

AGENDA FOR THE REGULAR MEETING OF
THE MAYOR AND CITY COUNCIL OF THE
CITY OF AUBURN, NEMAHA COUNTY,
NEBRASKA, TO BE HELD ON
JULY 11, 2016

6:00 P.M. – **TOWN HALL MEETING** – Regarding SET (Stronger Economies Together).

7:00 P.M. – City Council meeting to be held at City Hall, 1101 J Street for the following agenda

1. **PLEDGE OF ALLEGIANCE**

2. **ANNOUNCE** – “I am required by law to inform the public that a copy of the Open Meetings Act is posted on the North wall of these Chambers by the entrance door.”

3. **ROLL CALL**

4. **RECOGNITION OF VISITORS***

*The Mayor may fix the time allotted for each individual or topic. A five-minute limit will apply for each speaker, unless otherwise specified. Speakers are expected to address the Council when making presentations. Speakers who feel a need to give more information than can be presented in that time frame may submit written material for distribution to City Hall; such materials should be provided so they may be included in the Council meeting packets.

The Council may make and enforce reasonable rules and regulations regarding the conduct of persons attending its meetings and regarding their privilege to speak. The Council is not required to allow citizens to speak at each meeting, but it may not forbid public participation at all meetings.

Letter – Notifying council, dated: June 29, 2016, submitted by Jerry and Teresa Breazile.

5. **APPROVAL OF MINUTES OF PREVIOUS MEETING(S).**

6. **APPROVAL OF FINANCIAL REPORT.**

7. **CLAIMS.**

8. **APPROVAL** for Attendance at Meeting(s).

9. **PRESENTATION** by Jason Esser with OPPD regarding SET (Stronger Economies Together).
Approve a Letter of Support for SET.

10. **AUBURN AIRPORT AUTHORITY** – Agreement with NPPD (Runway Project).

11. **WEST WATER SYSTEM PROJECT** – Approve Plans and Specifications and authorize the Engineer to obtain Bids for the project.

12. **AMERICAN LEGION POST 23** – Application for a Special Designated Liquor License on September 24, 2016 for a dance/reception at 816 I Street (Ag Building).

13. **STATEMENT OF ACCEPTANCE** of Highway Allocation Fund revenue for fiscal Year 2016-2017.

14. **DRAWDOWN #2** Admin Expenses for 14-DTR-007 (Downtown Revitalization) Phase I.

15. **DRAWDOWN #1** Admin Expenses for 14-DTR-107 (Downtown Revitalization) Phase II.
16. **APPOINTMENTS/REAPPOINTMENTS –**
 - Library Board
 - Planning Commission
 - Fire Department
17. **REPORT –** Possible Community Projects/Facilities.
18. **REPORTS/RECOMMENDATIONS - -** From Dept. Heads.
 - a. Street Department
 - b. Fire Department
 - c. Library
 - d. Treasurer
 - e. Airport Report
19. **REPORTS/RECOMMENDATIONS - -** From Committees.
 - a. Street Committee
 - b. Keep Auburn Beautiful
 - c. Economic Development
 - d. Safety Committee
 - e. Building Committee
 - f. Legislative
 - g. Parks and Pool Committee
 - h. Other Committees & Reports
 - i. Holiday Light Committee
20. **ADJOURNMENT.**

POSSIBLE MOTION FORMAT 7-11-16

6:00 P.M. – **TOWN HALL MEETING** – Regarding SET (Stronger Economies Together).

7:00 P.M. – City Council meeting to be held at City Hall, 1101 J Street for the following agenda

1. **PLEDGE OF ALLEGIANCE**
2. **ANNOUNCE** – “I am required by law to inform the public that a copy of the Open Meetings Act is posted on the North wall of these Chambers by the entrance door.”
3. **ROLL CALL**
4. **RECOGNITION OF VISITORS***
5. **APPROVAL OF MINUTES OF PREVIOUS MEETING(S).**

POSSIBLE MOTION: I move to dispense with the reading of the June 13, 2016 meeting’s minutes and to approve the same as written

6. **APPROVAL OF FINANCIAL REPORT.**

POSSIBLE MOTION: I move to approve the financial report

7. **CLAIMS.**

POSSIBLE MOTION: I move to approve the claims presented which have not been previously approved by motion or resolution and ratify the ordinary and necessary expenses allowed and in accordance with Resolution No. 7-11 that was approved February 28, 2011

8. **APPROVAL** for Attendance at Meeting(s).

