repair 68.00

Rd Platte Valley Communications Radio Equipment 991.25

Rd Rasmussen Auto Parts Equip Repair 294.76

Gen Rasmussen Mechanical Services, Inc. Building Maintenance 3,975.14

State Inst Region V Systems EPC Billing 242.00

Gen Paula Rollins Reimbursement 49.47

Gen Ronco Plumbing Maintenance Agreement 79.75

Gen Saline County Sheriff Court Costs 24.00

Rd Schlegelmilch Plumbing & Well Serv Grounds Maintenance 399.00

Gen Secretary of State-Election Division Registration 80.00

Gen Seward County Court Court Costs 8.50

Gen Stephens Law Office Attorney Fees 277.50

Gen Sharilyn Steube Reimbursement 64.41

Gen Tammy Stuhr Mileage 83.62

Gen Svehla Law Office Attorney Fees 1,095.00

Rd United Farmers Cooperative Fuel 73.09

Visitors Prom USA Outdoor II, LLC Media-Advertising 360.00

Gen Justin E. Vansyckle Witness Fees 262.95

Gen Sydney Vansyckle Witness Fees 20.00

Rd Village of McCool Junction Water/Sewer 38.00

Visitors Imprv Wallingford Sign Co, Inc. Erecting Signs 2,539.97

Rd Weldon Industries, Inc. Repair Parts 6.96

Gen Tracy R. Wilkie Witness Fees 20.00

Gen, Rd, Relief Windstream Communications Telephone Service 585.71

Gen JS Wurm & Associates Court Costs 22.75

Gen York Ace Hardware Supplies 616.85

Gen York County Court Court Costs 1,210.00

Gen York County Sheriff Unpaid Fees 2,483.49

Gen York County Treasurer Westlaw Fees 154.84

Rd York Electronics Office Equipment 19.99

Rd York Equipment, Inc. Repair Parts 352.40

Rd York Farm Supply LLC Repair Parts 188.90

Gen, Rd York News-Times Publication 166.84

Gen, Rd York Printing Company, LLC Supplies 334.05

Gen Zee Medical Service Medical-Prisoners 35.95

**INTERFUND TRANSFERS:**

There were no interfund transfers to come before the Board.

Cost Allocation Plan proposals were submitted by Maximus Consulting Group and Sequoia Consulting Group.

Maximus Consulting Group Plan: $12,600.00 (For fiscal year 2013, County pays consultant ½ of the recovered funds not to exceed $4,200.00 – Client shall receive recovered funds during fiscal year 2015. For fiscal year 2014, county pays ½ of recovered funds not to exceed $4,200.00 and shall receive recovered funds during fiscal year 2016. For fiscal year 2015, the county will pay ½ of recovered funds not to exceed the sum of $4,200.00 and shall receive recovered funds during fiscal year 2017).

Sequoia Consulting Group Plan: Fee for each of FY2013, FY2014 and FY2015 will be $3,650.00 per year for services. The contingency fee will be 60 percent of every federal dollar recovered.

Moved by Sikes, seconded by Shellington to contract with Sequoia Consulting Group FY2013,FY2014 and FY2015; roll call: yeas, Sikes, Shellington, Bamesberger and Bulgrin; nays, Buller; motion carried.

Bond drawdown #22 was reviewed by the Board: Kirkham Michael, $23,947.00; Dixon Construction, $33,861.91; Commercial Construction Inc, $149,209.03; ME Collins Contracting, $52,919.67 and Speece Lewis, $30,422.44 for a total of $290,360.05.

Moved by Buller, second by Sikes to approve bond drawdown #22 in the amount of $290,360.05; roll call: yeas, Buller, Sikes, Shellington, Bamesberger and Bulgrin; nays, none; motion carried.

The Board had previously entered into an agreement with Kirkham Michael to conduct an ADA survey for purposes of Title VI. It was determined that the allotted time of 20 hours will be inadequate. They are requesting up to 40 hours at $78.00 an hour.

Moved by Bamesberger, seconded by Buller to set a ceiling of 40 hours at $78.00 an hour for Kirkham Michael to conduct the Title VI ADA survey; roll call: yeas, Bamesberger, Buller, Sikes, Shellington and Bulgrin; nays, none; motion carried.

Bob Weiler of York, came before the Board to question the possibility of establishing a quite zone at the crossing on Road 14 by the United Farmers Coop. He spoke with the City regarding the issue and was informed that he would have to speak with the County regarding the matter. The Board will look into the matter but felt that it was a city issue as it is within the 2 mile corporate limits of the city and therefore under their zoning regulations. The Board will have the County Attorney research the matter.

Kevin Graves of the Good Life Alliance addressed the Board regarding his response to the statements concerning the Keystone XL Pipeline made at the previous Commissioner meeting.

Jessica Geis, Assistant to the Veterans Service Officer has given her notice that she will be terminating her employment. The Veterans Board brought forward the name of Angela Hansen for their consideration. They are requesting that she be paid $12.98 an hour.

Moved by Bamesberger, seconded by Sikes to approve the hiring of Angela Hansen with the salary of $12.98 pr hour; roll call: yeas, Bamesberger, Sikes, Shellington, Buller and Bulgrin; nays, none; motion carried.

At the beginning of the calendar year, the Commissioners were appointed to various boards. At the previous meeting it was determined that an evaluation be conducted of the department heads by their appointed representatives to set the additional salary (1.8% + up to an additional 2% depending on their evaluations)

Moved by Sikes to give Beverly Nelson a pay increase of 2%. Sikes then rescinded the motion so that all would be addressed through one motion.

Moved by Shellington, seconded by Buller to set the following pay increases which are additional to the 1.8% which was previously granted; roll call: yeas, Shellington, Buller, Bamesberger, Sikes and Bulgrin; nays, none; motion carried.

Beverly Nelson, General Assistance an additional 2% = $15.91 hr

Denny Crowell, Maintenance Supervisor an additional 1% = $16.61 hr

Donald Sandman, Veterans Service Officer an additional 2% = $18.39 hr

Lori Byers, Aging Coordinator an additional 1.5% = $36,708.70 yr.

Mitch Doht, Highway Superintendent an additional 1.25% = $80,396.55 yr.

Bob Sautter, YCVB an additional 2% = $39,223.01 yr.

Committee reports were given.

During public forum, Jeff Rauh of Trans Canada addressed the Board regarding the Keystone XL Pipeline.

The Chairman declared the meeting adjourned at 11:13 a.m. The next meeting will be held September 17, 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