

AGENDA
CITY COUNCIL, YORK, NEBRASKA
Thursday, August 19, 2021
7:00 PM



THE OPEN MEETINGS ACT IS POSTED ON
THE EAST WALL OF THE COUNCIL
CHAMBERS

1. The Open Meetings Act is posted on the East Wall of the Council Chambers
2. Roll Call
3. Oath of Office - The City Clerk will administer the Oath of Office to Jennifer Sheppard, whereupon she will sign the Oath of Office and Bond and be seated as an official of the Governing Body of the City of York
4. Appointment of Councilmember Sheppard to the Ordinance & Judiciary Committee and Asset Management Committee
5. Minutes of August 5, 2021
6. Cash Collections for the month of July, 2021
7. Departmental Activities Report for the Month of July, 2021
8. Claims of Elected Officials
 - 8.1. Claim of Tony North for North Printing & Office Supply in the amount of \$626.31
 - 8.2. Claim of Jeff Pieper for Pieper's Inc. in the amount of \$172.96
9. Claims for the period August 6, 2021 through August 19, 2021
10. City Administrator Report
11. Appointment of a Director of Public Works.
12. Budget Discussion
13. Public Hearing to consider amending Article XXV to add Section 10 - Shipping Containers - Ordinance No. 2291

- 13.1. Suspend the rules on Ordinance No. 2291
- 13.2. Passage of Ordinance 2291
14. Special Designated Permit Application for York Sip & Stroll, October 7, 2021:
Prairie Creek Vineyards - McNeill Floral Co.
United Way - Mr. Dukes Mercantile and Little Racers Child Care
York Chamber of Commerce - Dragonfly Studios, McCormick's Heating & Air Conditioning,
Pieper Plumbing, The Hair Benders, The Personal Touch and Cinch Law Firm
Yorkshire Playhouse - Peterson's Petal Company - Carquest Auto Parts -
Crossroads Awards - GoodyPop- H & R Block and Kinetic by Windstream
York Community Foundation - B & B On Sixth - Coldwell Banker - NHS Real Estate -
Ginny's Hallmark - Kirtsey's Clothing & Gift Boutique - Svehla Law Offices -
and The Quilt Basket
York County Development Corporation - 4th Street Boutique - Ameriprise Financial
Services - Mid America Vision Center - Penner's Tire & Auto - The Jeweler's
Vault - Wagner Decorating
15. Purchase No 50' Lot 3, Block 71, Original Town from Virginia Kleinholz in the amount
of \$70,000.00 - this is Part of the Community Development Block
Grant Buy/Rehab/Sell Program - Ordinance No. 2292
- 15.1. Suspend the rules on Ordinance No. 2292
- 15.2. Passage of Ordinance No. 2292
16. Sale of No. 50' Lot 3, Block 71, Original Town to Caleb Magner and Amelia Magner in
the amount of \$84,000.00 - this is part of the Community Development Grant
Buy/Rehab/Sell Program - Ordinance 2293
- 16.1. Suspend the rules on Ordinance No. 2293
- 16.2. Passage of Ordinance 2293
17. Prescribe sewer rates - First Reading of Ordinance No. 2294
18. Resolution No. 2021-22 - Resolution to strike Section 10 for the City/County Interlocal
Agreement regarding the 911 Join Communications Agency regarding 911 surcharge
fees
19. Amend Section 37-12.1 to require a permit to tap into the water and sanitary sewer
systems - Ordinance No. 2290

- 19.1. Suspend the rules on Ordinance 2290
- 19.2. Passage of Ordinance 2290
20. Amend Section 37-18 to require connections for utility service to be made under the supervision of the Director of Public Works - Ordinance 2295
 - 20.1. Suspend the rules on Ordinance 2295
 - 20.2. Passage of Ordinance 2295
21. Amend Section 7-3 to create an exception for school properties to keep animals on school property - Ordinance 2296
 - 21.1. Suspend the rules on Ordinance 2296
 - 21.2. Passage of Ordinance No. 2296
22. Set current tapping fees - Resolution No 2021-23
23. Interlocal Grant with Upper Big Blue NRD, and City of York for the Payton-Parker-Lane Playground in the amount of \$10,000.00
24. Adjournment

**REGULAR MEETING
CITY COUNCIL, YORK, NEBRASKA
AUGUST 5, 2021
7:00 o'clock P.M.**

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. at 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 Redfern. Councilmembers: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Absent: None.

Notice of this meeting was given in advance thereof by publication in the York News Times on July 31, 2021, 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 Wilkinson moved and Councilmember North seconded that the Minutes of the July 15, 2021 meeting be approved.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

CLAIMS OF ELECTED OFFICIAL

Councilmember Lones moved and Councilmember Wilkinson seconded that the claim of Tony North for North Printing and Office Supply Co. in the amount of \$1,468.10 be approved and paid.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner and Wilkinson. Nays: None. Councilmember North declared a conflict of interest inasmuch as he is the owner of North Printing and Office Supply and abstained from voting. Motion Carried.

CLAIMS

Councilmember Lones moved and Councilmember Wilkinson seconded that the claims for the period July 16, 2021 through August 5, 2021 be approved and paid.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

APPOINTMENT OF CITY COUNCILMEMBER

The Mayor announced his appointment of Jennifer Sheppard to the Council for the unexpired term of Clarence Hoffman.

Councilmember Wilkinson moved and Councilmember Hubbard seconded that the appointment be approved.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

CITY ADMINISTRATOR REPORT

The City Administrator advised that budget updates will be given to the Council before the next meeting – that there will be public hearings on the budget on August 26, 2021 and September 2, 2021 – the work at the old wastewater treatment plant is not done – she will be meeting with Wyad on Monday with possible remedies.

AMEND A-L AGRICULTURAL DISTRICT TO ALLOW PUBLIC EVENTS

The Mayor announced that this was the time and place set for a public hearing to consider amending the A-L Agricultural District to allow public events that may or may not involve the payment of admission fees, to include but not be limited to outdoor arenas, tracks, concession buildings, restrooms, offices, spectator stands, livestock stables and parking lot and areas by special use permit. The Planning Commission had recommended approval of the same. Jane Jansen advised that she and her husband had applied for a horse track before the Nebraska Gaming and Racing Commission but had not received a decision from said Commission. She advised the location is east of the Holthus Convention Center and they have an option to purchase the ground. Lisa Hurley, YCDC Director, spoke in support of the application. Pellie Thomas spoke in opposition citing her concerns with gambling and the effect on families, that crime is an issue and the Police Department is very thin. She has lived in areas where gambling is permitted and has seen the crime rate and effect on families. Willard Peterson spoke regarding the taking of farm ground for such an endeavor. The Mayor closed the public hearing. Councilmember Wagner advised that conditions can be added to any special use permit. Councilmember North advised that the premises can be used for temporary events also. It was noted that the Ordinance Committee had met and recommends approval of the amendment.

Councilmember Hubbard moved and Councilmember Pieper seconded that Section 17 (t) be amended to insert the word “horse” prior to the work “Tract”.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

The following ordinance was introduced:

ORDINANCE NO. 2288

AN ORDINANCE TO AMEND A PORTION OF ARTICLE VI- “A-1’ AGRICULTURAL DISTRICT, SECTION 3 – USE REGULATIONS; REPEAL OF ALL ORDINANCE SIN CONFLIT HEREWITH AND PROVIDNG FOR THE EFFECTIVE DATE OF THIS ORDINANCE

Councilmember Hubbard moved and Councilmember North seconded that the Statutory Rule requiring reading on three different days of Ordinance No. 2288 be suspended.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None.

The motion was adopted by a three-fourths vote of the Council and the Statutory Rule suspended for consideration of said Ordinance on its second and third reading.

Councilmember Pieper moved and Councilmember Wilkinson seconded that Ordinance No.2288 be passed and adopted.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried. Ordinance No. 2288 was declared adopted.

APPROVE PARS & SMARTS TURN-KEY CONTRACT AND ADDENDUM

Requests for proposals for engineering, materials and labor for a HVAC project at the Kilgore Memorial Library had been received. Only one bid was received – from Facility Advocates for phase I engineering in the amount of \$27,250 and phase 2 equipment in the amount of \$95,000. Brent Jackson of Facility Advocates advised that he had looked at the project. That they will convert the system from electricity to gas – they will replace 3 residential type heat pumps with gas DX split system and will seek bids for installation of the unit. The City Administrator recommended approval of the bids. The following addendum was introduced:

Phase 1 – payment for engineering costs at completion of engineering in a single invoice.

Phase III – the City must allow 20 days after publication of the invitation to bid for the bids to be submitted. If bidding sarts September 5th, the installation contract will go before the Council October 7th. If bidding begins by August 24, the installation contract goes before the Council September 16.

Phase IV – project completed by October 29th.

Phase III and Phase IV – if installation cannot reasonably be completed by October 29th, Phase III and Phase IV move to a March/April timeline agreed on by both parties.

Councilmember Pieper moved and Councilmember Lones seconded to approve the bid of and addendum.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

PUBLIC HEARING TO CONSIDER CLOSING EXISTING DOWNTOWN REVITALIZATION PROJECT

The Mayor announced that this was the time and place set for a public hearing to consider closing the existing downtown revitalization project.. Madonna Mogul addressed the Council stating that Tom Bliss of SENDD could not attend the meeting and he sent his apologies. Madonna gave an update of the projects and stated that they must be closed by November. The Mayor closed the public hearing.

Councilmember Hubbard moved and Councilmember Wilkinson seconded that said project be closed.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

APPROVE KRYSTAL CARTER AS MANAGER OF LIQUOR LICENSES OF CASEY'S GENERAL STORES AT 115 EAST NOBES ROAD AND 1822 N LINCOLN AVENUE

Ryan Kudrow, District Manager of Casey's General Stores, spoke in support of Krystal Carter as Manager.

