

Aurora, Nebraska  
October 10, 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 October 10, 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, Chief of Police Paul Graham, Utilities Superintendent Adam Darbro and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on October 4, 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 September 26, 2017 meeting. Councilor Roblee seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

**PETITIONS, COMPLAINTS, COMMUNICATIONS:**

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

Clerk/Treasurer Mikkelsen presented the Expenditures and Clerk/Treasurer reports for the month ending September 30, 2017. Councilor Phillips moved to approve said reports. Councilor Lackore seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. 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 Lohrmeyer seconded the motion. Voting Aye: Anderson, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. Nay: None. The motion carried. A listing of said claims is attached to these minutes.

Tammy Morris addressed the Council to tell them about a Nebraska Heart Sculpture that a group of community members had purchased. Tammy stated the sculpture was celebrating Nebraska's 150 years. She asked permission to have the sculpture placed at the Alice M. Farr Library. Tammy also stated that a second Nebraska Heart Sculpture had been purchased and was to be placed on private property on the North side of the Downtown Square pending receiving the property owner's permission.

Councilor Anderson moved that the City accept the Nebraska Heart Sculpture and allow it to be placed at the Alice M. Farr Library. Councilor Lohrmeyer seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Anderson. Nay: None. The motion carried.

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

Mayor Long opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the Preliminary Plat of Richter Subdivision, A part of Lot 1, Kremer Subdivision, a part of the Southeast Quarter (1/4), of Section Five (5), Township Ten (10) North, Range Six (6) West of the 6th P.M. Hamilton County, Nebraska.

The Mayor asked if there was anyone present who wished to speak in favor of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed recommendation. There being no one present to speak in favor of or opposition to the proposed recommendation the Mayor declared the public hearing closed.

Councilor Lackore moved to accept the recommendation of the Planning Commission to approve the Preliminary Plat of Richter Subdivision, A part of Lot 1, Kremer Subdivision, a part of the Southeast Quarter (1/4), of Section Five (5), Township Ten (10) North, Range Six (6) West of the 6th P.M. Hamilton County, Nebraska. Councilor Roblee seconded the motion. Voting Aye: Lohrmeyer, Lackore, Roblee, Bartling, Anderson and Phillips. Nay: None. The motion carried.

**7:40P.M. PUBLIC HEARING:**

Mayor Long opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the Final Plat of Richter Subdivision, A part of Lot 1, Kremer Subdivision, a part of the Southeast Quarter (1/4), of Section Five (5), Township Ten (10) North, Range Six (6) West of the 6th P.M. Hamilton County, Nebraska.

The Mayor asked if there was anyone present who wished to speak in favor of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed recommendation and there was no one. There being no one present to speak in favor of or opposition to the proposed recommendation the Mayor declared the public hearing closed.

Councilor Lackore moved to approve Resolution 17-11 approving the Final Plat of Richter Subdivision. Councilor Roblee seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Lohrmeyer, Nay: None. The motion carried and the following resolution was declared passed and adopted.

**RESOLUTION NO. 17-11**

WHEREAS, the Aurora Planning Commission and the Aurora City Council have held public hearings to receive public input regarding the preliminary plat and the final plat of Richter Subdivision, comprising part of Lot 1, Kremer Subdivision, a part of the Southeast Quarter (SE1/4), Section Five (5), Township Ten (10) North, Range Six (6) West of the 6<sup>th</sup> P.M., Hamilton County, Nebraska; and have held separate public hearings to consider whether the Subdivision should be included within the Corporate limits of the City of Aurora, and

WHEREAS, said plat of Richter Subdivision meets the requirements of the Subdivision Regulations of the City of Aurora, and the Statutes of the State of Nebraska; and

WHEREAS, the Aurora Planning Commission has recommended to the City Council approval of the final plat to be known as Richter Subdivision and has recommended that it be included within the Corporate limits, and the City Council on this date has voted for approval of this Subdivision; and has voted to include this Subdivision within the City Limits;

BE IT THEREFORE RESOLVED by the Mayor and City Council of the City of Aurora, Nebraska, that the final plat of Richter Subdivision be hereby approved and that said addition shall be included within the Corporate limits of the City of Aurora, Nebraska, and that the Mayor and City Clerk be authorized to execute the approval of said plat, and cause the same to be filed as required by law.

Passed and adopted this 10<sup>th</sup> day of October, 2017.

