

Aurora, Nebraska  
May 10, 2016

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 May 10, 2016 at the City Hall. Present were Councilors: Paul Lackore, Wayne Roblee, Daniel Bartling, Dorothy Anderson, Dick Phillips and Kelly Grossnicklaus. Mayor David Long conducted the meeting. City Officials present were City Administrator Eric Melcher, City Attorney Ross Luzum, Chief of Police Paul Graham, Utility Superintendent Adam Darbro and Clerk/Treasurer Barbra Mikkelsen.

Notice of said meeting was given by publication in the Aurora News Register on May 4, 2016. 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 April 26, 2016 meeting. Councilor Phillips seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Grossnicklaus 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 April 30, 2016. Councilor Phillips moved to approve said reports. Councilor Lackore seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Grossnicklaus, 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 Grossnicklaus seconded the motion. Voting Aye: Anderson, Phillips, Grossnicklaus, Lackore, Roblee and Bartling. Nay: None. The motion carried. A listing of said claims is attached to these minutes.

City Attorney Luzum read Ordinance No. 1028: 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 A PART OF THE NORTHEAST QUARTER (ne1/4), SECTION THIRTY-THREE (33), TOWNSHIP ELEVEN (11) NORTH, RANGE SIX (6) WEST OF THE 6TH P.M., HAMILTON COUNTY, NEBRASKA, AND ALL ADJACENT ROAD RIGHT-OF-WAY THERETO; TO REPEAL PRIOR ORDINANCES, TO REQUIRE FILING, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Lackore moved to bring Ordinance No. 1028 before the council and to approve the third and final reading of this ordinance. Councilor Roblee seconded the motion. Voting Aye: Phillips, Grossnicklaus, Lackore, Roblee, Bartling and Anderson. Nay: None. The motion carried.

Councilor Lackore moved for final adoption of Ordinance No. 1028. Councilor Roblee seconded the motion. The Mayor stated the question, "Shall Ordinance No. 1028 be passed and adopted?" Upon roll call vote, the following Councilors voted Aye: Grossnicklaus, 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 of the City of Aurora, Nebraska and same be incorporated herein by reference.

City Attorney Luzum read Ordinance No. 1029: 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 DELEVAN SUBDIVISION, AN ADDITION TO THE CITY OF AURORA, HAMILTON COUNTY, NEBRASKA, A PART OF THE NORTHWEST QUARTER (NW1/4) OF THE NORTHEAST QUARTER (NE1/4), OF SECTION THIRTY-THREE (33), TOWNSHIP ELEVEN (11) 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 Phillips moved to bring Ordinance No. 1029 before the council and to approve the third and final reading of this ordinance. Councilor Anderson seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Grossnicklaus. Nay: None. The motion carried.

Councilor Lackore moved for final adoption of Ordinance No. 1029. Councilor Phillips seconded the motion. The Mayor stated the question, "Shall Ordinance No. 1029 be passed and adopted?" Upon roll call vote, the following Councilors voted Aye: Roblee, Bartling, Anderson, Phillips Grossnicklaus and Lackore. 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 of the City of Aurora, Nebraska and same be incorporated herein by reference.

City Attorney Luzum read Ordinance No. 1027: 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 REGIER SUBDIVISION, AN ADDITION TO THE CITY OF AURORA, HAMILTON COUNTY, NEBRASKA, A PART OF THE WEST HALF (W1/2) OF THE SOUTHWEST QUARTER (SW1/4), OF SECTION TWENTY-TWO (22), 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. 1027 before the council and to approve the first reading of this ordinance. Councilor Roblee seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Grossnicklaus, Lackore and Roblee. Nay: None. The motion carried.

No action was taken on Agenda Item #8.

Corey Brodersen of JEO Consulting presented the bids for the Fire Hall Expansion Project. Councilor Phillips moved to accept the low base bid for the Fire Hall Expansion Project from Herk's Welding for \$333,520.00 and to accept the deductions totaling \$57,695.02 listed on the JEO Consulting letter dated May 10, 2016 for a total contract amount of \$275,824.98. Councilor Lackore seconded the motion. Voting Aye: Phillips, Lackore, Roblee, Bartling and Anderson. Nay: Grossnicklaus. The motion carried.

Councilor Roblee moved to reject all bids for Group B of the New Municipal Water Production Well Project and to rebid that portion (Group B) of the project. Councilor Phillips seconded the motion. Voting Aye: Grossnicklaus, Lackore, Roblee, Bartling, Anderson and Phillips. Nay: None. The motion carried.

Zoning Administrator Darbro explained the McDonald's Drive Thru Expansion Project. Councilor Lackore moved to allow the McDonald's Drive Thru Expansion Project to occupy city owned property in the location presented. Councilor Anderson seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Anderson, Phillips and Grossnicklaus. Nay: None. The motion carried.

Councilor Phillips moved to approve Resolution 16-05 setting Aquatic Center Rates. Councilor Lackore seconded the motion. Voting Aye: Roblee, Bartling, Anderson, Phillips, Grossnicklaus and Lackore. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 16-05

WHEREAS, the City of Aurora, Nebraska, operates an Aquatic Center which is open to the general public for its use and enjoyment.