POSSIBLE MOTION: I move to allow attendance at meeting(s)/training(s) as requested

9. **PRESENTATION** by Jason Esser with OPPD regarding SET (Stronger Economies Together). **Approve a** Letter of Support for SET.

POSSIBLE MOTION: I move approve a letter of support for SET (Stronger Economies Together)

10. **AUBURN AIRPORT AUTHORITY** – Agreement with NPPD (Runway Project).

POSSIBLE MOTION: I move to approve the Airport Improvement Agreement between the Auburn Airport Authority, the City of Auburn, and Nebraska Public Power District

11. **WEST WATER SYSTEM PROJECT** – Approve Plans and Specifications and authorize the Engineer to obtain Bids for the project.

POSSIBLE MOTION: I move to approve the plans and specifications for the west water system project and authorize the engineer to obtain bids for the project.

12. **AMERICAN LEGION POST 23** – Application for a Special Designated Liquor License on September 24, 2016 for a dance/reception at 816 I Street (Ag Building).

POSSIBLE MOTION: I move to approve the application of American Legion Post 23 for Special Designated Liquor License on September 24, 2016 for a dance/reception at the AG Building (Nemaha County Fairgrounds) at 816 I Street

13. **STATEMENT OF ACCEPTANCE** of Highway Allocation Fund revenue for fiscal Year 2016-2017.

POSSIBLE MOTION: I move that the City of Auburn intends to accept its Highway Allocation Fund revenue for fiscal year 2016-2017 to help address local road and bridge maintenance and construction needs

14. **DRAWDOWN #2** Admin Expenses for 14-DTR-007 (Downtown Revitalization) Phase I.

POSSIBLE MOTION: I move to approve CDBG #14-DTR-007 (Downtown Revitalization Phase I) Drawdown #2 and the related claims

15. **DRAWDOWN #1** Admin Expenses for 14-DTR-107 (Downtown Revitalization) Phase II.

POSSIBLE MOTION: I move to approve CDBG #14-DTR-107 (Downtown Revitalization Phase II) Drawdown #1 and the related claims

16. **APPOINTMENTS/REAPPOINTMENTS** –

- Library Board
- Planning Commission
- Fire Department

POSSIBLE ACTION: Roll call on the appointment(s)/reappointment(s)

17. **REPORT** – Possible Community Projects/Facilities.

18. **REPORTS/RECOMMENDATIONS** - - From Dept. Heads.

- a. Street Department
- b. Fire Department
- c. Library
- d. Treasurer
- e. Airport Report

19. **REPORTS/RECOMMENDATIONS** - - From Committees.

- a. Street Committee
- b. Keep Auburn Beautiful
- c. Economic Development
- d. Safety Committee
- e. Building Committee
- f. Legislative
- g. Parks and Pool Committee
- h. Other Committees & Reports
- i. Holiday Light Committee

20. **ADJOURNMENT.**

POSSIBLE MOTION: I move for adjournment to meet at the call of the Mayor

June 29, 2016

Auburn City Council
1101 J Street
Auburn, NE 68305

Dear Auburn City Council Members;

The intent of this letter is to establish a public record in the Auburn City Council minutes that City Council members have been officially notified of an anhydrous ammonia release/leak that was reported on Thursday, June 23, 2016 at 10:24 p.m.

The Nemaha County Sheriff's office was notified and Deputies Dan White and Matthew Kadavy responded to the call.

It was confirmed by Deputy Dan White that an anhydrous ammonia tank was leaking in the old Burlington Northern Railroad area located in the vicinity of 28th and Q Street. The property owner (Dettmer Farm Service) was notified of the hazardous material leak and was asked to come to the property.

This location is approximately one and one-half city blocks from the home of Jerry and Teresa Breazile (2621 R Street). Teresa Breazile is the resident who notified the sheriff's office of the intense, suffocating odor filling the air that night in the residential area. Other symptoms experienced by Teresa were burning eyes and coughing. The Breaziles left the area, feeling that the situation was serious enough to evacuate their residence immediately following the phone call to the sheriff's office.

At approximately 11:10 P.M. the Breaziles located Officer White at the intersection of 26th & P Street. Officer White told the Breaziles that Dettmer Farm Service had been called, a tank was found to be leaking gas, an anhydrous ammonia cloud was located around the leaking tank, that it had been fixed, and that it was safe to return to their home.