Councilmember Pieper moved and Councilmember Hubbard seconded that the Council recommend approval to the Liquor Control Commission of Krystal Carter as manager of said York Casey's liquor licenses.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

TABLE VACATION OF ALLEY IN BLOCK 64 ORIGINAL TOWN

A petition signed by the owners of property abutting the alley between Lots 8 and 9 and 6 and 7 in Block 64, Original Town to vacate said alley had been presented to the Council. The Asset Manager advised that a sewer line is located in this alley and if the alley is vacated, an easement will be required for said line. Rod Woods advised that he had wanted the alley vacated so that he could building a warehouse. He was advised that he cannot construct a building over a sewer line.

Following further discussion, Councilmember Pieper moved and Councilmember VanEsch seconded to table this matter.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

APPROVE AGENCY AGREEMENT

Councilmember Pieper moved and Councilmember Hubbard seconded that the following Resolution be adopted:

RESOLUTION NO. 2021-20

A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF AN AGENCY AGREEMENT WITH NEBRASKA DEPARTMENT OF TRANSPORTATION, AERONAUTICS DIVISION FOR GRANT NO. 3-31-0104-017-2021 TO BE SUBMITTED BY THE DEPARTMENT TO THE FEDERAL AVIATION ADMINISTRATION TO OBTAIN FEDERAL NON- DEVELOPMENT ECONOMIC ASSISTANCE FOR THE AIRPORT UNDER THE

PROVISIONS OF THE FEDERAL ARPA ACT:

1. The City of York shall enter into an Agency Agreement with the Department of Transportation, Aeronautics Division for Grant no. 3-31-0104-017-2021 for the purpose of obtaining Federal non-development economic assistance for the Airport and that such agreement shall be set forth herein below.
2. The Mayor of the City of York is hereby authorized and directed to execute said Agency Agreement on behalf of the City of York and the City Clerk is hereby authorized to attest said execution.
3. The said agreement, referred to hereinabove, is inserted in full and attached herewith and made a part hereof as Exhibit "O".

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

APPROVE SETTLEMENT WITH NEMAHA LANDSCAPE CONSTRUCTION INC.

The City Attorney advised that a settlement had been agreed upon between the City of York, Nemaha Landscape Construction, Inc. and Alfred Benesch & Company regarding the York's Baseball/Softball Complex Project and subsequent lawsuit. The settlement agreement calls for the payment of \$30,000 - \$15,000 payable by the City of York and \$15,000 payable by Alfred Benesch Company.

Councilmember North moved and Councilmember Wilkinson seconded that the Settlement Agreement and General Release and City's payment in the amount of \$15,000 be approved.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried.

ORDINANCE TO AMEND SECTION 37-18

The Mayor advised that this ordinance has been voided.

PURSUE ISSUANCE OF HIGHWAY ALLOCATION BONDS

The City Administrator discussed the advisability of issuing Highway Allocation Bonds for street replacement and/or overlay and discussed the interest rates for six years, eight years and ten years.

The following Resolution was introduced:

RESOLUTIONNO. 2021-21

WHEREAS , the City of York has several streets that are need of replacement or overlay with concrete and/or asphalt; AND

WHEREAS, the City Council desires to obtain the best possible bids for said work; AND

WHEREAS, the City will need to bond said construction costs in order to pay for said improvements .
NOW

THEREFORE, be it resolved by the Mayor and City Council that the City pursue the issuance of Highway Allocation Bonds in an amount not to exceed \$5,500,000 for said work.

Councilmember Wilkinson moved and Councilmember VanEsch seconded to amend Resolution 2021-21 by adding: for a ten year amortization period after the word "work".

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None. Motion Carried

Councilmember Wilkinson moved and Councilmember Lones seconded that the following amended Resolution 2021-21 be approved:

AMENDED RESOLUTIONNO. 2021-21

WHEREAS , the City of York has several streets that are need of replacement or overlay with concrete and/or asphalt; AND

WHEREAS, the City Council desires to obtain the best possible bids for said work; AND

WHEREAS, the City will need to bond said construction costs in order to pay for said improvements .
NOW

THEREFORE, be it resolved by the Mayor and City Council that the City pursue the issuance of Highway Allocation Bonds in an amount not to exceed \$5,500,000 for said work for a ten year amortization period.

Roll Call Vote: Ayes: Hubbard, Pieper, Lones, VanEsch, Wagner, North and Wilkinson. Nays: None.
Motion Carried.

ADJOURNMENT

There being no further business to come before the Council, the Mayor adjourned the meeting, the time being 7:47 o'clock p.m.

C. Jean Thiele, City Clerk

Barry Redfern, Mayor

**CITY OF YORK
CASH BALANCES
for the Month of July 2021**

Fund #	Fund	10/1/2020 Balance	Current Month Receipts	YTD Receipts	Current Month Disbursements	YTD Disbursements	Ending Balance
10-101	General	\$3,115,749.28	\$542,462.27	\$6,535,585.89	\$679,946.50	\$6,271,530.78	\$3,379,804.39
	American Rescue Plan Act	\$0.00	\$694,322.93	\$694,322.93	\$0.00	\$0.00	\$694,322.93
10-102	Auditorium	\$0.00	\$11,492.83	\$105,721.21	\$4,465.96	\$88,423.26	\$17,297.95
10-103	Park	\$0.00	\$44,706.50	\$460,117.63	\$35,888.48	\$335,257.25	\$124,860.38
10-104	Police	\$0.00	\$184,532.41	\$1,854,708.80	\$144,807.91	\$1,520,633.45	\$334,075.35
10-105	Community Center	\$0.00	\$32,885.02	\$353,810.60	\$32,498.98	\$282,096.41	\$71,714.19
10-106	Aquatic Center	\$0.00	\$42,524.01	\$269,715.47	\$60,114.03	\$211,514.03	\$58,201.44
10-110	Senior Center	\$0.00	\$1,392.75	\$13,927.50	\$3,081.01	\$12,827.18	\$1,100.32
10-201	Convention Center	\$0.00	\$32,333.54	\$352,390.14	\$29,122.79	\$335,078.05	\$17,312.09
10-111	Ball Field	\$0.00	\$36,728.39	\$353,998.71	\$38,288.95	\$284,375.97	\$69,622.74
13	User Fees	\$13,000.00	\$1,200.00	\$2,920.00	\$0.00	\$0.00	\$15,920.00
22	Ambulance	\$0.00	\$89,391.26	\$1,330,212.55	\$104,667.86	\$1,214,655.31	\$115,557.24
22	Fire	\$0.00	\$69,271.06	\$403,748.76	\$19,811.64	\$350,742.96	\$53,005.80
24	Library	\$0.00	\$38,427.95	\$366,167.50	\$31,866.11	\$325,992.16	\$40,175.34
14-144	General Capital-Auditorium	(\$522,690.00)	\$0.00	\$3,118,250.00	\$0.00	\$2,877,234.59	(\$281,674.59)
14-145	General Capital-Comm Ctr	(\$7,147.54)	\$0.00	\$981,750.00	\$222,314.91	\$1,000,941.80	(\$26,339.34)
	General Balances	\$2,598,911.74	\$1,821,670.92	\$17,197,347.69	\$1,406,875.13	\$15,111,303.20	\$4,684,956.23
11	Keno	\$44,147.54	\$437.76	\$4,627.37	\$233.51	\$867.79	\$47,907.12
20	Aviation	\$607,252.10	\$18,389.68	\$202,697.84	\$12,599.96	\$263,885.98	\$546,063.96
20	Aviation - Federal Funds	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
31	Fire Pension	\$326,983.87	\$45.69	\$1,123.93	\$12,462.66	\$128,458.16	\$199,649.64
30	Police Pension	\$223,492.71	\$38.62	\$837.39	\$6,625.97	\$52,859.68	\$171,470.42
32	911 Surcharge	\$52,726.27	\$13.54	\$8,284.00	\$0.00	\$0.00	\$61,010.27
33	Health Insurance	\$1,266,042.99	\$99,377.43	\$1,001,166.01	\$89,559.58	\$821,013.28	\$1,446,195.72
	Total Tax Funds	\$5,119,557.22	\$1,939,973.64	\$18,416,084.23	\$1,528,356.81	\$16,378,388.09	\$7,157,253.36
50	Street	\$893,206.19	\$272,794.48	\$2,593,105.82	\$491,168.78	\$1,732,217.92	\$1,754,094.09
70	Landfill-Cash & Invest	\$1,651,058.06	\$151,147.25	\$1,267,943.81	\$62,784.49	\$863,304.88	\$2,055,696.99
	Landfill-Operations	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Landfill-Debt Service	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
78	Old Landfill Closure	\$11,767.65	\$0.00	\$67.05	\$0.00	\$0.00	\$11,834.70
79	Landfill Post Closure	\$2,363,417.14	\$0.00	\$90,811.27	\$0.00	\$0.00	\$2,454,228.41
	C&D Site Closure/Post Closu	\$163,608.54	\$0.00	\$17,568.76	\$0.00	\$0.00	\$181,177.30
75	Landfill Construction	(\$55,779.17)	\$0.00	\$0.00	\$23,146.79	\$32,913.74	(\$88,692.91)
	Total Non-Tax Funds	\$ 5,027,278.41	\$ 423,941.73	\$ 3,969,496.71	\$ 577,100.06	\$ 2,628,436.54	\$ 6,368,338.58
12	CDBG Revolving Loan	\$28,487.87	\$4,181.87	\$41,811.27	\$0.00	\$0.00	\$70,299.14
12	Housing Grant - Federal Func	\$58,208.82	\$0.00	\$252,259.01	\$0.00	\$201,457.49	\$109,010.34
12	Buy Rehab Sell	\$82,017.24	\$9,400.00	\$102,631.67	\$1,350.00	\$3,527.56	\$181,121.35
60	Federal Street Projects	\$771,633.08	\$206.57	\$170,842.61	\$0.00	\$0.00	\$942,475.69
60	Shadow Brook Project	(\$11,894.68)	\$0.00	\$0.00	\$2,195.00	\$2,195.00	(\$14,089.68)
19-192	Land Acq - Indust. Park	\$1,028,333.02	\$272.09	\$105,395.69	\$0.00	\$4,883.56	\$1,128,845.15
19-193	Land Acq - Right-of-ways	\$21,140.13	\$0.00	\$0.00	\$0.00	\$0.00	\$21,140.13
19-194	Land Acq - Parks	\$66,046.21	\$0.00	\$0.00	\$0.00	\$0.00	\$66,046.21
19-194	Council of Gov'ts CD's	\$32,289.01	\$0.00	\$0.00	\$0.00	\$0.00	\$32,289.01
16	Total Bond Funds	\$469,551.06	\$65,262.65	\$656,570.58	\$0.00	\$902,217.50	\$223,904.14
40	Total TIF Funds	\$565,487.41	(\$81,619.96)	\$17,324.54	\$0.00	\$151,205.67	\$431,606.28
	Total Misc. Funds	\$ 3,111,299.17	\$ (2,296.78)	\$ 1,346,835.37	\$ 3,545.00	\$ 1,265,486.78	\$ 3,192,647.76
	Total All Funds	\$ 13,258,134.80	\$ 2,361,618.59	\$ 23,732,416.31	\$ 2,109,001.87	\$ 20,272,311.41	\$ 16,718,239.70

