

Aurora, Nebraska  
March 23, 2021

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 23, 2021 at the City Hall. Present were Councilors: Paul Lackore, Wayne Roblee, Daniel Bartling, Mark Dunn, Dick Phillips and Nancy Lohrmeyer. Mayor Marlin Seeman 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 March 17, 2021. 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 Dunn moved to approve the minutes from the March 9, 2021 meeting. Councilor Lackore seconded the motion. Voting Aye: Roblee, Bartling, Dunn, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

**PETITIONS, COMPLAINTS, COMMUNICATIONS:**

Michael Hoback of AMGL, P.C. presented the audit of the City's financial statements for Fiscal Year 2019-2020. Councilor Lackore moved to accept the audit of the City's financial statement for Fiscal Year 2018-2019. Councilor Lohrmeyer seconded the motion. Voting Aye: Bartling, Dunn, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. The motion carried.

City Attorney Luzum read Ordinance No. 1118: 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 WILLIS SUBDIVISION, A PART OF LOT 4, RESIDENCY ESTATES SUBDIVISION REPLAT 2, AN ADDITION TO THE CITY OF AURORA, HAMILTON COUNTY, NEBRASKA; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS, TO ORDER THE ORDINANCE PUBLISHED IN PAMPHLET FORM, AND TO PROVIDE AN EFFECTIVE DATE.

Councilor Phillips moved to bring Ordinance No. 1118 before the council and to approve the second reading of this ordinance. Councilor Lackore seconded the motion. Voting Aye: Dunn, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. Nay: None. The motion carried.

**7:30 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the request from the City of Aurora for the Preliminary Plat of Interceptor Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the East Half (E1/2) of the Southwest Quarter (SW1/4), Section Three (3), 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 opposition of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in support 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 accept the recommendation of the Planning Commission to approve the request from the City of Aurora for the Preliminary Plat of Interceptor Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the East Half (E1/2) of the Southwest Quarter (SW1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County, Nebraska. Councilor Bartling seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Dunn. Nay: None. The motion carried.

**7:33 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the request from the City of Aurora for the Final Plat of Interceptor Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the East Half (E1/2) of the Southwest Quarter (SW1/4), Section Three (3), 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 opposition of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in support of 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 21-04 approving the Final Plat for Interceptor Subdivision. Councilor Roblee seconded the motion. Voting Aye: Lohrmeyer, Lackore, Roblee, Bartling, Dunn and Phillips. Nay: None. The motion carried and the following resolution was declared passed and adopted.

**RESOLUTION NO. 21-04**


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 Interceptor Subdivision, an Addition to the City of Aurora, a Part of the East Half of the Southwest Quarter (E1/2SW1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6<sup>TH</sup> P.M., Hamilton County, Nebraska, said area containing approximately 4.006 acres more or less; 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 Interceptor Subdivision meets the requirements of the Subdivision Regulations of the City of Aurora, and the Statutes of the State of Nebraska; and

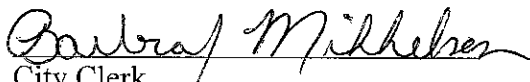
WHEREAS, the Aurora Planning Commission has recommended to the City Council approval of the final plat to be known as Interceptor Subdivision and has recommended that it be included within the Corporate limits, and the City Council on this date has voted for approval of this Subdivision; and has voted 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 Interceptor 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 23<sup>rd</sup> day of March, 2021.

  
Mayor

ATTEST:

  
City Clerk



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

Mayor Seeman opened the duly advertised public hearing to receive public comments regarding the inclusion of Interceptor Subdivision within the corporate limits of the city of Aurora. Mayor Seeman 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 that wished to speak in favor of or in opposition to the recommendation the Mayor declared the public hearing closed.

City Attorney Luzum read Ordinance No. 1119: 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 INTERCEPTOR SUBDIVISION, AN ADDITION TO THE CITY OF AURORA, A PART OF THE EAST HALF OF THE SOUTHWEST QUARTER (E1/2SW1/4), SECTION THREE (3), 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. 1119 before the council and to approve the first reading of this ordinance. Councilor Lohrmeyer seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Dunn, Phillips and Lohrmeyer. None. The motion carried.

**7:38 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the request from the City of Aurora for the Preliminary Plat of Interceptor 2<sup>nd</sup> Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) and the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County.

The Mayor asked if there was anyone present who wished to speak in opposition of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in support 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 accept the recommendation of the Planning Commission to approve the request from the City of Aurora for the Preliminary Plat of Interceptor 2<sup>nd</sup> Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) and the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County. Councilor Phillips seconded the motion. Voting Aye: Roblee, Bartling, Dunn, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

**7:41 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments on the recommendation of the Planning Commission to approve the request from the City of Aurora for the Final Plat of Interceptor 2<sup>nd</sup> Subdivision, an addition to the City of Aurora, Hamilton County, Nebraska, a part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) and the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County.

The Mayor asked if there was anyone present who wished to speak in opposition of the proposed recommendation and there was no one. The Mayor then asked if there was anyone present who wished to speak in support of 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 Roblee moved to approve Resolution 21-05 approving the Final Plat for Interceptor Subdivision. Councilor Dunn seconded the motion. Voting Aye: Bartling, Dunn, Phillips, Lohrmeyer, Lackore and Roblee. Nay: None. The motion carried and the following resolution was declared passed and adopted.

