

**REGULAR MEETING
CITY COUNCIL, YORK, NEBRASKA
DECEMBER 15, 2011**

A meeting of the Mayor and City Council of the City of York, Nebraska, was convened in open and public session at 7:00 o'clock p.m. in the Council Chambers.

The Mayor announced that the Open Meetings Act is posted on the east wall of the Council Chambers.

ROLL CALL

Present were: Mayor Harris; Councilmembers: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Absent: None. Also present were the City Clerk, and City Administrator.

Notice of this meeting was given in advance thereof by publication in the York News Times on December 10, 2011, the City's designated method for giving notice, a copy of the proof of publication being attached to these Minutes. Notice of this meeting was given to the Mayor and all members of the City Council and a copy of their acknowledgment and receipt of notice and the agenda is attached to these Minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and City Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

MINUTES

Councilmember Brink moved and Councilmember Wolfe seconded that the Minutes of the December 1, 2011 meeting be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

REPORTS

Councilmember Mogul moved and Councilmember Obermier seconded that the Departmental Activities Report, and Water and Sewer Operational Statements be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

FUND BALANCES AND BUDGET COMPARISON

Councilmember Obermier moved and Councilmember Wolfe seconded that the Fund Balances and Budget Comparison Reports be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

CLAIMS OF ELECTED OFFICIAL

Councilmember Redfern moved and Councilmember Toms seconded that the claim of Cy North for North Office Supply in the amount of \$1,034.29 and York Printing Co. in the amount of \$338.24 be approved and paid. .

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, Leggett, Brink and Redfern. Nays: None. North declared a Conflict of Interest inasmuch as he is the owner of North Office Supply and York Printing Co. and abstained from voting. Motion Carried.

CLAIMS

Councilmember Redfern moved and Councilmember Mogul seconded that the claims for the period December 2, 2011 through December 15, 2011 be approved and paid.

Roll Call Vote Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

CITY ADMINISTRATOR REPORT

The City Administrator reported : 1) that someone is putting packets on door handles of local residents regarding water testing and they have no permit; 2) the Nebraska Avenue Project is probably over for this year; and 3) a local realtor has an idea of building town homes and housing on part of the old swimming pool parking lot.

APPROVE SPECIAL DESIGNATED PERMIT APPLICATION

Councilmember Leggett moved and Councilmember Redfern seconded to recommend approval of special designated permit application filed by Kirk's Korner to hold tasting events on licensed premises on January 26, 2011 and February 23, 2011.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

SECOND READING OF ORDINANCE NO. 2056

AN ORDINANCE OF THE CITY OF YORK, NEBRASKA TO DIRECT THE SALE AND CONVEYANCE OF CERTAIN REAL ESTATE IN THE CITY OF YORK, NEBRASKA MORE PARTICULARLY DESCRIBED AS HEREIN SET FORTH

RELEASE TIF PROJECT

Councilmember Brink moved and Councilmember Leggett seconded that the following Resolution be adopted:

RESOLUTION NO. 2011-23

WHEREAS, The Mayor and City Council, acting as the Community Development Agency, approved a redevelopment plan, pursuant to the Nebraska Community Development law, Section 18-2103 and Section 18-2111, reissue of 1991, items (1) through (6) and Section 18-2113, for the area adjacent to and including the site proposed by Champion Home Builders, Inc. and the eventual consideration of entering into an agreement with the subject developer for Tax Increment Financing; and

WHEREAS, the Mayor and City Council, acting as the Community development Authority, entered into a Redevelopment contract between the Community Redevelopment Authority of the City of York, Nebraska and Champion Home Builders, Inc. , on December 15, 1996, for the use of Tax Increment Financing for acquisition and redevelopment on the following described premises: Lots 4, 5, 6 and 7, Block 1, York Industrial Park, City of York, York County, Nebraska; and

WHEREAS, The Mayor and City Council, executed a note with Cornerstone Bank in the principal amount of \$540,000.00 on December 20, 1996 and with York State Bank & Trust Company in the amount of \$360,000.00 on December 20, 1996, for said above referenced project; and

WHEREAS, said banks have now been paid in full for said notes dated December 20, 1996; NOW

THEREFORE, BE IT RESOLVED BY the Mayor and City Council of the City of York, Nebraska:

That the tax increment financing project known as Champion Home Builders, Inc. be declared complete; that all loans and/or liabilities have been paid in full; that the City Clerk be directed to notify the County Assessor and County Treasurer of said release and completion of said Tax Increment Financing Project; and that the City Clerk be further directed to return any funds on hand to the County Treasurer.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None. Motion Carried.

MAYOR'S APPOINTMENTS

The Mayor re-affirmed the appointment Susan Cox (term July 1, 2011-July 1, 2015); Todd Kirschenbaum (term July 1, 2011 – July 1, 2016); Mike Teetor (term July 1, 2007 – July 1, 2012); Leonard Hoskins (term July 1,

2008 – July 1, 2013); and Jerrine Brugh (term July 1, 2009 –July 1, 2014) to the Library Advisory Board.

Councilmember Redfern moved and Councilmember Toms seconded that the appointment be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None.
Motion Carried.

The Mayor announced his re-appointment Lisa Riley, Jan Buhman and Matt Leif to the Planning Commission for a three year term.

Councilmember Mogul moved and Councilmember Obermier seconded that the appointment be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None.
Motion Carried.

The Mayor announced his re-appointment of Ron Skaden to the Examining Board for a two year term.

Councilmember Brink moved and Councilmember Redfern seconded that the appointment be approved.

Roll Call Vote: Ayes: Toms, Wolfe, Obermier, Mogul, North, Leggett, Brink and Redfern. Nays: None.
Motion Carried.

ADJOURNMENT

There being no further business to come before the meeting, The Mayor adjourned the meeting, the time being 7:11 o'clock p.m.

C. Jean Thiele, City Clerk

Charles Harris, Mayor