

Aurora, Nebraska  
February 26, 2008

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 February 26, 2008 at the City Hall. Present were Councilors: Bruce Ramsour, Dottie Anderson, Chris Helzer, 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 February 20, 2008. 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 PRESCRIBED 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 February 12, 2008 meeting. Councilor Helzer seconded the motion. Voting Aye: Ramsour, Anderson, Helzer and Shaneyfelt. Nay: None. Absent and not voting: Payne and Phillips. The motion carried.

**PETITIONS, COMPLAINTS, COMMUNICATIONS:**

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

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

Mayor Seeman opened the duly advertised public hearing to receive public comments on the One and Six Year Street Improvement Plan. Mayor Seeman asked if there was anyone present who wished to speak in favor of the One and Six Year Street Improvement Plan. Street Superintendent Mike Eberhardt presented the One and Six Year Improvement Plan. The Mayor then asked if there was any one else who wished to speak in favor or in opposition to the plan. There being no one present that wished to speak in favor of or in opposition to the One and Six Year Street Improvement Plan the mayor declared the public hearing closed.

Councilor Ramsour moved to adopt Resolution 08-02 for the One and Six Year Street Improvement Plan. Councilor Shaneyfelt seconded the motion. Voting Aye: Anderson, Helzer, Shaneyfelt and Ramsour. Nay: None. Absent and not voting: Payne and Phillips. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 08-02

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF AURORA, NEBRASKA, that after public hearing, duly advertised, and held for the purpose of hearing support, opposition, criticism, suggestion, and observations, presented on the proposed One and Six Year Street Improvement Plan, be it resolved that the plan, as proposed, be approved without change.

Passed and adopted this 26<sup>th</sup> day of February, 2008.

*Marlin Seeman*

ATTEST:

*Baird Mikkelsen*  
City Clerk



Councilor Shaneyfelt moved to approve Cost Breakdown Form No. 18 for the Historic Lighting Project to JEO for \$146.81. Councilor Helzer seconded the motion. Voting Aye: Helzer, Shaneyfelt, Ramsour and Anderson. Nay: None. Absent and not voting: Payne and Phillips. The motion carried.

Councilor Shaneyfelt moved to approve the request from Memorial Foundation, Inc. for a special liquor license for a fund raising event at the Leadership Center March 28, 2008, 6:00pm to midnight. Councilor Helzer seconded the motion. Voting Aye: Shaneyfelt, Ramsour, Anderson and Helzer. Nay: None. Absent and not voting: Payne and Phillips. The motion carried.

City Administrator Bair explained the interlocal agreement with Grand Island and other communities for a Household Hazardous Materials Recycling Facility. Councilor Ramsour moved to authorize the Mayor to enter into an interlocal agreement with Grand Island and other communities for a Household Hazardous Materials Recycling Facility. Councilor Anderson seconded the motion. Voting Aye: Shaneyfelt, Ramsour, Anderson and Helzer. Nay: None. Absent and not voting: Payne and Phillips. The motion carried.

Discussion was held on the procedures the City of Aurora should follow in order to sell land. City Administrator Bair stated that according to the City Attorney the city could either ask for sealed bids or have a public auction. He stated he was not sure the value of the land would justify the cost of holding an auction but that it was up to the council to decide how to proceed.

Councilor Ramsour moved to authorize the staff to advertise for sealed bids to be accepted from not for profit housing corporations with a performance clause stating that construction is to begin within 10 months. Councilor Helzer seconded the motion. Voting Aye: Ramsour, Anderson, Helzer and Shaneyfelt. Nay: None. Absent and not voting: Payne and Phillips. The motion carried.

Susan Mitchell a member of the Community Recreation Committee stated that there was primarily positive feedback and responses to the petition for a city wide sales tax to support recreation needs. Mayor Seeman read Resolution 08-03 accepting petitions for a city sales tax initiative and requesting the Hamilton County Election Commissioner to place the sales tax initiative on the ballot of the primary election on May 13, 2008.

Councilor Ramsour moved to approve Resolution 08-03 accepting petitions for a city sales tax initiative and requesting the Hamilton County Election Commissioner to place the sales tax initiative on the ballot of the primary election on May 13, 2008. Councilor Anderson seconded the motion. Voting Aye: Ramsour, Anderson, Helzer and Shaneyfelt. Nay: None. Absent and not voting: Payne and Phillips. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 08-03

WHEREAS: The City of Aurora has developed a Recreation Plan after numerous community meetings, a community wide survey and focus group meetings; and

WHEREAS: A group of interested citizens of the City of Aurora and Hamilton County is working to implement the City of Aurora Recreation Plan; and

WHEREAS; Said group of interested Citizens has circulated a petition among the voters of the City of Aurora requesting a one percent (1%) city wide sales tax to fund the improvements, programs and operations of the Recreation Plan, and

WHEREAS; the Hamilton County Clerk has certified that an adequate number of eligible voters have signed said petition, and

WHEREAS; the Governing Body of the City of Aurora does herein accept said petition and further, direct the Hamilton County Clerk to place the question as contained in said petition before the voters of the City of Aurora at the next city wide election; and

WHEREAS; the electorate of the City of Aurora will now vote on the question of funding the Recreation Plan with sales tax monies and if the electorate vote in the affirmative to so fund the Recreation Plan, and

WHEREAS; the City of Aurora will maintain any such sales tax funds in a separate account and as provided by Nebraska Statues provide monthly public reports as to the amount of such funds received, the amount of such funds on deposit and the amount of such funds expended; and

WHEREAS; the City wishes complete and full public review and disclosure of any and all expenditures of such sales tax revenues, if same is adopted by the electorate of the City of Aurora; and further desires such review and disclosure be in addition to the annually audit of public funds which is presented and accepted in a duly advertised public meeting of the Governing Body of the City of Aurora, NOW

THEREFORE BE IT RESOLVED by the Governing Body of the City of Aurora, Nebraska that if the sales tax measure to be presented to the voters of the Aurora is passed in the affirmative that a Recreation Plan Implementation Steering Committee be appointed and further that said group also serve as the Sales Tax Expenditure Review Board to annually certify the appropriate expenditure of any such sales taxes expenditures and to report their findings to the citizens of the community of Aurora at a public meeting, the time, date and location of which to be set by said Sales Tax Expenditure Review Board and advertised for a period of not less than seven (7) days prior to said meeting. That Said Steering and Review Boards consist of not less than five (5) members of the public to be nominated by the Mayor and approved by a majority of the Aurora City Council setting in duly advertised public meeting.

Passed and adopted this 26<sup>th</sup> day of February, 2008.

Marlon Seeman  
Mayor

ATTEST:

Baibry Mikkelsen  
City Clerk



MISCELLANEOUS:

ADJOURNMENT:

Having completed all items on the agenda, and there being no further business to conduct, Mayor Seeman declared the meeting adjourned at 8:06 p.m.

Marlon Seeman  
Mayor

ATTEST:

Baibry Mikkelsen  
City Clerk