LB 357 Cash Available (from Page 2)
Wastewater Cash Available (from Page 3)
Water Cash Available (from Page 3)

\$1,552,074.89
\$2,625,494.32
\$7,143,511.00
\$ 28,039,319.91

**City of York
LB 357 Funds Summary**

	30-Jun-21	31-Jul-21
LB 357 Funds Allocation		
Cash Balance	\$13,962,316.96	\$14,088,851.56
Less: Quiet Zone	(\$1,503,528.97)	(\$1,503,528.97)
School-Owned Properties	(\$673,520.34)	(\$720,003.03)
Ball Field	(\$9,479,276.31)	(\$9,494,276.31)
City-Owned Properties	(\$775,635.02)	(\$818,968.36)
Total Cash Available	\$1,530,356.32	\$1,552,074.89
Less Restricted Funds		
Debt Service	(\$128,386.26)	(\$171,181.68)
Debt Service Reserve	\$0.00	\$0.00
Total Unallocated LB 357 Funds	\$1,401,970.06	\$1,380,893.21

**City of York
Public Works Summary**

	<u>30-Jun-21</u>	<u>31-Jul-21</u>
Wastewater		
Cash Balance	\$6,014,670.19	\$6,185,044.56
Less: Construction Fund	(<u>\$3,559,550.24</u>)	(<u>\$3,559,550.24</u>)
 Total Cash Available	 \$2,455,119.95	 \$2,625,494.32
 Less Restricted Funds		
Operations	\$0.00	\$0.00
Debt Service	\$0.00	\$0.00
Debt Service Reserve	\$0.00	\$0.00
Renewal & Replacement	<u>\$0.00</u>	<u>\$0.00</u>
 Total Unrestricted Funds	 <u><u>\$2,455,119.95</u></u>	 <u><u>\$2,625,494.32</u></u>
 Water		
Cash Balance	\$6,845,771.36	\$6,961,209.07
Less: Construction Fund	(<u>\$498,588.97</u>)	(<u>\$498,707.47</u>)
Add: Farm Management Acct	<u>\$691,192.48</u>	<u>\$681,009.40</u>
 Total Cash Available	 \$7,038,374.87	 \$7,143,511.00
 Less Restricted Funds		
Operations	(<u>\$108,577.00</u>)	(<u>\$108,577.00</u>)
Debt Service	(<u>\$30,590.23</u>)	(<u>\$89,857.08</u>)
Debt Service Reserve	<u>(\$266,768.69)</u>	<u>(\$266,768.69)</u>
 Total Unrestricted Funds	 <u><u>\$6,632,438.95</u></u>	 <u><u>\$6,678,308.23</u></u>

**City of York
for the Month of July 2021**

Auditors Grouping	<u>Total Amount</u>	<u>Restricted or Assigned</u>	<u>Unrestricted</u>	<u>Notes</u>
10 General:				
General	\$3,379,804.39	1,004.31	\$3,378,800.08	Restricted amount is York Community Foundation
ARP Act \$	\$694,322.93	\$694,322.93	\$0.00	Restricted grant money
Senior Center	\$1,100.32		\$1,100.32	
Police	\$334,075.35		\$334,075.35	
Community Center	\$71,714.19		\$71,714.19	
Park	\$124,860.38		\$124,860.38	
Auditorium	\$17,297.95		\$17,297.95	
Convention Center	\$17,312.09		\$17,312.09	
Aquatic Center	\$58,201.44		\$58,201.44	
Ball Park	\$69,622.74		\$69,622.74	
Total	<u>\$4,768,311.78</u>	<u>\$695,327.24</u>	<u>\$4,072,984.54</u>	
13 User Fees	\$15,920.00	\$15,920.00		Assigned
14 General Capital Projects	(\$308,013.93)		(\$308,013.93)	
22 Fire/EMS	\$168,563.04		\$168,563.04	
24 Library	\$40,175.34		\$40,175.34	
30 Police Pension	\$171,470.42		\$171,470.42	
31 Fire Pension	\$199,649.64		\$199,649.64	
Total General	<u>\$5,056,076.29</u>	<u>\$711,247.24</u>	<u>\$4,344,829.05</u>	
50 Street	\$1,754,094.09	\$1,754,094.09		
20 Aviation	\$546,063.96	\$546,063.96		Assigned
16 Debt Service	\$223,904.14	\$223,904.14		
15 LB 357	\$1,552,074.89	\$1,552,074.89		
60 Capital Projects	\$928,386.01	\$928,386.01		
12 CDBG	\$360,430.83	\$360,430.83		
11 Keno	\$47,907.12	\$47,907.12		
19 Sinking	\$1,248,320.50	\$32,289.01	\$1,216,031.49	
32 E911	\$61,010.27	\$61,010.27		
40 TIF	\$431,606.28	\$431,606.28		
Total Governmental	<u>\$12,209,874.38</u>	<u>\$6,649,013.84</u>	<u>\$5,560,860.54</u>	
70 Landfill:				
Landfill	\$2,055,696.99		\$2,055,696.99	
Landfill-Operations	\$0.00	\$0.00		Bond Requirements
Landfill-Debt Service	\$0.00	\$0.00		Bond Requirements
Old Landfill Closure	\$11,834.70	\$11,834.70		
Landfill Closure/Post	\$2,454,228.41	\$2,454,228.41		
C&D Site Closure/Post	\$181,177.30	\$181,177.30		
Construction	(\$88,692.91)		(\$88,692.91)	
Total Landfill	<u>\$4,614,244.49</u>	<u>\$2,647,240.41</u>	<u>\$1,967,004.08</u>	
80 Wastewater	\$2,625,494.32	\$0.00	\$2,625,494.32	
90 Water	\$7,143,511.00	\$465,202.77	\$6,678,308.23	
Total Enterprise	<u>\$14,383,249.81</u>	<u>\$3,112,443.18</u>	<u>\$11,270,806.63</u>	
33 Health Insurance	\$1,446,195.72	\$1,446,195.72		Assigned for insurance claims needs
Total City	<u>\$28,039,319.91</u>	<u>\$11,207,652.74</u>	<u>\$16,831,667.17</u>	

DEPARTMENTAL REPORTS

JULY 2021

COMMUNITY CENTER

FIRE

KILGORE MEMORIAL LIBRARY

POLICE

PUBLIC WORKS

Community Center

Daily Totals at the City Auditorium:

Thursday	7/1/2021	16		Saturday	7/17/2021	1
Friday	7/2/2021	3		Sunday	7/18/2021	CLOSED
Saturday	7/3/2021	1		Monday	7/19/2021	22
Sunday	7/4/2021	CLOSED		Tuesday	7/20/2021	24
Monday	7/5/2021	CLOSED		Wednesday	7/21/2021	27
Tuesday	7/6/2021	47		Thursday	7/22/2021	CLOSED
Wednesday	7/7/2021	17		Friday	7/23/2021	CLOSED
Thursday	7/8/2021	36		Saturday	7/24/2021	CLOSED
Friday	7/9/2021	16		Sunday	7/25/2021	CLOSED
Saturday	7/10/2021	CLOSED		Monday	7/26/2021	24
Sunday	7/11/2021	CLOSED		Tuesday	7/27/2021	33
Monday	7/12/2021	5		Wednesday	7/28/2021	12
Tuesday	7/13/2021	44		Thursday	7/29/2021	18
Wednesday	7/14/2021	27		Friday	7/30/2021	52
Thursday	7/15/2021	23		Saturday	7/31/2021	4
Friday	7/16/2021	19				

York College: Included in Daily Totals

Museum: Closed for Renovations

Total Income (Unofficial): \$7,092.02

	CASH	CHECK	CREDIT	TOTAL	Center Admission	FAC Admission	Center Programs	FAC Programs	Center Rentals	Aud. Admission	Auditorium FOpen	Miscellaneous	
TOTALS	\$990.00	\$5,272.02	\$830.00	\$7,092.02	\$0.00	\$0.00	\$1,623.02	\$0.00	\$0.00	\$0.00	\$1,375.00	0	\$4,094.00

Adult/Community/Youth Programs/Leagues:

The programs/leagues in July included Pickleball Open Rec, Noon Ball, Story Walk, Ready, Set, Rally, Youth Summer Camp, Coed 6’s Sand Volleyball League, Women’s 3’s Sand Volleyball League, Sandbox Saturdays, Baking the 4-H Way, Art in the Park, Artistic Me!, Swimming Lessons, Float 4 Life, Coed Softball, Beach Party, Cornhole Tournament, Transportation Exploration, City-Wide Water Fight, Dive-In Movie, Hometown Heroes, Soaring High, Kooky Carnival, Little Movers & Shakers, and Midnight Swim.

