

Aurora, Nebraska
August 12, 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 August 12, 2008 at the City Hall. Present were Councilors: Jack Payne, Bruce Ramsour, Dottie Anderson, Chris Helzer, Dick Phillips 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, Street Commissioner Mike Eberhardt and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on August 6, 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 PERSCRIBED BY LAW A COPY OF THE NEBRASKA OPEN MEETINGS ACT IS POSTED BY THE DOUBLE DOORS IN THE COUNCIL CHAMBERS."

MINUTES:

Councilor Ramsour moved to approve the minutes from the July 22, 2008 meeting. Councilor Payne seconded the motion. Voting Aye: Ramsour, Anderson, Helzer, Phillips, Shaneyfelt and Payne. Nay: None. 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 July 31, 2008. Councilor Phillips moved to approve said reports. Councilor Anderson seconded the motion. Voting Aye: Anderson, Helzer, Phillips, Shaneyfelt, Payne and Ramsour. Nay: None. The motion carried.

Claims Committee member Anderson 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 Helzer seconded the motion. Voting Aye: Helzer, Phillips, Shaneyfelt, Ramsour and Anderson. Nay: None. Abstain: Payne. The motion carried. A listing of said claims is attached to these minutes.

Roger Scott from the Hamilton Recreation Committee presented a request from the Youth Center for financial support. He discussed the positive impact the Youth Center has on the community. He stated the Youth Center roof was in need of repairs. They are requesting funding support from the City in the amount of \$10,000. Mayor Seeman stated the Council would take the request into consideration during the budget process.

Fire Chief Tom Cox and Fire Fighter Pat Johansen gave a presentation on how the Aurora Fire Department successfully extinguished the Fidelity Building Fire that happened July 10, 2008. Mayor Seeman, City Administrator Bair and the Councilors repeatedly thanked the firemen for a job well done.

Tylor Bottorff of JEO Consulting reviewed Pay Application No. 2 for A&R Construction for Parkview Estates Paving for \$342,007.60. Councilor Ramsour moved to approve Pay Application No. 2 for A&R Construction for Parkview Estates Paving for \$342,007.60. Councilor Helzer seconded the motion. Voting Aye: Phillips, Shaneyfelt, Payne, Ramsour, Anderson and Helzer. Nay: None. The motion carried.

Tylor Bottorff of JEO Consulting reviewed Pay Application No. 2 for Diamond Engineering. Councilor Payne moved to approve Pay Application No. 2 for Diamond Engineering for Wetherington Heights Improvements for \$36,385.05. Councilor Anderson seconded the motion. Voting Aye: Shaneyfelt, Payne, Ramsour, Anderson, Helzer and Phillips. Nay: None. The motion carried.

Tylor Bottorff of JEO Consulting presented the request from A & R Construction for a time extension on the Parkview Estates Paving Project. Councilor Shaneyfelt stated the Public Works Committee had met and that is was their recommendation to deny the request for a time extension. They wanted A & R Construction to continue to try to reach the original deadline. They did not want to immediately enforce liquidated damages if the original deadline was not met. Councilor Shaneyfelt moved to deny the request from A & R Construction for a time extension on the Parkview Estates Paving Project and not to implement liquidated damages until after August 29, 2008. Councilor Payne seconded the motion. Voting Aye: Payne, Ramsour, Anderson, Helzer, Phillips and Shaneyfelt. Nay: None. The motion carried.

Tylor Bottorff of JEO Consulting reviewed the bids for the Sanitary Slip Lining Improvements. Councilor Ramsour moved to award the bid for Sanitary Slip Lining Improvements to Midlands Contracting of Kearney, NE for \$230,728.50. Councilor Phillips seconded the motion. Voting Aye: Ramsour, Anderson, Helzer, Phillips, Shaneyfelt and Payne. Nay: None. The motion carried.

Tylor Bottorff of JEO Consulting presented the agreement with JEO Consulting for the West Wastewater Lagoon Survey and Rough Grading Plan. Councilor Shaneyfelt moved to authorize the Mayor to enter into an agreement with JEO Consulting for the West Wastewater Lagoon Survey and Rough Grading Plan. Councilor Phillips seconded the motion. Voting Aye: Anderson, Helzer, Phillips, Shaneyfelt, Payne and Ramsour. Nay: None. The motion carried.