Because of the Auburn City Planning Commission's recent recommendation and the Auburn City Council's approval of the Special Use Exception request submitted by Dettmer Farm Service to store 55 to 60 anhydrous ammonia tanks (and other farm equipment) near a residential neighborhood, the residents of the area felt it was important to provide a document of record regarding the incident with the City of Auburn.

Anhydrous ammonia is classified by the Occupation Safety and Health Administration (OSHA), Department of Transportation (DOT), and the Environment Protection Agency (EPA) to be an extremely hazardous substance with devastating effects on humans.

Several of the citizens in the affected neighborhood realize their health has been jeopardized by the City's actions that allowed a hazardous substance to be located in close proximity to their homes.

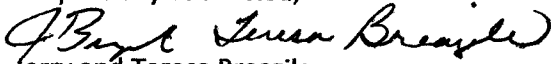
The following entities were contacted regarding the June 23, 2016 anhydrous ammonia "release."

- Nebraska Department of Environmental Quality – Case # 062416-SM/1020
- The Nebraska State Fire Marshall

- Mayor Scott Kudrna
- City Councilman Rick Jansen
- Planning Commission Chairman Jeff Jones
- Planning Commission member Mary Johnson
- Nemaha County Sherriff's Office
- The families living in close proximity to the affected area

We ask this question and would appreciate a response tonight from city officials: What is the City's emergency management protocol for this type of hazardous material incident, who is liable for health related injuries and medical costs resulting from exposure to this colorless, highly irritating hazardous gas, and who is accountable for the health and safety of the citizens of Auburn?

Respectfully Submitted,


Jerry and Teresa Breazile

2621 R Street

Auburn, NE 68305

Enclosed: Police Record – Calls#: 16-001160

NEMAHA COUNTY SHERIFF'S OFFICE

Call#: 16-001160	Agency: NCSO	Incident#:
Type: HAZMT -HAZARDOUS MATERIALS		Date: 06/23/2016
Caller: BREAZILE,TERESA	DOB: 00/00/0000	Time Rcvd: 22:24
Address: 2621 R ST		Time Disp: 00:00
AUBURN	402-274-9156	Time Arrv: 00:00
		Time Clrd: 00:00
Call-to: 2621 R ST		Call Dispo:
Landmark:	402-274-9156	Prim Off #: 9447
Loc #: AUB		#Units Assign: 2
Grid#:		
Dist#:	Alarm:	How Received P Mutual Aid: N

Contact	DOB	Contact Type
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Officer	Disp	Arrv	Clrd
9445 KADAVY,MATTHEW	00:00	00:00	00:00
9447 WHITE,DAN	00:00	00:00	00:00

State Plate #	Tp	Yr	Make	Model	Style	Colors	Wrecker
2224 RP STATES THERE IS A STONG ANHYDROUS SMELL AROUND HER HOUSE (OKAY WHAT IS YOUR ADDRESS) 2621 R ST WE ARE GOING TO LEAVE AND GO TO THE OTHER END OF TOWN ITS SO BAD HERE (OKAY I WILL LET OUR OFFICERS KNOW							
2225 9447 AND 9445 ARE IN ROUTE							
2228 9445 STATED IT MIGHT BE THE TANK AT THE SOUTH ELEVATOR ON THE SOUTH SIDE MIDDLE COLUMN							
2230 9447 COULD YOU GET AHOND OF KEY HOLDER OF DETTMER FARM SERVICE.							
2231 AUB PBX JAY FISCHER 402-274-7509 STATED HE WOULD HEAD DOWN THERE							
2235 9447 THERE ARE MORE TANKS AT 29TH AND Q IT MAY BE COMING FROM THERE							
2242 9445 KEY HOLDER 10-97							
9445 10-8							
9447 TWO PEOPLE ON SCEEN							
2250 9447 10-98							

Time	From	To	Message	Initials
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AGENDA ITEM

NO 5

Auburn, Nebraska
June 13, 2016

The Mayor and Council of the City of Auburn, Nemaha County, Nebraska, were called to meet at the City Hall at 1101 "J" Street on June 13, 2016, at 7:00 o'clock P.M., in Regular Meeting, open to the general public. Advance notice of said Regular Meeting, the designated method of giving notice including the agenda for said meeting, or the availability thereof having been posted at the west front door of the City Hall, at the east door of the Nemaha County Courthouse and in the Auburn State Bank, and having been transmitted to all members of the City Council, all done on or before June 10, 2016. Mayor Scott Kudrna presided over the meeting. The City Clerk of the City of Auburn, Nemaha County, Nebraska, recorded the proceedings.