There were no Community Center rentals/reservations in July due to Community Center renovations. Programs/leagues that were previously at the Community Center are now at the City Auditorium due to the Community Center closure until tentatively early next year.

Auditorium

There were 55 Auditorium rentals/reservations in July for YPR programs/leagues (Pickleball Open Rec, Noon Ball, Youth Summer Camp, Artistic Me!, Hometown Heroes, & Little Movers & Shakers), a Peyton Parker Lane Playground meeting, a family reunion, a Young Professionals Meeting, a York Area Chamber of Commerce meeting, a Union Bank for Employees meeting, and a wedding (set-up, reception, & tear-down).

Parks

There were 25 park shelter rentals/reservations in July: 17 East Hill Park shelter rentals/reservations for YPR programs (Youth Summer Camp, Sandbox Saturdays, Coed 6’s Sand Volleyball League, Women’s 3’s Sand Volleyball League, & Art in the Park), a gathering, and Methodist Church Vacation Bible School, 7 Harrison Park shelter rentals/reservations for YPR programs (Coed 6’s Sand Volleyball League & Youth Summer Camp), and 1 Mincks Park shelter rental/reservation for a YPR program (Soaring High).

Family Aquatic Center

There were 23 FAC rentals/reservations in July for YPR programs (Swimming Lessons, Beach Party, Dive-In Movie, Kooky Carnival, & Midnight Swim), splash parties, and after-hours rentals.

Total Admissions Income (Unofficial): \$14,315.75

AdmissionCASH	AdmissionCHECK	AdmissionCREDIT	AdmissionTOTAL	Programs	FAC TOTAL	Attendance
\$8,276.75	\$1,504.00	\$4,570.00	\$14,315.75	\$35.00	\$14,350.75	6771

Total Concessions Income (Unofficial): \$10,811.51

Concession CASH	Concession CHECK	Concessions DEBIT	Concession TOTAL
\$8,471.89	\$732.75	\$1,606.87	\$10,811.51

Ballpark Complex

There were 8 Miller Park rentals/reservations in July for a YHS open gym softball practice and a YPR program (Coed Softball League).

There were 18 Ballpark Complex batting cage rentals/reservations in July for Fusion softball practices, a Knights baseball practice, and YHS breakfast club and open gym softball practices.

There were 52 Ballpark Complex field rentals/reservations in July for Knights baseball practices, T-Ball games, Fusion softball tryouts, practices, and a tournament, Knights baseball tryouts, and YHS open gym and breakfast club softball practices.

Total Income (Unofficial): \$12,642.47

	CASH	CHECK	CREDIT	TOTAL	Sponsorships	Complex	Concr	Miller	Concessic	TOTAL	Conces	Rental	Fee
Total	\$10,325.60	\$935.00	\$1,381.87	\$12,642.47		\$11,732.47			\$11,732.47			910	

Supplyworks:

Auditorium	281.09
Police Dept.	84.96
Library	102.78
Fire Dept.	237.62
City Office	84.96
Garage	105.76
F.A.C.	180.88
Landfill	74.53
Total:	1152.58

Report Completed by Cheree Folts, Director of Parks and Recreation on 8/18/2021

York Fire Department

Monthly Report

July 2021

The York Fire Department responded to 122 calls for service in July of 2021.

The EMS responses amount to 114 calls. 90 of these calls were 911 responses, 20 transfers, and 4 of these are lift assists.

We had 8 fire calls for the month of July. 2 of these calls were automatic alarms, 1 structure fire that caused approx. \$17500 in damage to a local laundry mat. A carbon monoxide leak, a gas leak and 2 smoke scares. We did a standby with the grass rig for the fireworks display.

Our trainings for the month of July was mostly fire related. We worked with all shifts and the volunteers on fire attack. This included fire hose lays, hose advancement into a house, nozzles, and some pump training. We have an acquired structure to work with so this is some training we cannot do at the station. On the last Tuesday of the month, we did victim searches and drags. We also did some work with our SCBA and RIT packs. On the medical side we did purchase some I Gel advanced airway devices and vacuum C collars for large patients. We trained our EMS personnel on the use of these devices. 3 members of York Fire attended the EMS conference in Kearney for continuing education hours.

We had apparatus at the Transportation Exploration event and the water fight that took place after it. We also had personnel at the adult involvement fair. Representatives of York Fire attended the York County Mutual Aid Association meeting at Henderson on July 21st. We did standby for the Independence Day celebration at the fairgrounds.

Respectfully Submitted

Anthony Bestwick, Interim Fire Chief

Kilgore Memorial Library
Director's Report
Prepared for the August 19, 2021
York City Council meeting

1. The Elmer Baker Display Case is filled with a summer collection of seashells and lakeside objects. The Kent Bedient Gallery is displaying a fun "eye-spy" collage.
2. The Early Childhood Discovery Center continues to be a popular destination for families.
3. The Friends of the Library have delivered new books to each baby born at York County hospitals for years. The books are now part of a packet crated to promote reading through the 1,000 Books Before Kindergarten and the Early Childhood Discovery Center. Each folder contains reading logs, a bookmark, and notepad and of course a book!
4. The Summer Reading SMACKDOWN to see who reads more on highway 34 with Seward Memorial Library ended on July 29. The final tally was York 1,352 and Seward 1,385. We may have lost, but we had fun trying to win. Several patrons came in to enter the contest to "beat Seward." No matter what, they wanted to help York win!
5. Library staff members Carol Baker, Kat Karabel and Janey Due who are working on being certified are enrolled in the Collection Development class.
6. The Vision 2025 committee that grew from the Community Conversation hosted at the library continues to work toward finding the needs of the community that the library might use to create new levels of service to meet the identified needs. Small groups are working together on topics of Lifelong learning, Social services, Career paths and Technology/Innovation. The next meeting of the large group is scheduled for Tuesday, September 7 at 11:30.
7. The Music Garden installation has been delayed by shipping on two instruments and the benches have not arrived. Librarians from Crete and Geneva have visited to learn more about our project. We have invited York College to use the instruments as a unit in their Music Methods course for Education Majors and area High School percussion players will be invited to have concerts once the garden is installed. Oh yes, and everyone from toddlers to seniors will be welcome to make their own "special" music whenever they are at the library.
8. The Early Childhood Discovery Center received a thorough cleaning when the six staff from YPS arrived at the library during their community service event on August 9.

Respectfully submitted by,



Debora Robertson
Director, Kilgore Memorial Library

LIBRARY DATA AT A GLANCE

Data Type	Oct 2020	Nov 2020	Dec 2020	Jan 2021	Feb 2021	March 2021	April 2021	May 2021	June 2021	July 2021	Aug 2021	Sept 2021	Year to Date
Added to Physical Collections	313	297	267	357	221	178	306	271	409	301			2,920
Added to E-Book Collections	669	410	700	473	484	729	630	284	1,180	1,893			7,452
Physical item circulation	5,104	4,457	4,594	4,336	4,381	4,579	4,497	4,646	5,669	5,604			47,867
E-books Circulations	1,433	1,416	1,473	1,668	1,411	1,495	1,423	1,498	1,651	1,488			14,956
New Patrons	24	15	28	18	10	31	31	25	42	29			253
Public Computer logins	602*	476*	515*	390*	350*	504*	476*	556	539	517			4,925
Door Count	3,444	3,024	3,146	3,453	3,638	3,979	5,024	4,298	6,019	4,868			40,893
Website visits	1,392	1,820	1,714	1,614	1,526	1,787	1,796	2,030	1,884	1,810			17,373
Meeting Room Use	803	127	47	79	159	270	553	167	531	139			3,175

*We have removed four public computers to create social distance between stations since reopening in June 2020.

**All eleven public workstations were put in use on May 28

Data Type	Total 2020	Total 2019	Total 2018
Physical Collections	63,037	63,921	61,933
E-Book Collections	57,200	52,276	47,755
Physical item circulation	45,885	64,409	67,385
E-book Circulations	16,935	12,790	11,587
Registered Borrowers	5,348	8,276	8,527
Public Computer logins	6,391	13,864	12,126
Door Count	36,276	52,003	51,756
Website visits	51,633	59,600	55,582
Meeting Room Use	3,576	5,331	7,963

DEPARTMENT OF PUBLIC WORKS

MONTHLY REPORT

July — 2021

STREET DEPARTMENT

During the month of July, the central garage serviced and repaired equipment for all city departments as follows:

Street	95	Airport	0	Park	10	Fire	7
Police	2	Landfill	0	Wastewater	6	Water	16

The street sweeper operated 90 hours in July, during which time miles 396 were swept and cubic 680 yards of material were removed from the city streets.

