

"Improving the quality of life for Aurora"

AURORA CITY COUNCIL MINUTES

Aurora City Hall, Council Chambers

Tuesday, September 13, 2016 at 6:30 p.m.

I. CALL TO ORDER:

Mayor Boyer called the meeting to order at 6:30 p.m.

II. PLEDGE AND PRAYER:

Chairman Pro Tem Oplinger led the council in prayer and the Pledge of Allegiance.

III. ROLL CALL: Mayor Rick Boyer

Chairman Pro Tem Dawn Oplinger

Councilman Steve Ramirez

Councilwoman Linda Barton

Councilwoman Rosemary Henderson

All council members were noted present.

IV. APPROVAL OF MINUTES:

Regular Session held on August 23, 2016 at 6:30 p.m.

Councilwoman Barton moved to approve the minutes from the regular session held on August 23, 2016 at 6:30 p.m. Chairman Pro Tem Oplinger seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Henderson, Ramirez, Boyer, Oplinger, Barton

NAYES: 0

V. APPROVAL OF APPROPRIATIONS for August/September

Councilwoman Henderson moved to approve the appropriations for August/September as submitted. Councilwoman Barton seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Barton, Oplinger Ramirez, Henderson, Boyer

NAYES; 0

VI. PUBLIC COMMENT

Charlie Richardson reported that he had over two hundred cars participating in the Cruise In held on September 10th. He wanted to thank Steve Woods, Trent White and especially Justin Janes who helped in the preparation and tear down after the event. He stated the city needed more employees like Justin and he should be accommodated for his efforts.

VII. COUNCIL FORUM

None

VIII. OLD BUSINESS

- A. *Second and Final Reading of Bill No. 2016-3079 making Ordinance No. 2016-3079 An Ordinance of the City of Aurora, Missouri amending Title V "Building Code", Chapter 500 "Building Regulations", Section 500.030 "International Building Code*

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Amended", Subsection B "Building Permit Fee System" of the Municipal Code of Ordinances

Councilwoman Barton moved to approve the second and final reading of Bill No. 2016-3079 this will now be known as Ordinance No. 2016-3079. Chairman Pro Tem Oplinger seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Ramirez, Boyer, Barton, Oplinger, Henderson
NAYES: 0

B. *Second and Final Reading of Bill No. 2016-3082 making Ordinance No. 2016-3082 An Ordinance of the City of Aurora, Missouri amending Title IV "Land Use", Chapter 400 "Zoning Regulations", Article III "Supplementary Regulations", Section 400.245 "Fencing" of the Municipal Code of Ordinances*

Councilwoman Henderson moved to approve the second and final reading of Bill No. 2016-3082 this will now be known as Ordinance No. 2016-3082.

Councilwoman Barton seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Henderson, Ramirez, Oplinger, Boyer, Barton
NAYES: 0

C. *Discuss/Approve a sewer adjustment for J&J Michel Family FLP, 1602 S. Elliott Ave. A-G*

Chairman Pro Tem Oplinger moved to approve the sewer adjustment of \$288.00 for J&J Michel Family FLP at 1602 S. Elliott Ave. Councilwoman Barton seconded the motion. Motion passed with the following council members voting aye:

AYES: Barton, Boyer, Ramirez, Oplinger, Henderson
NAYES: 0

IX. NEW BUSINESS

A. *Resolution No. 2016-1502
A Resolution of the City of Aurora, Missouri authorizing and directing the Mayor to execute an agreement with the Ozarks Regional YMCA for Youth Basketball*

Councilwoman Barton moved to approve Resolution No. 2016-1502 which executes the youth basketball agreement with the YMCA. Councilwoman Henderson seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Barton, Henderson, Ramirez, Oplinger, Boyer
NAYES: 0

B. *Resolution No. 2016-1503
A Resolution of the City of Aurora, Missouri authorizing and directing the Mayor to execute an agreement with the Ozarks Regional YMCA for Adult Basketball*

Chairman Pro Tem Oplinger moved to approve Resolution No. 2016-1503 which executes the adult basketball agreement with the YMCA. Councilwoman Barton seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Boyer, Henderson, Oplinger, Ramirez, Barton
NAYES: 0

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- C. *Discussion/ Approval to amend Section 130.140 "Insurance Coverage" of the personnel policy*

Chairman Pro Tem Oplinger moved to amend Chapter 130.140 of the personnel policy to keep up with changes in the Affordable Health Care Act. Councilwoman Henderson seconded the motion. Motion passed 5-0 with the following council members voting aye:

AYES: Oplinger, Ramirez, Barton, Boyer, Henderson
NAYES: 0

- D. *Resolution No. 2016-1505
A Resolution of the City of Aurora, Missouri requesting and granting authorization for records disposal*

Chairman Pro Tem Oplinger moved to approve Resolution No. 2016-1505 which allows the disposal of certain records in accordance with the Missouri Records Retention Schedule. Councilwoman Barton seconded the motion. Motion passed with the following council members voting aye:

AYES: Ramirez, Barton, Henderson, Boyer, Oplinger
NAYES: 0

- E. *First Reading of Bill No. 2016-3085
An Ordinance of the City of Aurora, Missouri amending Chapter 215 "Offenses", Article IV "Offenses Against Public Order" by adding Section 215.125 "Begging, Loitering and Panhandling" to the Municipal Code of Ordinances*

City Manager Randall stated this was a safety concern for all concerned. Solicitors can be struck by distracted drivers when standing in the medians. Also, persons standing in the streets and right of ways can cause a sight distance problem for passing cars.