City Administrator Bair and Street Commissioner Mike Eberhardt reviewed the fee increases for the waste site. Councilor Phillips moved to approve Resolution 08-14 regarding proposed fee increases for waste site rates. Councilor Shaneyfelt seconded the motion. Voting Aye: Helzer, Phillips, Shaneyfelt, Payne, Ramsour and Anderson. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 08-14

WHEREAS, the City of Aurora, Nebraska, provides garbage collection services to domestic and commercial residents of the City.

AND WHEREAS, Section 4-206 of the Municipal Code of the City of Aurora provides that fees for such service shall be established by resolution of its Council.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL that the following fees shall be assessed for such service:

- A. **Service with Toter.** Residential or business establishments shall be charged for each residential unit or business establishment \$11.40 per month for one pickup each week plus \$8.30 per month for each additional weekly pickup.

B. Service with 2-Yard Containers. Customers utilizing 2-yard containers shall be charged \$41.50 per month for each pickup per week, plus \$9.30 per month container rental.

Bills not paid by the tenth of the month, following billing, will be subject to the above rates plus a ten-percent (10%) service charge.

Service at the Waste Site. To accommodate City residents with items which are not collected from residences or commercial pickup points, the City provides a roll-off container at the Waste Site at the following rates:

	2008	2009	2010	2011	2012
Concrete clean free of dirt	\$18.00	\$19.00	\$20.00	\$21.00	\$22.00
Concrete with Dirt	\$22.00	\$23.00	\$24.00	\$25.00	\$26.00
Rubbish	\$21.50	\$22.00	\$22.50	\$23.00	\$23.50
Large mattress	\$21.50	\$22.00	\$22.50	\$23.00	\$23.50
Small mattress	\$16.50	\$17.00	\$17.50	\$18.00	\$18.50
Large Sofa (3 seat)	\$26.50	\$27.00	\$27.50	\$28.00	\$28.50
Small Sofa (2 Seat)	\$21.50	\$22.50	\$23.00	\$23.50	\$24.00
Overstuffed Chair	\$16.50	\$17.00	\$17.50	\$18.00	\$18.50
Recliner	\$16.50	\$17.00	\$17.50	\$18.00	\$18.50
Carpet @1/2 CU YD	\$10.25	\$10.75	\$11.25	\$11.75	\$12.00
Kitchen Chair	\$5.25	\$5.50	\$5.75	\$6.00	\$6.25
Large T.V./Stereo Console Combo	\$24.50	\$25.00	\$25.50	\$26.00	\$26.50
Large Portable T.V. 19" up	\$21.50	\$22.00	\$22.50	\$23.00	\$23.50
Console T.V	\$21.50	\$22.00	\$22.50	\$23.00	\$23.50
Small T.V. Portable 9" to 19"	\$16.50	\$17.00	\$17.50	\$18.00	\$18.50
Tree Stumps 18" to 36"	\$6.50	\$7.00	\$7.50	\$8.00	\$8.50
Tree Stumps 36" to 54"	\$13.00	\$13.50	\$14.00	\$14.50	\$15.00
Tree Stumps 54" and up	\$26.00	\$26.50	\$27.00	\$27.50	\$28.00

Other items to be prorated according to size.

Passed and adopted this 12th day of August, 2008.

Mark Heaman
Mayor

ATTEST:

Paula J. Mikkelsen
City Clerk



Councilor Ramsour moved to approve Resolution 08-15 authorizing a grant application for the Aurora East Walking Trail. Councilor Helzer seconded the motion. Voting Aye: Phillips, Shaneyfelt, Payne, Ramsour, Anderson and Helzer. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 08-15

WHEREAS, the City of Aurora has entered into an Interlocal Agreement, as cosponsor, with the Upper Big Blue Natural Resources District, to plan, design, and construct a trail system beginning at the existing trailhead located at the corner of McCullough and N Street adjacent to Lincoln Creek. The trail will continue following Lincoln Creek and go under the Highway 34 bridge, and continue north to the boat ramp located at Pioneer Trails Recreation Area; and