Other major labor activities included:

Job	Hours
General maintenance	82
Right-of-way maintenance	158
Gravel street/alley maintenance	19
Snow removal	0
Mowing/weed control	58
Tree/shrub maintenance	45
Paved surface maintenance	967
Lane & curb painting	162
Equipment services	6
Traffic signing/signal installation/repair	33
Shop cleaning	19
Property Maintenance	8
TOTAL	1557

PARK DEPARTMENT

Park personnel performed the following activities:

Job	Hours
Trash removal	39
Restroom cleaning	122
Equipment services	2
Property maintenance	0
Mowing/weed control	384
Tree/shrub maintenance	126
Building maintenance	0
Sidewalk repair	4
Ball field maintenance	86
Playground equipment maintenance	0
TOTAL	763

FAMILY AQUATIC CENTER

Park personnel performed the following activities:

Job	Hours
System maintenance	0
Mowing/weed control	12
Building maintenance	0
Property maintenance	5
TOTAL	17

AUDITORIUM

Park/Street personnel performed the following activities:

Job	Hours
General maintenance	0
Mowing/weed control	1
Building maintenance	0
Property maintenance	0
TOTAL	1

WASTEWATER TREATMENT PLANT

Plant operation for July and the comparison figures for July of last year:

	Last Month	2021	2020	Units
Total flow	28,702,257	30,631,928	28,170,090	gallons
Average flow/day	956,741	988,126	908,771	gallons
Average flow/person	120	123	114	gallons
Grit and screenings to landfill	62.56	72.65	0	tons
Bio solids wasted	1.396532	0.882928	0.91049	MG

Wastewater Treatment Plant personnel performed the following activities:

Job	Hours
Plant wages	315
Location services	12
Laboratory testing	74
Sludge removal	12
Mowing weed control	30
Equipment maintenance	127
Building maintenance	33
Sewer system maintenance	22
Property maintenance	27
General maintenance	11
TOTAL	663

WATER DEPARTMENT

Plant operation figures for July and the comparison figures for July of last year follow:

	Last Month	2021	2020	Unit
Total water pumped	56,821,000	62,281,000	57,439,000	gallons
Total water billed	34,648,575	31,270,388	32,717,408	gallons
Average use per day	1,894,033	2,009,065	1,852,871	gallons
Average use per person	237	251	232	gallons
Total electricity used	80,685	99,259	93,881	kW
Pumps yield	704	627	612	gallons/kW
Peak pumping date	17 th	29 th	7 th	
Peak amount	2,762,000	2,730,000	2,547,000	gallons

Report of office operations for July and comparison figures for July of last year:

	2021	2020
Water bills	1,739	1,742
Sewer bills	1,659	1,661
New taps	0	1" – 1
Service leaks	0	0
Main leaks	0	0
Diggers Hotline calls	143	131

Water Department personnel performed the following activities:

Job	Hours
Plant wages (monitoring wells, etc.)	36
Meter reading	19
Paved surface maintenance	29
Pump/well maintenance	2
Final notice collection	3
Distribution maintenance	222
One-call locates	12
Mowing & weed control	16
Property Maintenance	11
TOTAL	350

SOLID WASTE RECEIVING CENTER AND LANDFILL

Solid Waste Receiving Center operation figures for July as reported by scale:

	2021		2020	
	Trips	Tons	Trips	Tons
Landfill	787	2668.30	748	2388.22
C & D	184	593.21	84	216.30
Transfer Station	180	35.74	209	3008.25
Brush Pile	257	82.46	317	97.15
Tire Pile	17	0.00	15	0.00
Metal Roll-off	14	0.00	19	0.00
Recyclables	0	0.00	0	0.00
Total	1439	3379.71	1392	5709.92

Revenue collected during July totaled \$150,725.85. The same period last year totaled \$139,786.25.

Landfill personnel performed the following activities:

Job	Hours
Scale/Transfer Station Operation	297
Landfill Equipment	604
Wind screen & litter control	0
Recycling Act	0
TOTAL	901

AIRPORT

Public Works personnel performed the following activities:

Job	Hours
Airport Attendant	81
Building maintenance	0
Mowing/weed control	4
TOTAL	85

CONVENTION CENTER

Public Works personnel performed the following activities:

Job	Hours
Property maintenance	15
Building maintenance	0
Mowing/weed control	0
TOTAL	15

COMMUNITY CENTER

Public Works personnel performed the following activities:

Job	Hours
General maintenance	49
Building maintenance	0
Mowing/weed control	4
TOTAL	53

SUMMARY BY DEPARTMENT

Department	Hours	Percentage	Full Time Equivalent
Street	1557	35	9.7
Parks/FAC/Comm Center/Aud	834	19	5.2
Convention Center	15	1	0.9
Landfill	901	20	5.6
Wastewater	663	15	4.1
Water	350	8	2.2
Airport	85	2	0.5
TOTAL	4405	100	28.2

BUILDING INSPECTIONS AND PERMITS

Our building inspection activity for July and comparison figures for July of last year are as follows:

Inspections:	2021	2020	Permits Issued:	2021	2020
Building	9	42	Building	32	23
Electrical	6	35	Electrical	11	2
Plumbing	3	31	Plumbing	4	1
Mechanical	12	23	Mechanical	29	7
Property Pin Locates	0	0	Curb/Street	1	2
Total	30*	131	Total	77	35

* Total represents only three weeks in July.

Thirty-two (32) permits were issued in July for a value of \$1,677,513.13, which brings the total for the year to \$7,141,715.29. (See attached.)

Permits of note issued:

• Phil SeEVERS	Single family dwelling	\$308,509.20
• Aspen Builders	Single family dwelling	\$236,158.26
• Centennial Properties	Re-roof	\$210,000.00
• Perennial Power	New building	\$200,000.00
• Aspen Builders	Single family dwelling	\$192,728.54
• Plex Construction	New Town Home	\$155,144.40
• Plex Construction	New Town Homes	\$155,144.40

BOARD OF PUBLIC WORKS

The Board of Public Works met on July 13, 2021. Minutes of the meeting are attached.

Board of Public Works
July 13, 2021 4:00 PM
City Administrator's Office

Attendance taken at 4:00 P.M.

Present Board Members:

Matt Leif
Bill Williamsen
Marlowe Wall
Kenny Ekeler

Absent:

Greg Staehr

Also Present:

Sue Crawford, City Administrator
Brandon Osentowski, Interim Public Works Director/Water Foreman

1. Agenda

2. Roll Call

3. Representatives from Cornerstone Bank answered questions about the Farm Management Report.

4. Review Minutes of Last Meeting

Motion Passed: Minutes of the June meeting passed with a motion by Bill Williamsen and a second by Kenny Ekeler.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

5. Farm Management Report

Motion Passed: The June Farm Management Report passed with a motion by Matt Leif and a second by Kenny Ekeler.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

6. Wastewater Financial Reports

Motion Passed: The June Wastewater Financial Reports passed with a motion by Bill Williamsen and a second by Marlowe Wall.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

7. Water Financial Reports

Motion Passed: The June Water Financial Reports passed with a motion by Marlowe Wall and a second by Bill Williamsen.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

8. Claims

Motion Passed: The June Wastewater Claims passed with a motion by Kenny Ekeler and a second by Bill Williamsen.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

9. Claims

Motion Passed: The June Water Claims passed with a motion by Marlowe Wall and a second by Kenny Ekeler.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

10. Director of Public Works Report

Motion Passed: The June Director of Public Works Report passed with a motion by Matt Leif and a second by Bill Williamsen.

Marlowe Wall	Yes
Matt Leif	Yes
Bill Williamsen	Yes
Greg Staehr	Absent
Kenny Ekeler	Yes

11. Discussion of tapping fees

Brandon Osentowski explained the process of tapping a water main and the costs associated with it, along with the fees that are currently charged by The City. Administrator Sue Crawford discussed the possible need for an increase in the amount charged by The City for tapping fees. An example of a resolution (see attachment) was shown to the board with the current charge shown. Board member Kenny Ekeler suggested listing a price per size of tap on the resolution rather than one price for all. Board member Matt Leif recommended staying with the current price of \$185, but specifying that as a one-inch tap and agreed with listing other prices according to size of tap. Board member Matt Leif also recommended reevaluating this charge every couple of years as prices for products increase. Administrator Sue Crawford questioned if City Code states that city employees are the only authorized personnel allowed to tap city water mains and/or if it is mandatory for a city employee to be present when a main is tapped by a plumber. Administrator Sue Crawford also stated that she will be discussing this matter with City Attorney Charley Campbell. This will be discussed further during the next Board of Public Works meeting.

Meeting Adjourned at 4:47 P.M.

Heidi Gregg

Building Permits issued in July 2021

10-Aug-21

	OWNER	ADDRESS	LEGAL DESCRIPTION	DESCRIPTION	AMOUNT
97936	Jerry Troutman	2224 East Ave		Re-roof	6,500.00
97940	First National Co	511 N. Lincoln Ave.		Awning	15,900.00
97941	Brian Walth	35 Eastridge Ave.		Egress window	2,750.00
97942	Ben Royal	1618 Duke Dr.		Re-side	12,000.00
97943	Regina Jacobson	3320 N. Lincoln Ave.		Re-roof	41,365.00
97944	York General Health Care Servic	309 E. 35th St		Sign permit	3,000.00
97947	Phil Seevers	317 S. Paradise Lane	Lot 10, Block 2, Paradise Park Estates	Single family dwelling	308,509.20
97949	Rudi Heinze	1305 N. Iowa Ave.		Replace deck	2,000.00
97951	Centennial Properties	2220 N. Nebraska Ave.		Re-roof	210,000.00
97952	Brent Fernau	1019 W. Elm St.		Deck extension	1,200.00
97953	Allan Johnson	1717 N. Delaware Ave		Fence & concrete pad	10,400.00
97954	Aaron Burger	320 S. Delaware Ave		Detached garage	15,464.00
97956	Todd Sheldon	620 Florida Ave.		Shed	3,500.00
97958	Tami Snyder	324 W. 8th St.		Privacy fence	850.00
97959	Betty Kaslon	404 N. Maine Ave.		Egress window	8,024.33
97962	Tracey Wyatt	1014 N. Iowa Ave		Interior remodel	25,000.00
97963	Roger Obermeier	123 East Ave.		Re-roof	10,475.00
97964	Sean Walkup	904 Woodcrest Ct.		Privacy fence	500.00
97965	Karren Radcliff	811 S. Cowan Ave.		Split rail fence	2,500.00
97966	Perennial Power	2122 S. Lincoln Ave.		New building	200,000.00
97967	Taylor Prai	2024 N. Nebraska Ave.		Chicken coop	100.00
97968	Ben Royal	1618 Duke Dr.		Re-roof	12,000.00

