

Aurora, Nebraska
September 13, 2011

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 September 13, 2011 at the City Hall. Present were Councilors: Bruce Ramsour, Paul Lackore, Phillip Hupf, Dick Phillips and Paul Shaneyfelt. Mayor Marlin Seeman conducted the meeting. City Officials present were City Administrator Jane Berry, City Attorney Ross Luzum, Police Lieutenant Paul Graham, WWTP Superintendent Ed Vanlandingham, Park Superintendent Jim Nietfeld, Librarian Jan Thomsen, Cemetery Sexton Steve Patton, Street Superintendent Mike Eberhardt, Fire Chief Tom Cox and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on September 7, 2011. 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 Lackore moved to approve the minutes from the August 30, 2011 meetings. Councilor Ramsour seconded the motion. Voting Aye: Ramsour, Lackore, Hupf, Phillips and Shaneyfelt. Nay: None. Absent and not voting: Roblee. 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 August 31, 2011. Councilor Ramsour moved to approve said reports. Councilor Lackore seconded the motion. Voting Aye: Lackore, Hupf, Phillips, Shaneyfelt and Ramsour. Nay: None. Absent and not voting: Roblee. The motion carried.

Claims Committee Member Lackore 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 Hupf seconded the motion. Voting Aye: Hupf, Phillips, Shaneyfelt, Ramsour and Lackore. Nay: None. Absent and not voting: Roblee. The motion carried. A listing of said claims is attached to these minutes.

City Administrator Berry discussed the following topics:

- Stated that closing for the purchase of the G Street Lots will be at the end of the month.
- The Downtown Sidewalk Repair Project will begin in about 2 ½ weeks.
- Council Committee assignments would be sent out in the next week.
- Joint Aurora Central City Housing Rehabilitation Grant was awarded.
- The State has wellhead protection signs available
- Lincoln Creek Neighborhood Park Project sod will be laid September 21 and 22. City crew and volunteers will put it down.

- The Plainsman Museum is hosting "Day at the Farm" on Sunday, September 18, part of 17th Street will be closed for the event.
- Progress is being made at the library with the energy grant.
- Kirt Smith, Emergency Management Director has received a grant for placing a new antenna on the water tower for improved emergency communication system

7:35 P.M. PUBLIC HEARING:

Mayor Seeman opened the duly advertised public hearing to receive public comments on the Proposed Budget for FY 2011-2012. The Mayor asked if there was anyone present who wished to speak in favor of the Proposed Budget for FY 2011-2012. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed budget. There being no one present to speak in favor of or opposition to the Proposed Budget for FY 2011-2012 the Mayor declared the public hearing closed.

Councilor Lackore moved to approve the levy request from the Aurora Airport for general operations at .035 and .011165 for bonds. Councilor Phillips seconded the motion. Voting Aye: Phillips, Shaneyfelt, Ramsour, Lackore and Hupf. Nay: None. Absent and not voting: Roblee. The motion carried.

7:40 P.M. PUBLIC HEARING:

Mayor Seeman opened the duly advertised public hearing to receive public comments on setting City of Aurora Tax Levy for FY 2011-2012 at .324000 per one hundred dollars valuation (\$880,129.39) for General, at .033701 Interlocal Agreements and at .090934 (\$247,017.55) for Bonds.. The Mayor asked if there was anyone present who wished to speak in favor of the proposal. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposal, and there was no one. There being no one present to speak in favor of or opposition to the proposal the Mayor declared the public hearing closed.

Councilor Ramsour moved to exceed the budget lid by 1% as allowed by law for the budget for FY 2011-2012. Councilor Lackore seconded the motion. Voting Aye: Shaneyfelt, Ramsour, Lackore, Hupf and Phillips. Nay: None. Absent and not voting: Roblee. The motion having been concurred in by seventy-five percent of the Council was declared passed.

City Attorney Luzum read Ordinance No. 965 by its title: AN ORDINANCE TO ADOPT THE BUDGET STATEMENT, INCLUDING THE PAY PLAN, PENSION PLANS AND VEBA PLAN, TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Councilor Phillips moved to bring Ordinance 965 before the council and to suspend the statutory three reading rule for consideration of this ordinance. Councilor Ramsour seconded the motion. Voting Aye: Ramsour, Lackore, Hupf, Phillips and Shaneyfelt. Nay: None. Absent and not voting: Roblee. The motion having been concurred in by three fourths majority of all members elected to the Council passed and said statutory three reading rule was suspended.

