

Aurora, Nebraska  
January 12, 2010

A meeting of the Mayor and Council of the City of Aurora, Nebraska, was convened in open and public session at 7:30 p.m. on January 12, 2010 at the City Hall. Present were Councilors: Wayne Roblee, Bruce Ramsour, Dottie Anderson and Paul Shaneyfelt. Mayor Marlin Seeman conducted the meeting. City Officials present were City Administrator Mike Bair, City Attorney Ross Luzum, Police Chief Godfrey Brokenrope, Water/Sewer Commissioner Rick Melcher and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on January 5, 2010. Notice of meeting was simultaneously given to the Mayor and all members of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to these minutes. Availability of the agenda of this meeting was communicated in the advance notice and in the notice to the Mayor and Council. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Seeman stated "AS PERSCRIBED BY LAW A COPY OF THE NEBRASKA OPEN MEETINGS ACT IS POSTED BY THE DOUBLE DOORS IN THE COUNCIL CHAMBERS."

**MINUTES:**

Councilor Shaneyfelt moved to approve the minutes from the December 8, 2009 meeting. Councilor Anderson seconded the motion. Voting Aye: Ramsour, Anderson, Shaneyfelt and Roblee. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

**PETITIONS, COMPLAINTS, COMMUNICATIONS:**

**REPORTS BY OFFICERS, BOARD, COMMITTEES:**

Clerk/Treasurer Mikkelsen presented the Expenditure and Clerk/Treasurer reports for the month ending December 31, 2009. Councilor Ramsour moved to approve said reports. Councilor Roblee seconded the motion. Voting Aye: Anderson, Shaneyfelt, Roblee and Ramsour. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

Claims Committee Member Ramsour reported the claims presented by the Clerk were in order and moved that said claims be allowed and checks drawn on the various funds for payment of same be approved. Councilor Anderson seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried. A listing of said claims is attached to these minutes.

**7:35 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to hear public comments regarding amending Ordinance No. 708 and the Land Use Plan to reflect changes in zoning for the property located at, part of the Northwest Quarter (NW ¼) of Section Fifteen (15), Township ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County, Nebraska.

Mayor Seeman asked if there was anyone present who wished to speak in favor of or in opposition to the recommendation. Christian Evans of AACD explained the zoning change request. There being no one else present that wished to speak in favor of or in opposition to the recommendation the Mayor declared the public hearing closed.

City Attorney Luzum read Ordinance No. 942 by its title: AN ORDINANCE TO AMEND ORDINANCE 708, THE ZONING ORDINANCE OF THE CITY OF AURORA, NEBRASKA, ARTICLE FOUR (4), ESTABLISHMENT AND DESIGNATION OF ZONING DISTRICTS, SECTION 403, THE OFFICIAL ZONING MAP, TO PROVIDE THAT THE TRACT OF LAND COMPRISING A PART OF THE NORTHWEST QUARTER (NW1/4), SECTION FIFTEEN (15), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., HAMILTON COUNTY, NEBRASKA, BE CHANGED FROM AG, AGRICULTURAL ZONING DISTRICT DESIGNATION TO I80X, INTERSTATE INTERCHANGE ZONING DISTRICT DESIGNATION AND TO PROVIDE THAT SAID CHANGE SHALL BE ENTERED UPON ZONING MAP AS PROVIDED IN ARTICLE 4, SECTION 404.10, OFFICIAL ZONING MAP CHANGES.

Councilor Ramsour moved to bring Ordinance No. 942 before the council and to approve the first reading of this ordinance. Councilor Anderson seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

City Attorney Luzum read Ordinance No. 943 by its title: AN ORDINANCE TO AMEND ORDINANCE 707-1, THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF AURORA, NEBRASKA, LAND USE PLAN, ILLUSTRATION NO. 7, TO PROVIDE THAT THE LAND USE DESIGNATION FOR A TRACT OF LAND COMPRISING A PART OF THE NORTHWEST QUARTER (NW1/4), SECTION FIFTEEN (15), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., HAMILTON COUNTY, NEBRASKA, BE CHANGED TO ZONING DISTRICT DESIGNATION INTERSTATE INTERCHANGE ZONING DISTRICT (I80X).

Councilor Shaneyfelt moved to bring Ordinance No. 943 before the council and to approve the first reading of this ordinance. Councilor Roblee seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

#### **7:35 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments on the liquor license application for Grand view Café & Lounge, LLC dba Grandview Café and Lounge, 1111 L Street, Aurora, Hamilton County, Nebraska. The application is for a Class "C" Liquor License. The Mayor asked if there was anyone present who wished to speak in favor of the application. Deb Kalkwarf the owner was in favor of the application. The Mayor then asked if there was anyone present who wished to speak in opposition to the application. There being no one else present to speak in favor of or opposition to the application the Mayor declared the public hearing closed.

Councilor Shaneyfelt moved to approve the Class C liquor license application for Grand view Café & Lounge, LLC dba Grandview Café and Lounge, 1111 L Street, Aurora, Hamilton County, Nebraska. Councilor Anderson seconded the motion. Voting Aye: Roblee, Ramsour, Anderson and Shaneyfelt. Nay: None. Absent and voting: Helzer and Phillips. The motion carried.

Dave Henke of JEO Consulting reviewed Change Order No. 1 for the Lincoln Creek Pocket Park Playground Project, for ABCreative, Inc. an increase of \$1,200. Councilor Roblee moved to approve Change Order No. 1 for the Lincoln Creek Pocket Park Playground Project, for ABCreative, Inc. an increase of \$1,200. Councilor Ramsour seconded the motion. Voting Aye: Ramsour, Anderson, Shaneyfelt and Roblee. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

Dave Henke of JEO Consulting presented Pay Application No. 2 and final for Lincoln Creek Pocket Park Playground Project for ABCreative in the amount of \$2,479.20. Councilor Roblee moved to approve Lincoln Creek Pocket Park Playground Project for ABCreative in the amount of \$2,479.20. Councilor Anderson seconded the motion. Voting Aye: Anderson, Shaneyfelt, Roblee and Ramsour. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

Dave Henke of JEO Consulting presented the "Recommendation of Acceptance" for the Lincoln Creek Pocket Park Playground Project. He stated the one year warranty period would start with the acceptance of the project. Councilor Ramsour moved to accept the "Recommendation of Acceptance" for the Lincoln Creek Pocket Park Playground Project. Councilor Roblee seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

Dave Henke of JEO Consulting presented the plans and specifications for the 2009 Cole Park Improvement Project. He also reviewed the bid specs. Councilor Ramsour moved to approve the plans and specifications for the 2009 Cole Park Improvement Project and authorize the advertising for bids. Councilor Roblee seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

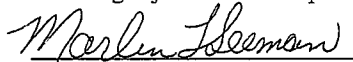
Councilor Roblee moved to authorize the Mayor to enter into a hold harmless agreement with ADC for CDBG #09-ED-008, Planning Grant for the Power Park. Councilor Anderson seconded the motion. Voting Aye: Shaneyfelt, Roblee, Ramsour and Anderson. Nay: None. Absent and not voting: Helzer and Phillips. The motion carried.

**MISCELLANEOUS:**

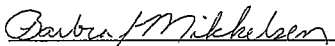
Police Chief Brokenrope, Fire Chief Cox and Street Superintendent Eberhardt gave reports regarding the Blizzard of 2009.

**ADJOURNMENT:**

Having completed all items on the agenda, and there being no further business to conduct, Mayor Seeman declared the meeting adjourned at 8:25 p.m.

  
Mayor

ATTEST:

  
City Clerk

