

Aurora, Nebraska
March 28, 2017

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 March 28, 2017 at the City Hall. Present were Councilors: Paul Lackore, Wayne Roblee, Daniel Bartling, Dorothy Anderson, Dick Phillips and Nancy Lohrmeyer. Mayor David Long conducted the meeting. City Officials present were City Administrator Eric Melcher, City Attorney Ross Luzum, Police Sergeant Chad Mertz, Utilities Superintendent Adam Darbro and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on March 22, 2017. 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 Long 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 March 14, 2017 meeting. Councilor Phillips seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

PETITIONS, COMPLAINTS, COMMUNICATIONS:

City Attorney Luzum read Ordinance No. 1042: AN ORDINANCE TO EXTEND AND INCREASE THE CORPORATE LIMITS OF THE CITY OF AURORA, COUNTY OF HAMILTON, STATE OF NEBRASKA, PURSUANT TO THE PROVISIONS OF SECTION 17-405, R.R.S.1943, BY ANNEXING THERETO A CERTAIN PARCEL OF LAND CONTIGUOUS TO AND NOT EMBRACED WITHIN THE PRESENT LIMITS OF THE CITY OF AURORA, CONSISTING OF STREETER'S SECOND ADDITION, AN ADDITION TO THE CITY OF AURORA, HAMILTON COUNTY, NEBRASKA, A PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4 NE1/4), OF SECTION FIVE (5), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., HAMILTON COUNTY, NEBRASKA; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS, TO ORDER THE ORDINANCE PUBLISHED IN PAMPHLET FORM, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Lackore moved to bring Ordinance No. 1042 before the council and to approve the second reading of this ordinance. Councilor Roblee seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. The motion carried.

Charles McGraw, Transportation Director for RYDE Transit presented the request for \$1,759.50, 1/2 of the local match for purchasing a public transit van for RYDE Transit. Councilor Phillips moved to approve the request for \$1,759.50, 1/2 of the local match for purchasing a public transit van for RYDE Transit. Councilor Anderson seconded the motion. Voting Aye: Anderson, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. Nay: None. The motion carried.

Terry Galloway of Almquist, Maltzahn, Galloway & Luth presented the audit of the City's financial statements for Fiscal Year 2015-2016. Councilor Phillips moved to accept the audit of the City's financial statement for Fiscal Year 2015-2016. Councilor Anderson seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Anderson. Nay: None. The motion carried.

Councilor Phillips moved to approve Resolution 17-05 an extension of the Professional Retail Operations Agreement. Councilor Roblee seconded the motion. Voting Aye: Lohrmeyer, Lackore, Roblee, Bartling, Anderson and Phillips. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 17-05 APPROVING

EXTENSION OF PROFESSIONAL RETAIL OPERATIONS AGREEMENT

WHEREAS, the City owns its electric distribution system, and

WHEREAS, the amendment to extend the term of the Professional Retail Operations Agreement on file with the Council has been proposed by Nebraska Public Power District (NPPD) and fully discussed and explained, and

WHEREAS, it is determined that it would be desirable to enter into said amendment to the Professional Retail Operations Agreement.

NOW, THEREFORE, BE IT RESOLVED:

1. The said amendment to the Professional Retail Operations Agreement is approved and the Mayor is authorized to execute it, and the City Clerk to attest it on behalf of the City.

2. Notice of this transaction shall be given by publication once each week for three (3) successive weeks, of the following Notice:

NOTICE OF TRANSACTION

The Council has approved a Resolution authorizing execution on behalf of the City of an amendment to the Professional Retail Operations Agreement (Agreement) between Nebraska Public Power District and the City of Aurora, Nebraska. The Agreement is on file with the City Clerk and available for inspection. It contains provisions summarized as follows:

1. The City will extend the lease of its electric distribution system to Nebraska Public Power District for a term of not less than fifteen (15) years from the effective date of the amendment and not more than twenty-five (25) years; provided, if either party terminates the Agreement at any time between year fifteen (15) and year twenty-five (25) of the term, the City will continue to take service from NPPD under NPPD's standard Wholesale Power Contract, and such Wholesale Power Contract shall remain in effect through the remainder of the twenty-five (25) year term.

2. During the term of the Agreement, NPPD will pay to the City an amount equal to twelve percent (12%) of the retail revenues from the electric distribution system, adjusted to eliminate revenues from tax-supported agencies, fuel cost, and similar adjustments. NPPD will maintain the electric distribution system, will make payments in lieu of taxes as required by law, and will provide insurance, as set out in the Agreement.

This Notice will be published once each week for three (3) successive weeks. If, within thirty (30) days after the last publication thereof, a referendum petition signed by qualified electors of the City equal in number to at least twenty percent (20%) of the votes cast at the last general municipal election shall be filed with the City Clerk, this transaction shall not become effective until it has been approved by a vote of the electors. If no such petitions are filed, the transaction shall become effective at the expiration of said thirty (30) day period.

ATTEST:

CITY OF AURORA, NEBRASKA

Barbra Mikhel
City Clerk

By:

David C Long
Mayor



Councilor Roblee moved to approve the certification of the City Administrator's approval of a lot split for property located at: part of Block 2, Miller's Addition, City of Aurora, Hamilton County, NE. Councilor Lackore seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Lohrmeyer. Nay: None. The motion carried.

Councilor Roblee moved to approve the subdivision infrastructure improvement agreement with Aurora Development Corporation (ADC) for Streeter Second Addition for street and utilities. Councilor Lackore seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

Councilor Lackore moved to authorize the Mayor to enter into an agreement with Streeter LLC for initiating the land transfer for the property north of Streeter Park (North of Lion's Field). Councilor Anderson seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. The motion carried.

MISCELLANEOUS:

ADJOURNMENT:

Having completed all items on the agenda, and there being no further business to conduct, Mayor Long declared the meeting adjourned at 8:12p.m.

David C Long
Mayor

ATTEST:

Barbra Mikhel
City Clerk