WHEREAS, the City of Aurora and the Upper Big Blue Natural Resources District have the ability and authority to fund a minimum of 20% for the Aurora East Trail Project cost, and have agreed in the Interlocal Agreement to share in the local share of the Project cost; and

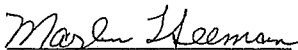
WHEREAS, the City of Aurora has title to a portion of the lands, and has the authority to acquire easements on the remaining lands necessary to construct the Aurora East Trail Project; and

WHEREAS, the City of Aurora and the Upper Big Blue Natural Resources District have agreed in the Interlocal Agreement that the City of Aurora is responsible for operation and maintenance of the trail;

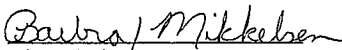
NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AURORA, NEBRASKA THAT:

That the Upper Big Blue Natural Resources District apply for funding assistance from the TRANSPORTATION ENHANCEMENT PROGRAM for the purpose of planning, designing, and constructing the Aurora East Trail Project, on behalf of the City and the District.

Passed and adopted this 12th day of August, 2008.


Mayor

ATTEST:


City Clerk



Dave Ziska of Olsson & Associates presented the request from Diamond Engineering for a time extension on the N Road and Hwy. 34 project. Councilor Payne moved to deny a time extension to Diamond Engineering for the N Road and Hwy 34 project and to delay liquidated damages until after September 19, 2008. Councilor Phillips seconded the motion. Voting Aye: Shaneyfelt, Payne, Ramsour, Anderson, Helzer and Phillips. Nay: None. The motion carried.

Dave Ziska of Olsson & Associates presented Pay Application No. 1 for Diamond Engineering for Highway 34 & N Road Project for \$62,779.08. Councilor Ramsour moved to approve Pay Application No. 1 for Diamond Engineering for Highway 34 & N Road Project for \$62,779.08. Councilor Shaneyfelt seconded the motion. Voting Aye: Payne, Ramsour, Anderson, Helzer, Phillips and Shaneyfelt. Nay: None. The motion carried.

Dave Ziska of Olsson & Associates presented Pay Application No. 2 for Diamond Engineering for Highway 34 & N Road Project for \$354,199.38. Councilor Shaneyfelt moved to approve Pay Application No. 2 for Diamond Engineering for Highway 34 & N Road Project for \$354,199.38. Councilor Phillips seconded the motion. Voting Aye: Ramsour, Anderson, Helzer, Phillips, Shaneyfelt and Payne. Nay: None. The motion carried.

Councilor Shaneyfelt moved to approve the certification of the City Administrator's approval of a lot split for the following: : A tract of land comprising all of Lots Sixteen (16), Seventeen (17) and a part of Lot Eighteen (18), Preston's 2nd Subdivision, City of Aurora, Hamilton County, NE. Councilor Ramsour seconded the motion. Voting Aye: Anderson, Helzer, Phillips, Shaneyfelt, Payne and Ramsour. Nay: None. The motion carried.

Councilor Shaneyfelt move to approve the request from the Fam Fest Committee for a special liquor license for an event at The Renaissance Art Gallery, 911 L Street, Aurora, NE as part of Fam Fest, September 5th, 2008. Councilor Phillips seconded the motion. Voting Aye: Helzer, Phillips, Shaneyfelt, Payne, Ramsour and Anderson. Nay: None. The motion carried.

MISCELLANEOUS:

City Administrator Bair directed the Councilors attention to the letter that was included in the agenda packet from Bobby Wylds of Central Waste Disposal. The letter states that Central Waste Disposal is going to donate the use of trash toters and dumpsters at the Aurora Volunteers Recognition Picnic. The community is having the picnic to thank all the volunteers who helped during the June tornado and the Fidelity Building fire. City Administrator Bair stated that the City of Aurora has a good working relationship with Central Waste Disposal and that Central Waste Disposal continues to show their support of our community by once again being generous in their giving to us. Mayor Seeman echoed the City Administrator's thanks and praise for Central Waste Disposal.

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.

ATTEST:

Babra Mikkelson
City Clerk

Marlen Seeman
Mayor