Councilwoman Henderson moved to approve the first reading of Bill No. 2016-3085. Chairman Pro Tem Oplinger seconded the motion. Motion passed 4-1 with the following council members voting aye:

AYES: Henderson, Oplinger, Boyer, Barton
NAYES: Ramirez

- F. *First Reading of Bill No. 2016-3086
An Ordinance of the City of Aurora, Missouri authorizing the Mayor to execute a State Block Grant Agreement with MoDOT for Obstruction Removal on Project #16-091B-1.*

Ryan DaMetz from Lochner was in attendance and discussed the project with council. Lochner is currently doing a planning project for the airport. During the planning phase an AGIS Report was required which found obstructions around the airport. These obstructions will be required to be moved. This agreement will fund that removal.

Councilwoman Barton moved to approve the first reading of Bill No. 2016-3086. Councilwoman Henderson seconded the motion. Motion passed 3-2 with the following council members voting aye:

AYES: Henderson, Barton, Oplinger
NAYES: Boyer, Ramirez

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- G. *Second and Final Reading of Bill No. 2016-3086 making Ordinance No. 2016-3086 An Ordinance of the City of Aurora, Missouri authorizing the Mayor to execute a State Block Grant Agreement with MoDOT for Obstruction Removal on Project #16-091B-1.*

Councilwoman Henderson moved to approve the second and final reading of Bill No. 2016-3086 this will now be known as Ordinance No. 2016-3086.

Councilwoman Barton seconded the motion. Motion passed 3-2 with the following council members voting aye:

AYES: Barton, Henderson, Oplinger

NAYES: Boyer, Ramirez

- H. *Resolution No. 2016-1506
A Resolution of the City of Aurora, Missouri authorizing the Mayor to execute Supplemental Agreement No. 1 with Lochner for Obstruction Removal Project No. 16-091B-1*

Councilwoman Barton moved to approve Resolution No. 2016-1506 which executes Supplemental Agreement No. 1 with Lochner. Councilwoman Henderson seconded the motion. Motion passed 4-1 with the following council members voting aye:

AYES: Henderson, Oplinger, Boyer, Barton

NAYES: Ramirez

- I. *Resolution No. 2016-1507
A Resolution of the City of Aurora, Missouri authorizing the Mayor to execute an Agreement with Young's General Contracting Inc. for tree line removal services on the Obstruction Removal Project No. 16-091B-1*

Councilwoman Henderson moved to approve Resolution No. 2016-1507 which executes an agreement with Young's General Contracting Inc. for tree line removal in the amount of \$197,278.68. Councilwoman Barton seconded the motion. Motion passed 4-1 with the following council members voting aye:

AYES: Boyer, Henderson, Barton, Oplinger

NAYES: Ramirez

X. REPORTS

A. Board Liaison Reports

Airport Board

Met today and recommend the action on the agenda tonight.

SWMD

The board met today. Grant applications due Oct. 5th. Three applications have already been received. The board voted to pay the reimbursement request from the city for its Spring Recycling Event.

Park Board

The board met on September 8th however it did not have a quorum. Discussion was still held on Phase 3 of the walking trails, the skate park and the 2017 budget.

P&Z

Planning and Zoning is scheduled to meet on September 20th.

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B. City Attorney Report

City Attorney Reynolds reported on the following items:

- A jury trial has been set for May of 2017 on the Aurora vs Shreve lawsuit. The city will be asking the judge to enforce a lien on Shreve's remaining properties for the cost of the demolition the city did on his property located on Madison.
- The Lawrence County Sherriff enforced the eviction order on Billy Buckner and then boarded up his property.

C. City Manager Report

City Manager Randall reported on the following items:

- Paul Ward provided good suggestions for the park board's budget request for next year.
- Paul Ward provided the fliers for the Fall Recycling Event that will be held on September 17th from 9:00 a.m. to 11:00 a.m.

XI. CLOSED SESSION PURSUANT TO 610.021 (1), (2)

Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys.

Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor.

Mayor Boyer moved to go into closed session pursuant to 610.021 (1), (2). Time noted 7:03 p.m. Councilman Ramirez seconded the motion. Motion passed by a roll call vote with the following council members voting aye:

AYES: Boyer, Ramirez, Barton, Henderson, Oplinger

NAYES: 0

Councilman Ramirez moved to go into open session time noted 7:44 p.m. Time noted 7:03 p.m. Councilman Ramirez seconded the motion. Motion passed by a roll call vote with the following council members voting aye:

AYES: Boyer, Ramirez, Barton, Henderson, Oplinger

NAYES: 0

XII. ADJOURNMENT

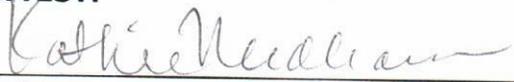
Councilman Ramirez moved to adjourn the meeting at 7:45 p.m. Mayor Boyer seconded the motion. Motion passed with all council members voting aye.

APPROVED:



Rick Boyer, Mayor

ATTEST:



Kathie Needham, City Clerk, MMC/MPCC