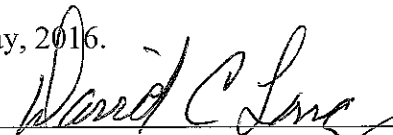
AND WHEREAS, Section 3-501 of the Municipal Code of the City of Aurora provides that the Mayor and Council may authorize admission and rental charges for the use of such facility;

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL that the following fee schedule shall be set for use of the Aquatic Center effective for the year 2016.

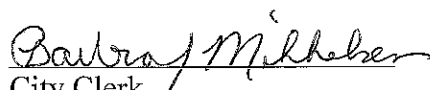
A. **Aquatic Center Fees.**

	<b>2016</b>
<b>Seasonal Pass:</b>	
9 and under	\$ 50.00
10 and over	\$ 60.00
Family	\$100.00
<b>Single Admission:</b>	
Child 0-2 Free, with paid Adult	
Child 3-9 Years of Age	\$ 3.00
Ages 10 & Up	\$ 4.00
<b>Party Night</b>	<b>\$175.00</b>

Passed and adopted this 10<sup>th</sup> day of May, 2016.

  
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Mayor

ATTEST:

  
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City Clerk



Councilor Lackore moved to approve Resolution 16-06 capital maintenance water charge. Councilor Phillips seconded the motion. Voting Aye: Bartling, Anderson, Phillips, Grossnicklaus, Lackore and Roblee. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 16-06

WHEREAS, the City of Aurora, Nebraska, by and through its Water Department, provides fresh water to consumers, both residents and non-residents of the City;

WHEREAS, Section 51.09 of the Municipal Code of the City of Aurora provides that the City Council has the power and authority to fix the rates to be paid by the Consumers for the use of water from the Water Department; and

WHEREAS, Section 51.10 of the Municipal Code of the City of Aurora provides that all water consumers shall be liable for the rates, fees, and other charges, as the Council shall by resolution provide.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL that a monthly capital maintenance consumer charge shall be assessed to each water consumer in addition to the regular rates charged for water as set forth in Resolution 13-10, said charge to be applied as follows:

2016

Commencing in June, 2016, a one dollar and fifty cent (\$1.50) monthly charge shall be assessed to each water consumer;

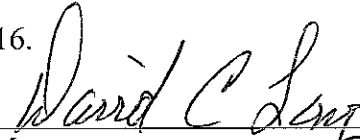
2017

A one dollar and seventy-five cent (\$1.75) monthly charge shall be assessed to each water consumer; and

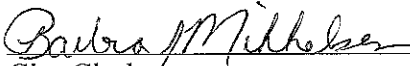
2018

A two dollar (\$2.00) monthly charge shall be assessed to each water consumer.

Passed and adopted this 10th day of May, 2016.

  
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Mayor

ATTEST:

  
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City Clerk



Councilor Roblee moved to approve Resolution 16-07 capital maintenance sewer charge. Councilor Lackore seconded the motion. Voting Aye: Anderson, Phillips, Grossnicklaus, Lackore, Roblee and Bartling. Nay: None. The motion carried and the following resolution was declared passed and adopted.

RESOLUTION 16-07

WHEREAS, the City of Aurora, Nebraska, by and through its Sewer Department, provides a sanitary sewer system for the City of Aurora, Nebraska; and

AND WHEREAS, Section 52.31 of the Municipal Code of the City of Aurora provides that the Mayor and Council may establish rental charges for the use of the sewer system.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL that a monthly capital maintenance use charge shall be assessed to each user of the sanitary sewer system in addition to the regular rates charged for use as set forth in Resolution 13-11, said charge to be applied as follows:

2016

Commencing in June, 2016, a one dollar and fifty cent (\$1.50) monthly charge shall be assessed to each user of the sanitary sewer system;

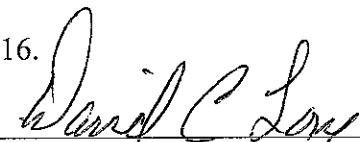
2017

A one dollar and seventy-five cent (\$1.75) monthly charge shall be assessed to each user of the sanitary sewer system; and

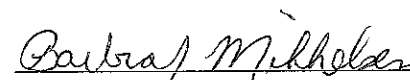
2018

A two dollar (\$2.00) monthly charge shall be assessed to each user of the sanitary sewer system.

Passed and adopted this 10th day of May, 2016.

  
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Mayor

ATTEST:

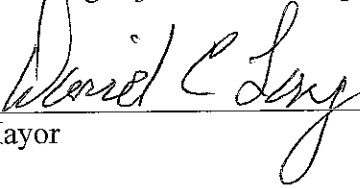
  
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City Clerk



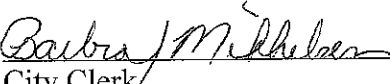
**MISCELLANEOUS:**

**ADJOURNMENT:**

Having completed all items on the agenda, and there being no further business to conduct, Mayor Long declared the meeting adjourned at 8:04 p.m.

  
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Mayor

**ATTEST:**

  
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City Clerk

