

**REGULAR MEETING
CITY COUNCIL, YORK, NEBRASKA
APRIL 16, 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.

ROLL CALL

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

Notice of this meeting was given in advance thereof by publication in the York News Times on April 13, 2009, 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 Leggett moved and Councilmember Obermier seconded that the Minutes of the April 2, 2009 meeting be approved.

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

REPORTS

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

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

FUND BALANCES AND BUDGET COMPARISON

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

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

CLAIM OF ELECTED OFFICIALS

Councilmember Redfern moved and Councilmember Mogul seconded that the claim of Cy North for North Office Supply in the amount of \$798.45 and York Printing Co. in the amount of \$2,000.10 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 due to the fact that he is the owner of North Office Supplies and York Printing Co. and abstained from voting: Motion Carried.

CLAIMS

Councilmember Redfern moved and Councilmember Toms seconded that the claims for the period March 20, 2009 through April 16, 2009 be approved and paid.

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

APPROVE PRELIMINARY AND FINAL PLAT

The Mayor announced that this was the time and place for a public hearing on a preliminary and final plat of Deerhaven Estates, 1st Addition and the City Clerk read the required legal notice. Jeff Burk appeared in support of the plat stating that he has purchased approximately four acres more. The Director of Public Works advised that the Planning Commission had recommended approval of said plat/

Councilmember Obermier moved and Councilmember Leggett seconded that the plat be approved.

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

SET UTILITY CONNECTION FEES

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

RESOLUTION NO. 2009-6

BE IT RESOLVED by the Mayor and City Council of the City of York, Nebraska, that the following Connection Fees be adopted:

WATER DISTRICTS	\$28.61/front foot
SANITARY SEWER DISTRICTS	\$44.20/front foot

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

AWARD BID

The Director of Public Works advised that bids had been received for a 2009 Material Spreader and/or Snow Plow and that the low bidder was LCL Truck Equipment.

Councilmember Obermier moved and Councilmember Wolfe seconded that the low bid of LCL Truck Equipment in the amount of \$22,055.00 for said equipment be approved

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

APPROVE SPECIAL DESIGNATED PERMIT APPLICATIONS:

Jerry Wilkinson appeared in support of the following special designated permit applications:

1) Councilmember Obermier moved and Councilmember Brink seconded that an application filed by Gerald M. Wilkinson d/b/a JW's Catering to sell alcoholic beverages on the York County Fairgrounds for a beer garden on May 8 and May 9, 2009 be recommended for approval.

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

2) Councilmember Leggett moved and Councilmember North seconded that an application filed by Gerald M. Wilkinson d/b/a JW's Catering to sell alcoholic beverages in the Cornerstone Event Center for a class reunion on June 6, 2009 be recommended for approval.

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

3) Councilmember Mogul moved and Councilmember Obermier seconded that an application filed by Gerald M. Wilkinson d/b/a JW's Catering to sell alcoholic beverages in the Cornerstone Event Center for a wedding reception on July 18, 2009 be recommended for approval.

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

4) Councilmember Mogul moved and Councilmember Obermier seconded that an application filed by Gerald M. Wilkinson d/b/a JW's Catering to sell alcoholic beverages in the Cornerstone Event Center for a wedding reception on September 19, 2009 be recommended for approval.

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

ADJOURNMENT

Councilmember Brink moved and Councilmember Redfern seconded that the Council meeting be adjourned the time being 7:21 o'clock p.m.

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

C. Jean Thiele, City Clerk

Charles Harris, Mayor