ATTEST:

  
City Clerk



**7:45P.M. PUBLIC HEARING:**

Mayor Long opened the duly advertised public hearing to receive public comments regarding the inclusion of Richter Second Subdivision within the corporate limits of the city of Aurora. Mayor Long asked if there was anyone present who wished to speak in favor of the recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed recommendation and there was no one. There being no one present to speak in favor of or opposition to the proposed recommendation the Mayor declared the public hearing closed.

City Attorney Luzum read Ordinance No. 1051: 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 17-405.01, R.R.S.1943, BY ANNEXING THERETO A CERTAIN PARCEL OF LAND CONTIGUOUS OR ADJACENT TO AND NOT EMBRACED WITHIN THE PRESENT LIMITS OF THE CITY OF AURORA, CONSISTING OF RICHTER SUBDIVISION, A PART OF LOT 1, KREMER SUBDIVISION, A PART OF THE SOUTHEAST QUARTER (SE1/4), SECTION FIVE (5), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., HAMILTON COUNTY, NEBRASKA; TO REPEAL PRIOR ORDINANCES, TO REQUIRE FILING, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Lackore moved to bring Ordinance No. 1051 before the council and to approve the first reading of this ordinance. Councilor Roblee seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Lohrmeyer. Nay: None. The motion carried.

**7:50P.M. PUBLIC HEARING:**

Mayor Long opened the duly advertised public hearing to hear public comments regarding amending Ordinance No. 957, the Zoning Ordinance to the City of Aurora, Nebraska and to amend the Land Use Plan, a part of the Comprehensive Plan, to reflect changes in zoning for the property located at: on Lot One (1) Richter Subdivision, City of Aurora, Hamilton County, Nebraska. To change from R-1, Residential District Designation to I-1, Light Industrial District Designation.

Mayor Long asked if there was anyone present who wished to speak in favor of the recommendation and there was no one. The Mayor then asked if there was anyone present that wished to speak in opposition to the change and there was no one. There being no one present that wished to speak in favor of or in opposition to the request the Mayor declared the public hearing closed.

City Attorney Luzum read Ordinance No. 1052: AN ORDINANCE TO AMEND ORDINANCE 957, 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 PROPERTY LEGALLY DESCRIBED AS: RICHTER SUBDIVISION, A PART OF THE SOUTHEAST QUARTER (SE1/4), SECTION FIVE (5), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., CITY OF AURORA, HAMILTON COUNTY, NEBRASKA, BE CHANGED FROM RESIDENTIAL DISTRICT DESIGNATION (R-1) TO LIGHT INDUSTRIAL DISTRICT DESIGNATION (I-1), AND TO PROVIDE THAT SAID CHANGE SHALL BE ENTERED UPON ZONING MAP AS PROVIDED IN ARTICLE FOUR (4), SECTION 404.10, OFFICIAL ZONING MAP CHANGES; TO REPEAL PRIOR ORDINANCES, TO REQUIRE FILING, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Lackore moved to bring Ordinance No. 1052 before the council and to suspend the statutory three reading rule for consideration of this Ordinance. Councilor Lohrmeyer seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. 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. 1052. Councilor Roblee seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1052 be passed and adopted?" Upon roll call vote, the following Councilors voted Aye: Anderson, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. Nay: None.

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.

City Attorney Luzum read Ordinance No. 1053: AN ORDINANCE TO AMEND ORDINANCE 956, THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF AURORA, NEBRASKA, LAND USE PLAN, TO PROVIDE THAT THE LAND USE DESIGNATION OF THE PROPERTY LOCATED IN RICHTER SUBDIVISION, A PART OF THE SOUTHEAST QUARTER (SE1/4), SECTION FIVE (5), TOWNSHIP TEN (10) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., CITY OF AURORA, HAMILTON COUNTY, NEBRASKA, BE CHANGED FROM RESIDENTIAL DISTRICT DESIGNATION (R-1) TO LIGHT INDUSTRIAL DISTRICT DESIGNATION (I-1); TO REPEAL PRIOR ORDINANCES, TO REQUIRE FILING, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Phillips moved to bring Ordinance No. 1053 before the council and to suspend the statutory three reading rule for consideration of this Ordinance. Councilor Roblee seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Anderson. Nay: None. 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 Lackore moved for final adoption of Ordinance No. 1053. Councilor Roblee seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1053 be passed and adopted?" Upon roll call vote, the following Councilors voted Aye: Lohrmeyer, Lackore, Roblee, Bartling, Anderson and Phillips. Nay: None.