OWNER	ADDRESS	LEGAL DESCRIPTION	DESCRIPTION	AMOUNT	
97969	Nick Pieper	1521 N. Maine Ave.	Re-roof	9,300.00	
97970	Plex Construction	1819 N. East Ave	Lot 2 & vac alley adj, Replat of Block 14, New York	New Town Home	155,144.40
97971	Plex Construction LLC	1815 N. East Ave	Lot 2 & vac alley adj, Replat of Block 14, New York	New Town Home	155,144.40
97972	Aspen Builders	2028 E. 17th St	Block 1, Lot 2, Shadow Brook Addition	Single family dwelling	236,158.26
97973	Aspen Builders	2022 E. 17th St	Block 1, Lot 3, Shadow Brook Addition	Single family dwelling	192,728.54
97974	Joseph Johns	8 Laurel Lane	Re-side & porch remodel	21,000.00	
97975	Rick Johnson	520 N. Ohio Ave.	Addition	10,000.00	
97979	Janet Boyer	1344 Harre Lane	Replace driveway	2,000.00	
97980	Charlene Most	932 E. 4th St.	Replace driveway	2,000.00	
97981	Dennis Michalski	1210 E. 4th St.	Replace driveway	2,000.00	

\$1,677,513.13

Permits Issued: 32

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-00010	GALE	2	210.67	N			
01-00090	THE HOME DEPOT PRO	2	1,177.27	N			
01-00110	MATHESON TRI-GAS	2	191.78	N			
01-00120	JACKSON SERVICES INC	11	689.32	N			
01-00200	NEBRASKA MACHINERY CO	1	7,600.00	N			
01-00210	EAKES OFFICE PLUS	1	53.80	N			
01-00290	NORTH PRINTING & OFFICE S	10	626.31	N			
01-00300	BLACK HILLS ENERGY	10	2,308.99	N			
01-00340	BOUND TREE MEDICAL LLC	3	2,328.86	N			
01-00540	GLOBAL TECH, INC.	1	243.75	N			
01-00600	LICHTI'S INC.	1	1,619.90	N			
01-00640	NEBRASKA PUBLIC POWER DIS	1	36,206.61	N			
01-00710	OVERLAND SAND & GRAVEL	4	4,116.00	N			
01-00750	PIEPERS INC	4	172.96	N			
01-00780	PRESTO X COMPANY	3	182.67	N			
01-00800	BURST, LLC	22	545.78	N			
01-00900	YORK GENERAL HOSPITAL	1	128.75	N			
01-01050	MICROFILM IMAGING SYSTEMS	1	120.00	N			
01-01070	NEBRASKA LIBRARY COMM.	1	786.60	N			
01-01090	BAKER & TAYLOR, INC	2	1,085.95	N			
01-01280	PLATTE VALLEY COMMUNICATI	1	329.50	N			
01-01290	GRAND CENTRAL FOODS, INC.	6	183.65	N			
01-01330	JLC, INCORPORATED	5	162.24	N			
01-01340	KOPCHOS SANITATION, INC	7	1,080.00	N			
01-01470	SERVI-TECH LABORATORIES	3	210.45	N			
01-01510	HACH CO.	2	726.93	N			
01-01840	CORNERSTONE BANK	1	95.00	N			

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-01841	CORNERSTONE BANK TRUST	1	1,110.00	N			
01-02250	MILLER SEED & SUPPLY CO	9	980.42	N			
01-02500	YORK FARM SUPPLY LLC	2	64.75	N			
01-02560	CITYSERVICEVALCON LLC	1	29.06	N			
01-02650	O'REILLY AUTO PARTS	11	268.43	N			
01-02810	YORK STATE BANK	1	4,141,102.22	N			
01-03260	HOMETOWN LEASING	1	73.87	N			
01-03360	DIAMOND VOGEL PAINT CENTE	1	307.30	N			
01-03590	PENNER'S TIRE & AUTO	1	28.87	N			
01-03870	SWANA	1	223.00	N			
01-04450	ENVIRONMENTAL ANALYSIS SO	1	321.50	N			
01-05130	JCI INDUSTRIES, INC	1	222.80	N			
01-05150	LINCOLN JOURNAL STAR	3	2,317.61	N			
01-05310	SAPP BROTHERS PETROLEUM,	6	8,630.72	N			
01-05620	AMERICAN LIBRARY ASSOCIAT	1	69.00	N			
01-05870	WEX BANK	1	7,440.30	N			
01-06370	HEIMAN FIRE EQUIPMENT, IN	2	772.45	N			
01-06410	CASH-WA DISTRIBUTING	2	963.59	N			
01-06800	NSVFA	3	965.00	N			
01-06970	NISSAN ELETRIC	1	145.00	Y			
01-06980	BARCEL LANDSCAPE PRODUCTS	1	2,385.00	N			
01-08400	CREDIT MANAGEMENT SERVICE	2	211.30	N			
01-08950	PIZZA HUT	1	1,289.01	N			
01-0897	SUSAN TONNIGES	1	100.00	N			
01-09900	ANDERSON FORD	1	35,194.00	N			
01-10020	YORK COUNTY REGISTER OF D	1	40.00	N			
01-10860	HITZ TOWING	1	236.22	N			

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-14470	FARMERS COOPERATIVE	2	464.00	N			
01-14670	OCLC INC	1	466.79	N			
01-14740	BRIAN QUICK	1	73.73	N			
01-14850	CHEREE FOLTS	2	148.00	N			
01-14880	ALFRED BENESCH & CO	1	7,585.73	N			
01-15060	JONES AUTOMOTIVE INC	1	13,823.92	Y			
01-15170	ULINE	3	1,238.82	N			
01-15560	TRUCK CENTER	1	5.60	N			
01-15670	HOA SOLUTIONS INC	1	307.50	N			
01-15880	CHARLIE'S U-SAVE RX	2	91.15	N			
01-15930	STERICYCLE INC	1	804.18	N			
01-15980	HDR ENGINEERING INC	2	3,681.26	N			
01-16290	MICHAELA STUHR	1	64.96	N			
01-16710	ONE CALL CONCEPTS INC	1	116.91	N			
01-16900	AQUA-CHEM INC	3	2,985.90	N			
01-16940	CUNNINGHAM RECREATION INC	1	6,675.57	N			
01-17090	BLUE RIVER POWER	1	32.10	N			
01-18350	METERING & TECHNOLOGY SOL	2	3,034.78	N			
01-18820	DYNAMIC MEDIA	1	395.40	N			
01-19280	PARAMOUNT LINEN & UNIFORM	3	352.64	N			
01-19370	NE TECHNOLOGY & TELECOMMU	3	176.26	N			
01-20170	AMAZON	37	3,689.37	N			
01-20850	DEARBORN LIFE INSURANCE C	1	3,575.24	N			
01-21420	TRANE US INC	1	2,706.81	N			
01-21880	HINZ REPAIR	2	232.08	N			
01-22050	HEAVY METAL SUPPLY CO	1	162.71	N			
01-22100	SLACK AUTO SUPPLY LLC	18	2,877.27	N			

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-22630	SUNSET LAW ENFORCEMENT	1	982.80	N			
01-22660	SPECTRUM ENTERPRISE	1	1,705.75	N			
01-22700	SPECTRUM BUSINESS	5	1,002.31	N			
01-22790	SITE ONE LANDSCAPE SUPPLY	2	549.21	N			
01-22920	REGION 12 AM BACKFLOW PRE	1	85.00	N			
01-24000	SANDRY FIRE SUPPLY LLC	1	1,316.00	N			
01-24090	AXIA PAYMENTS	1	119.34	N			
01-24100	GLOBAL PAYMENTS	1	1,549.65	N			
01-24440	QUALITY SOUND & COMMUNICA	1	35.00	Y			
01-25100	NEBRASKA RURAL RADIO ASSO	1	925.00	Y			
01-25530	SAM'S CLUB MC/SYNCB	1	2,724.18	N			
01-26000	CAPITOL CITY ELECTRIC	1	300.00	N			
01-26010	SOARIN GROUP	1	754.50	N			
01-26330	QUICK MED CLAIMS	1	2,334.49	N			
01-26480	CONNER PSYCHOLOGICAL SERV	2		N			
01-26530	UNIVERSITY OF NE - LINCOL	1	829.67	N			
01-26670	MIDWEST ALARM SERVICES	2	339.98	N			
01-27170	HUNT IRRIGATION INC	1	4,778.21	N			
01-27210	MIDWEST AUTO PARTS INC.	1	38.40	N			
01-27310	NICK'S FARM STORE	1	16.40	N			
01-27460	ESSENTIAL SCREENS	1	24.00	N			
01-27480	BRIAN ROWE	1	780.00	N			
01-27690	CRYSTAL COX	1	20.00	N			
01-27770	CALEB HETRICK	1	10.04	N			
01-27780	ROBERT AILOR	1	525.00	N			
01-27800	TRANS UNION RISK & ALTERN	1	137.90	N			
01-27810	SUN THEATER	1	50,000.00	N			

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-27820	WE COUNT PEOPLE LLC	1	1,020.00		N		
01-27830	ANDERSON CDJR OF GRAND IS	1	424.28		N		
*** REPORT TOTALS ***		296	4,397,770.95				

SELECTION CRITERIA

VENDOR SET: 01 CITY OF YORK
VENDOR: ALL
BANK: ALL
VENDOR CLASS(ES): ALL CLASSES

TRANSACTION SELECTION

REPORTING: PAID ITEMS

	=====PAYMENT DATES=====	=====ITEM DATES=====	=====POSTING DATES=====
PAID ITEMS DATES	: 8/06/2021 THRU 8/19/2021	0/00/0000 THRU 99/99/9999	0/00/0000 THRU 99/99/9999

PRINT OPTIONS

REPORT SEQUENCE: VENDOR #
G/L EXPENSE DISTRIBUTION: NO
CHECK RANGE: 000000 THRU 999999

ORDINANCE NO. 2291

AN ORDINANCE TO AMEND ARTICLE XXV. ADDITIONAL HEIGHT, AREA, AND USE REGULATIONS; TO ADD SECTION 10. SHIPPING CONTAINERS; AND TO PROVIDE FOR THE PLACEMENT AND REGULATION OF SHIPPING CONTAINERS IN THE ZONING DISTRICTS; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. ARTICLE XXV. ADDITIONAL HEIGHT, AREA, AND USE REGULATIONS is amended to add the following section:

Sec. 10. Shipping containers. Shipping containers placed on any site shall comply with the provisions of this section, except that portable moving containers/moving pods placed on private property for no more than 30 days in any twelve-month period shall not be regulated by this chapter.

