

**REGULAR MEETING
CITY COUNCIL, YORK, NEBRASKA
JUNE 3, 2010**

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: Toms, Wolfe, Mogul, Leggett, Brink and Redfern. Absent: Mayor Harris, Obermier and North. Also present were the Deputy City Clerk, City Administrator and Director of Public Works.

Notice of this meeting was given in advance thereof by publication in the York News Times on May 29, 2010, 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.

APPROVE CLAIMS

Councilmember Toms moved and Councilmember Wolfe seconded that the claims for the period May 20, 2010 through June 3, 2010 be approved and paid.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

APPROVE ELECTED OFFICIAL CLAIMS

Councilmember Toms moved and Councilmember Brink seconded that the claim for Councilmember North for North Office Supply in the amount of \$201.50, York Printing Co. in the amount of 1,190.18 and the claim for Peck Properties in the amount of \$5,254.22 (TIF) be approved.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

**APPROVE LETTER OF AGREEMENT
WITH NEBRASKA DEPARTMENT OF ROADS**

Councilmember Brink moved and Councilmember Mogul seconded that the Mayor be authorized to execute a Letter of Agreement with the Nebraska Department of Roads regarding a lease of approximately 30 acres to Trans-Canada Keystone Pipeline LP to serve as a staging area for their pipe line construction project.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

APPROVE RESOLUTION OF INTENT

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

RESOLUTION OF INTENT NO. 2010-19

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA,
DECLARING OFFICIAL INTENT TO INCUR INDEBTEDNESS AND REIMBURSE EXPENDITURES

BE IT RESOLVED by the Mayor and City Council of the City of York, Nebraska, hereby anticipate incurring expenditures in connection with the following :

Contract with Rogge General Constructors, Inc. in the amount of
\$298,000.00 for East Hill Park Concessions and Restroom
Facility

BE IT FURTHER RESOLVED that the Mayor and City Council presently intend to incur indebtedness in the amount not to exceed \$\$298,000.00 to pay for or reimburse advances related to such expenditures.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

APPROVE AGREEMENTS

1) Councilmember Leggett moved and Councilmember Brink seconded that the Mayor be authorized to enter into an Agreement with HWS Consulting Group for construction engineering services for the Nebraska Avenue Project.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

2) Councilmember Mogul moved and Councilmember Wolfe seconded that the Mayor be authorized to enter into Amendment No. 5 with Kirkham, Michael – Agreement for Limited Construction Engineering Services for the Nebraska Avenue Project.

Roll Call Vote: Ayes: Mogul, Leggett, Brink, Redfern, Toms and Wolfe. Nays: None. Absent & Not Voting: Obermier and North. Motion Carried.

ADJOURNMENT

There being no further business to come before the Council, the President of the Council adjourned the meeting, the time being 7:12 o'clock p.m.

C. Jean Thiele, City Clerk

Charles W. Harris, Mayor