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.

**7:50P.M. PUBLIC HEARING:**

Mayor Long opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the Preliminary Plat of Lincoln Creek 2nd Subdivision, A Replat of Lots 36-43 and Outlot 'A', Lincoln Creek Subdivision, City of Aurora, Hamilton County, Nebraska.

The Mayor asked if there was anyone present who wished to speak in favor of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed recommendation. There being no one present to speak in favor of or opposition to the proposed recommendation the Mayor declared the public hearing closed.

Councilor Lackore moved to accept the recommendation of the Planning Commission to approve the Preliminary Plat of Lincoln Creek 2nd Subdivision, A Replat of Lots 36-43 and Outlot 'A', Lincoln Creek Subdivision, City of Aurora, Hamilton County, Nebraska. Councilor Lohrmeyer seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Lohrmeyer. Nay: None. The motion carried.

**7:55P.M. PUBLIC HEARING:**

Mayor Long opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the Lincoln Creek 2nd Subdivision, A Replat of Lots 36-43 and Outlot 'A', Lincoln Creek Subdivision, City of Aurora, Hamilton County, Nebraska.

The Mayor asked if there was anyone present who wished to speak in favor of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in opposition to the proposed recommendation and there was no one. There being no one present to speak in favor of or opposition to the proposed recommendation the Mayor declared the public hearing closed.

Councilor Phillips moved to approve Resolution 17-12 approving the Final Plat for Lincoln Creek 2<sup>nd</sup> Subdivision. Councilor Roblee seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried and the following resolution was declared passed and adopted.

**RESOLUTION NO. 17-12**

WHEREAS, the Aurora Planning Commission and the Aurora City Council have held public hearings to receive public input regarding the Preliminary Plat and the Final Plat of Lincoln Creek 2nd Subdivision, a Replat of Lots 36-43 & Outlot 'A', Lincoln Creek Subdivision, City of Aurora, Hamilton County, Nebraska, and

WHEREAS, said plat of Lincoln Creek 2nd Subdivision meets the requirements of the Subdivision Regulations of the City of Aurora, and the Statutes of the State of Nebraska; and

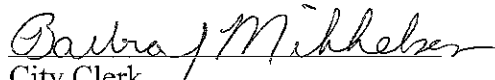
WHEREAS, the Aurora Planning Commission has recommended to the City Council approval of the Final Plat to be known as Lincoln Creek 2nd Subdivision, and the City Council on this date has voted for approval of this Subdivision;

BE IT THEREFORE RESOLVED by the Mayor and City Council of the City of Aurora, Nebraska, that the Final Plat of Lincoln Creek Second Subdivision be hereby approved and that said addition shall be included within the Corporate limits of the City of Aurora, Nebraska, and that the Mayor and City Clerk be authorized to execute the approval of said plat, and cause the same to be filed as required by law.

Passed and adopted this 10<sup>th</sup> day of October, 2017

  
\_\_\_\_\_  
Mayor

ATTEST:

  
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City Clerk



Councilor Phillips moved to approve the installation of a septic tank within city limits at Aurora Body Shop. Councilor Lackore seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. The motion carried.

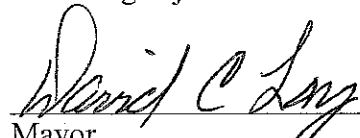
Councilor Lackore moved to approve Pay Application No. 6 for the WWTF Solar System Project in the amount of \$129,456.00. Councilor Lohrmeyer seconded the motion. Voting Aye: Anderson, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. Nay: None. The motion carried.

Councilor Lackore moved to approve the request for a street sign on 1st Street between Lagerville Drive and O Street to slow traffic due to a visually impaired child playing in the area. Councilor Anderson seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Anderson. Nay: None. The motion carried.

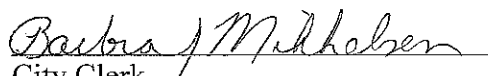
**MISCELLANEOUS:**

**ADJOURNMENT:**

Having completed all items on the agenda, and there being no further business to conduct, Mayor Long declared the meeting adjourned at 8:03p.m.

  
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Mayor

ATTEST:

  
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City Clerk