- A. A-L District. Shipping containers are allowed in the A-L District, provided that the use is an accessory use to the primary use, and is in conformance with current permitted zoning uses. Shipping containers used only for storage do not require a building permit or engineering foundation.
- B. Residential and Mobile Home districts. Shipping containers are not allowed in residential or mobile home districts. A temporary shipping container can be approved by the Zoning Administrator or Public Works Director or designee, when accessory to a project that has a valid residential building permit for up to 180 consecutive days for temporary storage after the building permit is issued. In the event that the building permit is renewed or extended, a shipping container may not remain on the property for a period of more than a total of 360 days.
- C. Commercial districts.
 - (1) Comply with applicable screening standards.
 - (a) An approved site plan.
 - (b) Are located in the rear yard of the property for new construction.
 - (c) Are not permanently affixed to the ground or installed with an engineering foundation.

- (d) Shipping containers shall only be used for storage of nonhazardous material and not be used for residential uses, commercial sales or service, or other use types.
 - (e) Comply with applicable screening standards.
- (2) Shipping containers are not allowed in commercial districts when the primary use is a nonconforming use.
- D. Industrial district.
 - (1) Shipping containers are allowed in the industrial district, provided that the use is in conformance with current permitted zoning uses. Shipping containers used only for storage do not require a building permit or engineering foundation.
 - (2) Shipping containers are not allowed on industrially zoned properties on which the primary use is a nonconforming use.
- E. Construction sites. Shipping containers are allowed on construction sites in districts other than the residential district where there is an active building permit, if the container is accessory to a project that has an active permit. The Zoning Administrator or Public Works Director or designee may allow placement of a container at a commercial or industrial building site for up to one year for temporary storage after the building permit is issued.
- F. Similar containers. Look-alike shipping container buildings or metal buildings marketed as "containers" or "portable storage units" are regulated as shipping containers to which this section shall apply.
- G. Shipping containers on public streets. Placing a shipping container on a city street or right-of-way is not allowed.
- H. Development standards.
 - (1) A building permit is required prior to placement of a shipping container(s) larger than 200 square feet in area, ensuring effective anchoring/foundation according to the then most current edition of the International Building Code. The application shall show the proposed cargo container is accessory to the permitted use of the property and meets the placement criteria for the zone.
 - (2) The setback, height, and lot coverage requirements in the underlying zoning district shall apply.

(3) All applicable screening standards shall apply to shipping containers.

- I. Exception. Properties owned or occupied by federal, state or local government entities, schools and religious organizations shall be exempt from the regulations of this ordinance.

Section 2. Except as amended herein Article XXV shall remain in full force and effect.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval, and publication.

PASSED AND APPROVED by the York City Council this _____ day of _____, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, City Clerk

ORDINANCE NO. 2292

AN ORDINANCE TO AUTHORIZE THE PURCHASE OF REAL ESTATE BY THE CITY OF YORK AND TO ESTABLISH THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. Pursuant to a Notice of public hearing that has been properly published to authorize the acquisition of real estate by the City of York, Nebraska as provided by Neb. Rev. Stat. §18-1755 (Reissue 2012) and a public hearing held upon said Notice before the York City Council, the Council hereby authorizes the acquisition of the following-described real estate on behalf of the City of York, which property is to be acquired for the purpose of rehabilitation and resale of the property, which property is located at 413 Iowa Avenue, Suite B, York, Nebraska 68467, and is legally described as follows:

N 50' Lot Three (3), Block Seventy-one (71), Original Town,
City of York, York County, Nebraska.

Section 2. The City of York, Nebraska is authorized to purchase the real estate described above from the owners for the purchase price of Seventy Thousand and no/100 Dollars (\$70,000.00) through the City of York Community Development Block Grant Program.

Section 3. This Ordinance shall be in full force and effect from its passage, approval and publication as required by law.

Section 4. All Ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED by the York City Council this _____ day of August, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, York City Clerk

ORDINANCE NO. 2292

AN ORDINANCE OF THE CITY OF YORK, NEBRASKA TO AUTHORIZE THE SALE AND CONVEYANCE OF CERTAIN REAL ESTATE IN THE CITY OF YORK, NEBRASKA MORE PARTICULARLY DESCRIBED AS HEREIN SET FORTH, AND PROVIDING FOR THE PUBLICATION OF NOTICE OF SUCH CONVEYANCE AND THE TERMS THEREOF; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. Pursuant to Neb. Rev. Stat. §16-202 (Cum. Supp. 2018) the Mayor and City Clerk are hereby directed to execute and deliver a Municipal Deed for the following described real estate owned by the City of York, Nebraska to Caleb Wagner and Amalia Wagner, Husband and Wife, as set forth herein, following publication of Notice as set forth below and successful passage of the thirty day remonstrance period.

Section 2. The real estate to be conveyed is described as follows:

N 50' Lot Three (3), Block Seventy-one (71), Original Town,
City of York, York County, Nebraska.

Section 3. Such real estate shall be conveyed by the City of York to Caleb Wagner and Amalia Wagner, in exchange for the purchase price of Eighty-Four Thousand and no/100 Dollars (\$84,000.00).

Section 4. Notice of such sale and conveyance of real estate and the terms thereof shall be published for three consecutive weeks in the York News-Times as required by law.

Section 5. All ordinances and parts of ordinances in conflict herewith are repealed.

Section 6. This ordinance shall take effect and be in full force and effect from and after its passage, approval and publication as required by law.

PASSED AND APPROVED by the York City Council this _____ day of August, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, York City Clerk

ORDINANCE NO. 2294

AN ORDINANCE TO AMEND PORTIONS OF CHAPTER 37 OF THE MUNICIPAL CODE OF THE CITY OF YORK, NEBRASKA, PRESCRIBING SEWER RATES, REPEAL OF ALL ORDINANCES IN CONFLICT HERewith, AND PROVIDING FOR THE EFFECTIVE DATE OF SAID ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1:

Sec. 37-91 Schedule of Rates (Commercial and Residential) be amended as follows: Rates to become effective October 15, 2018:

(a) Usage Charge per 100 cubic feet \$2.17

Usage Charge over 1,000,000 cubic feet \$2.63

(b) The bi-monthly rates to be charged to users shall be determined by meter size, as follows:

Minimum per household	\$ 54.15
5/8 and 3/4 Inch	\$ 54.15
1 Inch	\$ 86.96
1 1/2 Inch	\$ 226.95
2 Inch	\$ 384.63
3 Inch	\$ 785.45
4 Inch	\$1,452.98
6 Inch	\$2,833.75

The balance of said section to remain unchanged.

Section 2. That all ordinances or parts of ordinance in conflict herewith are hereby repealed.

Section 3: This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND APPROVED this ____ day of September, 2021

Barry Redfern , Mayor

ATTEST:

C. Jean Thiele, City Clerk

RESOLUTION NO. 2021-22

WHEREAS, the City of York and the County of York entered into a Inerlocal Agreement to establish a joint communications agency on October 10, 2017 and an amended agreement on July 17, 2018; and

WHEREAS, said agreements addressed surcharge fees; and

WHEREAS, the joint community agency met on August 6, 2021 and discussed said agreement. NOW

THEREFORE, BE IT RESOVLED by the City Council of the City of York that Section 10 regarding the 911 surcharge be stricken from said agreement.

Dated this 19th day of August, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, City Clerk

ORDINANCE NO. 2290

AN ORDINANCE TO AMEND SECTION 37-12.1 OF THE YORK CITY CODE TO REQUIRE A PERMIT TO TAP INTO THE WATER SYSTEM AND SANITARY SEWER SYSTEM, AND TO AUTHORIZE TAPPING FEES; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. Section 37-12.1 of the York City Code is amended as follows:

(a) *Sanitary sewer system tap; tap fees.* No person shall tap into the sanitary sewer system except with written permission of the public works director in compliance with the specifications required by the Director or his or her designee. The City Council is authorized to establish tap fees for tapping into the sanitary sewer system by resolution, and the fee shall be paid prior to any tap into the sanitary sewer system.

(b) *Water system tap; tap fees.* No person shall tap into the water system except with written permission of the public works director in compliance with the specifications required by the Director or his or her designee. The City Council is authorized to establish tap fees for tapping into the water system by resolution, and the fee shall be paid prior to any tap into the water system.

Section 2. All ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in force and effect from its passage, approval and publication as required by law.

PASSED AND APPROVED by the York City Council this _____ day of _____, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, York City Clerk

ORDINANCE NO. 2295

AN ORDINANCE TO AMEND SECTION 37-18 TO REQUIRE CONNECTIONS FOR UTILITY SERVICE TO BE MADE UNDER THE SUPERVISION OF THE DIRECTOR OF PUBLIC WORKS; REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. Section 37-18 is amended as follows:

Connections for any utility service furnished by the City shall be made only under the supervision of the Director of Public Works or his or her designee.

Section 2. All ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in force and effect from its passage, approval and publication as required by law.

PASSED AND APPROVED by the York City Council this _____ day of _____, 2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, York City Clerk

ORDINANCE NO. 2296

AN ORDINANCE TO AMEND SECTION 7-3 OF THE YORK CITY CODE TO CREATE AN EXCEPTION FOR SCHOOL PROPERTIES; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH. AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF YORK, NEBRASKA:

Section 1. Sec. 7-3. Proximity of animals and fowl to residences.