**RESOLUTION NO. 21-05**


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 Interceptor 2<sup>nd</sup> Subdivision, an Addition to the City of Aurora, a Part of the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4) and a Part of the Northwest Quarter of the Southeast Quarter (NW1/4SE1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6<sup>TH</sup> P.M., Hamilton County, Nebraska, said area containing approximately 22.951 acres more or less; 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 Interceptor 2<sup>nd</sup> Subdivision meets the requirements of the Subdivision Regulations of the City of Aurora, and the Statutes of the State of Nebraska; and

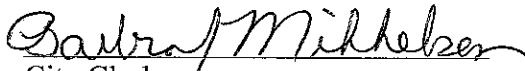
WHEREAS, the Aurora Planning Commission has recommended to the City Council approval of the final plat to be known as Interceptor 2<sup>nd</sup> Subdivision and has recommended that it be included within the Corporate limits, and the City Council on this date has voted for approval of this Subdivision; 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 Interceptor 2<sup>nd</sup> 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 23<sup>rd</sup> day of March, 2021.

  
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Mayor

ATTEST:

  
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City Clerk



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

Mayor Seeman opened the duly advertised public hearing to receive public comments regarding the inclusion of Interceptor 2<sup>nd</sup> Subdivision within the corporate limits of the city of Aurora. Mayor Seeman 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 that wished to speak in favor of or in opposition to the recommendation the Mayor declared the public hearing closed.

City Attorney Luzum read Ordinance No. 1120: 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 INTERCEPTOR 2<sup>nd</sup> SUBDIVISION, AN ADDITION TO THE CITY OF AURORA, A PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4NE1/4) AND A PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4SE1/4), SECTION THREE (3), 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 Lohrmeyer moved to bring Ordinance No. 1120 before the council and to approve the first reading of this ordinance. Councilor Phillips seconded the motion. Voting Aye: Dunn, Phillips, Lohrmeyer, Lackore, Roblee and Bartling. None. The motion carried.

**7:48 P.M. PUBLIC HEARING:**

Mayor Seeman opened the duly advertised public hearing to receive public comments for the purpose of hearing support, opposition, criticism, suggestions, and observations relating to authorizing the Mayor to acquire, on a willing buyer-willing seller basis or any other form of voluntary transfer, real estate located at: a part of the East Half (E1/2) of the Southwest Quarter (SW1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County, Nebraska and a part of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) and the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4), Section Three (3), Township Ten (10) North, Range Six (6) West of the 6th P.M., Hamilton County, Nebraska.

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

Councilor Lackore moved to authorize the Mayor to enter into an agreement to purchase, Interceptor Subdivision and Interceptor 2nd Subdivision. Councilor Phillips seconded the motion. Voting Aye: Phillips, Lohrmeyer, Lackore, Roblee, Bartling and Dunn. Nay: None. The motion carried.

Utility Superintendent Darbro reviewed Change Order No. 4 for the EMS Living Quarters Project for Herk's Welding, Inc. There is an increase of \$880.00 to paint the exterior wall louvers and weather hoods to match the existing building. Councilor Roblee moved to approve Change Order No. 4 for the EMS Living Quarters Project for Herk's Welding, Inc., an increase of \$880.00. Councilor Lohrmeyer seconded the motion. Voting Aye: Lohrmeyer, Lackore, Roblee, Bartling, Dunn and Phillips. Nay: None. The motion carried.

Andrew Wilshusen of JEO Consulting Group, Inc. reviewed Change Order No. 1 for Madison Ave. Water & Sewer Extension for Diamond Engineering Company. There is a decrease of \$7,172.62 on balancing out final quantities. Councilor Phillips moved to approve Change Order No. 1 for Madison Ave. Water & Sewer Extension for Diamond Engineering, a decrease of \$7,172.62. Councilor Roblee seconded the motion. Voting Aye: Lackore, Roblee, Bartling, Dunn, Phillips and Lohrmeyer. Nay: None. The motion carried.

Andrew Wilshusen of JEO Consulting Group, Inc. reviewed Pay Application No. 3 for Madison Ave. Water & Sewer Extension for Diamond Engineering Company for \$37,425.63. Councilor Dunn moved to approve Pay Application No. 3 for Madison Ave. Water & Sewer Extension for Diamond Engineering Company for \$37,425.63. Councilor Bartling seconded the motion. Voting Aye: Roblee, Bartling, Dunn, Phillips, Lohrmeyer and Lackore. Nay: None. The motion carried.

Andrew Wilshusen of JEO Consulting Group, Inc. reviewed Change Order No. 2 for the Aurora Tributary Project. There is an increase of \$4,447.20 for additional Rip Rap. Councilor Lackore moved to approve Change Order No. 2 for the Aurora Tributary Project, an increase of \$4,447.20. Councilor Dunn seconded the motion. Voting Aye: Bartling, Dunn, 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 Seeman declared the meeting adjourned at 8:19p.m.

Marlen Seeman  
Mayor

ATTEST:

Barbara M. Mikkelsen  
City Clerk