Councilor Phillips moved for final adoption of Ordinance No. 965. Councilor Lackore seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 965 be passed and adopted?" Upon roll call vote, the following Councilors voted Aye: Ramsour, Lackore, Hupf, Phillips and Shaneyfelt. Nay: None. Absent and not voting: Roblee.

The passage and adoption of said Ordinance having been concurred in by a majority of all members elected to the Council was by the Mayor declared passed and adopted and the Mayor in the presence of the Council signed and approved said Ordinance and the Clerk attested the passage and approval of same and affixed her signature thereto. Said Ordinance shall be preserved and kept in a separate and distinct volume known as the Ordinance Record of the City of Aurora, Nebraska and same be incorporated herein by reference.

Councilor Hupf moved to adopt Resolution 11-17 setting City of Aurora Tax Levy for FY 2011-2012. Councilor Phillips seconded the motion. Voting Aye: Lackore, Hupf, Phillips, Shaneyfelt and Ramsour. Nay: None. Absent and not voting: Roblee. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 11-17

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and


WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the City that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Aurora, by a majority vote, resolves that:

1. The 2011-2012 property tax request be set at .324000 per one hundred dollars valuation (\$880,129.39) for General, at .033701 for Interlocal Agreements and at .090934 (\$247,017.55) for Bonds.
2. A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2011.

Passed and adopted this 13th day of September, 2011.


Mayor

ATTEST:


City Clerk



Steve Jacobsen with Aurora Development Corporation addressed the Council regarding a request to determine the feasibility and structure of one law enforcement agency.

Mayor Seeman read the following statement:

"As Mayor of the City of Aurora I am always open to discussion and dialogue on any issue or topic concerning the residents and businesses of our community.

That being said however, the issues discussed here today, will require substantial deliberation of the values of our City Council and services delivered to our citizens reflecting those values. The public services discussed here today are major quality of life issues that will directly and dramatically impact the lives of our citizens. They are issues which also will require citizen participation.

The City of Aurora Police Department on a daily basis carries out the policies that reflect the values of our community. Our community will accept no less that the safe environment in which they currently live, work, raise a family, are aging in place, or conduct their business.

Historically the City has always provided the resources necessary for the Aurora Police Department to carry-out the policy directives and priorities established by the Mayor and City Council on behalf of the citizens of the City. It is our intention to continue these services as we have now and into the foreseeable future."

City Administrator Berry reviewed Pay Application No. 3 for North Streeter Park Sewer Project. Councilor Ramsour moved to approve Pay Application No. 3 for North Streeter Park Sewer Project for Midlands Contracting, Inc. for \$34,015.85. Councilor Lackore seconded the motion. Voting Aye: Phillips, Shaneyfelt, Ramsour, Lackore and Hupf. Nay: None. Absent and not voting: Roblee. The motion carried.

City Administrator Berry reviewed Change Order No. 1 for Cole Park RTP Trail Project, Dostals Construction Co. Inc. and increase of \$4,781. Councilor Lackore moved to approve Change Order No. 1 for Cole Park RTP Trail Project, Dostals Construction Co. Inc. and increase of \$4,781. Councilor Ramsour seconded the motion. Voting Aye: Shaneyfelt, Ramsour, Lackore, Hupf and Phillips. Nay: None. Absent and not voting: Roblee. The motion carried.

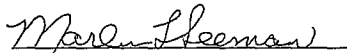
City Administrator Berry reviewed Pay Application No. 1 for Cole Park RTP Trail Project for Dostals Construction Co., Inc. for \$46,287. Councilor Ramsour moved to approve Pay Application No. 1 for Cole Park RTP Trail Project for Dostals Construction Co., Inc. for \$46,287. Councilor Hupf seconded the motion. Voting Aye: Ramsour, Lackore, Hupf, Phillips and Shaneyfelt. Nay: None. Absent and not voting: Roblee. The motion carried.

City Administrator Berry reviewed Change Order No. 2 for Cole Park Shelter LWCF Project for Dostals Construction Co., Inc. an increase of \$800. Councilor Lackore moved to approve Change Order No. 2 for Cole Park Shelter LWCF Project for Dostals Construction Co., Inc. an increase of \$800. Councilor Ramsour seconded the motion. Voting Aye: Ramsour, Lackore, Hupf, Phillips and Shaneyfelt. Nay: None. Absent and not voting: Roblee. The motion carried.

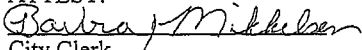
MISCELLANEOUS:

ADJOURNMENT:

Having completed all items on the agenda, and there being no further business to conduct, Mayor Seeman declared the meeting adjourned at 8:29p.m.


Mayor

ATTEST:


City Clerk