- (a) No person, whether as owner, bailee, keeper or custodian shall keep or maintain any horse, mule, sheep, goat, or rabbit within one hundred (100) feet of any part of any building used by another as a residence or place of dwelling or place of business; provided, no swine or bovine shall be kept or maintained within the corporate limits of the city.
- (b) No person, whether as owner, bailee, keeper or custodian shall keep or maintain any chickens, ducks, turkeys, geese, or any similar fowl within fifty (50) feet of any building used by another as a residence, a place of dwelling or a place of business.
- (c) The restrictions set forth in subsections (a) and (b) of this section shall not be construed to apply to the use or employment of any building or premises now or hereafter erected or existing in the city if temporarily used for the weighing, loading or unloading of fowls of any description, immediately preceding or during transportation; nor shall the foregoing restrictions be construed to prevent the processing of animals or fowls for commercial purposes; nor shall the foregoing restrictions apply to animals kept or maintained on any school property.
- (d) Any use of property within the city that complied with the requirements of this section and any amendments to the section shall be allowed to continue as long as the use of such property complies with any applicable requirements contained in the City Zoning Ordinance. However, the use of such property shall only be allowed to continue to the extent that the property was used at the time of the enactment of this ordinance or amendment of the ordinance, and no expansion of such use shall be permitted.

Section 2. All ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in force and effect from its passage, approval and publication as required by law.

PASSED AND APPROVED by the York City Council this _____ day of _____,
2021.

Barry Redfern, Mayor

ATTEST:

C. Jean Thiele, York City Clerk

RESOLUTION FOR TAP FEES

WHEREAS, §37-12.1 of the York City Code authorizes the City Council to establish tap fees for tapping into the city water system by resolution; and

WHEREAS, the City incurs expenses when a property taps into the city water system, and the City should recover the costs that are incurred by the city.

NOW, THEREFORE, BE IT HEREBY RESOLVED that a tap fee of \$185.00 for one inch copper tube size service tap shall be charged prior to a tap into city water service.

Dated this ____ day of August, 2021.

Council Member _____ introduced the foregoing Resolution and moved its adoption.

Seconded by: Council Member _____

Roll Call: Ayes: _____

Nays: _____

The Resolution was then declared Passed / Not Passed.

Barry Redfern, Chairman/Mayor

ATTEST:

C. Jean Thiele, City Clerk

INTERLOCAL AGREEMENT

between the

Upper Big Blue Natural Resources District

and the

City of York

for the

Peyton Parker Lane Playground

THIS INTERLOCAL AGREEMENT, hereafter referred to as the AGREEMENT, is made and entered into by and between the Upper Big Blue Natural Resources District, a Political Subdivision of the State of Nebraska, organized and existing by virtue of Neb. Rev. Stat. 2-3201, et. Seq., hereinafter referred to as the DISTRICT, and the City of York, Nebraska, a city located within the boundaries of the DISTRICT, hereafter referred to as the CITY, these parties hereafter referred to collectively as PARTICIPANTS.

- A. WHEREAS, Art. XV, § 8, Neb. Const. and Neb. Rev. Stat. §§ 13-801 to 13-827 authorizes any two or more public agencies, which include natural resources districts and municipalities, to enter into agreements with one another for joint or cooperative action that may require the exercise of powers, privileges, or authorities that have been granted to such public agencies to conduct such joint or cooperative actions as may be specified or required by agreement, and
- B. WHEREAS, The CITY desires to donate land and construct a restroom facility for the construction of an all inclusive playground named the Peyton Parker Lane Playground (PLAYGROUND), which shall not include the purchase or construction of playground equipment by the CITY; and
- C. WHEREAS, The PLAYGROUND will have a theme of outdoors, hiking trails, fishing, etc., to be installed in Minck's Park on the east side of York, Nebraska; and
- D. WHEREAS, the DISTRICT is a multipurpose, local-unit of Nebraska government with responsibility for the development and management of recreation and park facilities, and
- E. WHEREAS, the PARTICIPANTS desire to assist with the creation of a park environment that will provide a space that promotes and encourages full inclusion of children and adults with all degrees of abilities. The PLAYGROUND will break social and physical barriers, and

will create play areas for children of all abilities including sensory play, physical play, imaginative play, quiet spaces, climate protection, and ease of access, and

- F. WHEREAS, the CITY desires to act as the LEAD AGENCY and PROJECT SPONSOR for this agreement, working directly with the Peyton Parker Lane Playground Committee, and
- G. WHEREAS, the CITY has given the approval for the PLAYGROUND to be placed on CITY property in Minck's Park at 2222 East 14th Street in York, Nebraska, and
- H. WHEREAS, the DISTRICT desires to provide cost-share assistance to the CITY for the donation of land and construction of the restroom facility for the PLAYGROUND, and
- I. WHEREAS, the PARTICIPANTS, pursuant to provisions of the NEBRASKA Interlocal Cooperation Act (13-804), desire to enter into this AGREEMENT for joint or cooperative action for the purpose of development of the PLAYGROUND, as set forth herein.

NOW, THEREFORE, in consideration of the above recitals and premises, the PARTICIPANTS agree as follows:

ARTICLE I OBJECTIVES AND PURPOSES

Section 1.01 The objectives and purposes of this AGREEMENT are to exercise the powers, duties, and obligations of the PARTICIPANTS for the purpose of the donation of land and construction of a restroom facility to facilitate the construction of the PLAYGROUND.

ARTICLE II TERM OF AGREEMENT

Section 2.01 This AGREEMENT will continue through the completion of the PLAYGROUND, but not beyond December 31, 2023.

Section 2.02 This AGREEMENT cannot be extended or terminated without the consent of the governing bodies of the PARTICIPANTS.

Section 2.03 The responsibilities of the CITY, as defined in Article IV of this AGREEMENT, shall survive this AGREEMENT in perpetuity.

ARTICLE III
RESPONSIBILITIES OF THE DISTRICT

Section 3.01 The DISTRICT agrees to provide financial assistance for the donation of land and construction of a restroom facility for the completion of the Peyton Parker Lane Playground as outlined in the DISTRICT'S Parks Program, which offers financial assistance to communities for the development or improvement of natural resources in nature areas, campgrounds, and park facilities.

Section 3.02 The DISTRICT agrees to pay twenty-five percent (25%) of the local share for the donation of City park ground and construction of a restroom facility for the facilitation of the PLAYGROUND development cost not to exceed \$10,000.

ARTICLE IV
RESPONSIBILITIES OF THE CITY

Section 4.01 The CITY agrees to act as the LEAD AGENCY for this Interlocal Agreement and will coordinate the PLAYGROUND park development with the Peyton Parker Lane Playground Committee, and will administer all contracts and development related to the donation of land and construction of the restroom facility, but not related to the purchase or supply of PLAYGROUND equipment.

Section 4.02 The CITY agrees to submit to the DISTRICT, by the tenth of each month in which cost-share payment is to be made by the DISTRICT, itemized invoices of the PLAYGROUND development costs incurred by the CITY (to include the cost of the land donation and restroom construction, but not to include costs incurred by the Peyton Parker Lane Playground Committee).

Section 4.03 The CITY agrees to hold the DISTRICT harmless from any damage, liability, claim, or cost arising out of, or resulting from activities related to PLAYGROUND development.

ARTICLE V
SPECIAL FUNDING CONSIDERATIONS

Section 5.01 The PARTICIPANTS agree that if it becomes necessary for either PARTICIPANT to borrow money or draw cash warrants to pay for their respective share of the PLAYGROUND costs, the interest paid on such warrants shall not be considered as an eligible cost and shall be the responsibility of the PARTICIPANT that borrowed the funds.

Section 5.02 If the PLAYGROUND development is terminated, for any reason, prior to completion, the CITY agrees to reimburse the DISTRICT for cost-share payments made by the DISTRICT prior to the date of termination.

ARTICLE VI
POWERS

Section 6.01 The PARTICIPANTS understand and agree that this AGREEMENT is not intended to, nor does it, create a partnership, joint venture or any other type of similar relationship which may give rise to joint and severalliabilities.

Section 6.02 The CITY shall have all the powers, including the power to make and execute contracts and other instruments necessary or convenient to the exercise of its powers, for the purpose of performing the CITY's responsibilities consistent with the stated objectives and purposes as set forth in this AGREEMENT.

ARTICLE VII
AMENDMENTS

Section 7.01 This AGREEMENT can be amended by either PARTICIPANT if such amendment is adopted by the governing bodies of both PARTICIPANTS.

Section 7.02 If, through no fault of the CITY, the PLAYGROUND completion is delayed (for weather, un-anticipated conditions, or delays in obtaining outside grant funding), this AGREEMENT may be extended by an amendment as outlined in Section 7.01 above.

Section 7.03 Any PARTICIPANT may propose an amendment to this AGREEMENT by filing such proposed amendment with the other PARTICIPANT. No amendment shall, directly or indirectly, affect or impair any contracts or agreements agreed upon in writing prior to the effective date of such amendment. Any amendment to this AGREEMENT will become effective as and when each amendment is executed by both PARTICIPANTS.

ARTICLE VIII
EXECUTION

This AGREEMENT is hereby executed by the PARTICIPANTS, in duplicate, each to be considered an original, with the understanding that the AGREEMENT becomes effective

when each AGREEMENT is executed by both PARTICIPANTS. The PARTICIPANTS shall be bound to the same extent and purpose as if both PARTICIPANTS had simultaneously joined in the execution of a single master copy.

IN WITNESS WHEREOF, each of the PARTICIPANTS has caused this AGREEMENT to be executed by its duly authorized officer as of the date show below.

UPPER BIG BLUE NATURAL RESOURCES DISTRICT

By: Lyman W Yates
Chairperson

8-12-2021
Date

CITY OF YORK, NEBRASKA

By: _____
Mayor

Date

