

**REGULAR MEETING
CITY COUNCIL, YORK, NEBRASKA
DECEMBER 3, 2009**

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.

Present were: Councilmembers: Redfern, Toms, Wolfe, Obermier, Mogul, North, Leggett and Brink.

Notice of this meeting was given in advance thereof by publication in the York News Times on November 30, 2009. 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 Obermier seconded that the Minutes of the November 19, 2009 meeting be approved.

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

APPROVE ELECTED OFFICIALS CLAIM

Councilmember Toms moved and Councilmember Leggett seconded that the claim of Cy North for North Office Supply in the amount of \$277.27 be approved and paid.

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

CLAIMS

Councilmember Toms moved and Councilmember Mogul seconded that the claims for the period of November 19, 2009 through December 3, 2009 be approved and paid.

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

APPROVE AGREEMENT

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

RESOLUTION NO. 2009-16

SUPPLEMENTAL PROJECT PROGRAM AGREEMENT NO. XL0539, SUPPLEMENT NO. 1

CITY OF YORK, NEBRASKA

WHEREAS: the City of York, Nebraska, and Nebraska Department of Roads have previously executed a Project Program Agreement for a transportation project for which the City of York, Nebraska, would like to obtain Federal

Funds; and

WHEREAS: the City of York, Nebraska understands that it must continue to strictly follow all Federal, State and local laws, rules and regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

WHEREAS: the City of York, Nebraska and the Nebraska Department of Roads wish to enter into a Supplemental Project Program Agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project. NOW

THEREFORE, BE IT RESOLVED by the City Council of the City of York, Nebraska that Charles Harris, Mayor of the City of York, is hereby authorized to sign the attached Supplemental Project Program Agreement No. XL0539 Supplement No. 1 between the City of York, Nebraska and the Nebraska Department of roads.

That the City of York, Nebraska, is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

Nebraska Department of Roads Project No. STPAA-6305 (1)
Nebraska Department of Roads Control No. 41015
Nebraska Department of Roads Project Name: Nebraska Avenue 4th-14th

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

APPROVE FINANCIAL MANAGEMENT SYSTEMS CERTIFICATION FOR FEDERAL AID-TRANSPORTATION CONSTRUCTION PROGRAMS (AS PER RESOLUTION NO. 2009-13)

1) Councilmember Brink moved and Councilmember Obermier seconded that the following Certification be approved:

LOCAL PUBLIC AGENCY
FINANCIAL MANAGEMENT SYSTEMS CERTIFICATION

Name of Local Public Agency: City of York, Nebraska

Date: December 3, 2009

The above named local public agency, City of York, Nebraska, certifies that the financial management systems and procedures used by them meet all requirements set forth by the Nebraska Department of Roads (NDOR) and the Federal Highway Administration (FHWA) and are sufficient to satisfy all applicable financial management system standards set forth in 49 CFR Part 18, Uniform Administrative Requirements for Grants and Cooperative Agreements to State & Local Governments, and all the requirements set out on the attachment to this certification.

By signing this document, the above named City of York, Nebraska, certifies that the local systems and procedures provide an accurate representation of the financial transactions associated with Federal-Aid projects, and that financial records are maintained for subsequent audit purposes. In the event the City of York, Nebraska determines that a financial transaction is not accurately shown on the City of York, Nebraska's financial records, the City of York, Nebraska agrees to notify the NDOR and FHWA and disclose and correct the details of that financial transaction. Further, if it is determined that the City of York, Nebraska's systems are no longer compliant with all requirements of the first paragraph of this certification, then the City of York, Nebraska will modify their system(s) to make them compliant and submit a new certification to NDOR.

The person signing below hereby certifies that he or she is duly authorized to sign this document and that the statements contained herein are true and correct to the best of his or her knowledge and belief. This certification is submitted with an attached copy of Resolution No. 2009-13 of the City Council of the City of York, Nebraska authorizing the following individual to sign this document: Mark Christiansen

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

2) Councilmember Brink. Moved and Councilmember Leggett seconded that the Attachment to the Management Systems Certification be approved:

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

ADJOURNMENT

There being no further business to come before the Council, the Mayor adjourned the meeting, the time being 7:10 o'clock p.m.

C. Jean Thiele, City Clerk

Charles W. Harris, Mayor