The meeting was called to order by Mayor Scott Kudrna. Upon roll call, the following members of the City Council were present: Billings, Shawn Clark, Tom Clark, Erickson, Janssen, and Jeanneret. Absent: No one.

Mayor Kudrna announced "I am required by law to inform the public that a copy of the Open Meetings Act is posted on the North wall of these Chambers by the entrance door".

Council Member Janssen moved to dispense with the reading of the May 9, 2016 meeting's minutes and to approve the same as written. The foregoing motion was seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Billings moved to approve the financial report; Seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Tom Clark, Erickson, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried.

The following claims were presented before the Council for ratification: American Recycling & Sanitation, Se-335.00; Auburn State Bank Bond Payment-116,973.75; BCom Solutions LLC, Se-525.00; Black Hills Energy, Ut-228.36; Blue Cross-Blue Shield, Ins-4,007.97; Board of Public Works, Ut-3,673.42; Falls City Recreation, Se-1,410.00; ; Five Nines Technology Group, Se-10.00; Hannah Wynn, Reim-Su-558.26; Linda Bantz, Se-350.00; Mark Harms, Ex-500.00; Nebraska Sign, Signage-12,250.00; Nemaha County, Se-26,333.34; Otoe County Sheriff, Se-25.00; Region V-SENDS, Se-685.00; Time Warner Cable, Se-536.57; Windstream, Se-71.21; Wex Bank, Su-688.63. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-Maint-3,588.92; Amazon, Bk-AV-625.57; Amcon, Su-2,816.80; American Lawncare, Se-1,200.00; Asphalt & Concrete Materials, Su-711.51; Auburn Memorial Library Petty Cash, Su-84.85; Auburn Newspapers, Se-1,125.33; Auburn Plumbing, Htg. & AC Inc., Se-Su-584.47; Baker & Taylor, Bk-433.21; Beard's Salvage Inc., Su-7.50; Board of Public Works, Su-753.10; Boarders Inn & Suites, Lodging-654.00; Bohl Plumbing & Heating Inc., Su-6.76; Bulldog Auto Parts, Su-405.68; Chesterman Co., Su-667.68; Concrete Industries Inc., Su-435.75; D & D Communications, Equip-Maint-105.00; Darnell Glass Co., Maint-2,950.00; Diamond Vogel, Su-823.26; Eakes Office Solutions, Su-1,213.17; Eggers Brothers Inc., Su-171.94; First National Bank Omaha, Ex-Su-2,369.08; Gale/Cengage Learning, Bk-38.92; Gilbert Services, Su-481.59; Glenn's Corner Market, Su-14.70; Heiman Fire Equip., Equip-1,871.95; ICS, Se-Equip-447.00; JEO Consulting Group Inc., Se-11,860.00; KCL Landscapes, Se-45.00; Logan Contractors Supply Inc., Su-193.99; Lynch's Hardware & Gifts, Su-355.44; Martin Marietta Materials, Su-6,189.35; McKinsie Reeves, Se-330.00; Menards, Su-201.42; Meyer Laboratory Inc., Su-91.83; Michael Todd & Co. Inc., Su-436.14; Nebraska Environmental Products, Su-199.31; Nemaha County Sheriff, Reim-20.00; Novelty Inc., Su-104.09; OCLC Inc., Sub-54.15; Oriental Trading Co. Inc., Su-52.67; Card Services (Orscheln), Card Transactions-Su-155.70; Overdrive Inc., Bk-379.99; Petty Cash, Su-Se-214.39;

Ramada Inn, Lodging-158.00; Rhode Island Novelty, Su-280.33; Sack Lumber Co, Su-80.45; Shafer & Stevens PC, Historic Preservation Se-500.00; Sherry Heskett, Reim-287.50; Shopko Stores, Su-211.72; Stutheit Implement Co., Su-6.22; Tony Hector, Reim-35.00; Topkote, Su-Se-51,777.76; Xerox Corporation, Se-Su-1,017.67.

Abbreviations for this legal: AV-Audio Visual; Bk-Book; Contrib-Contribution; Equip-Equipment; Ex-Expense; Fe-Fee; Ins-Insurance; Inspect-Inspection; Int-Interest; Inv-Economic Development Investment; Lic-Licenses; Maint-Maintenance; Mem-Membership; Pen-Pension; Per-Periodical; Re-Repairs; Ref-Reference Materials; Reg-Registration; Reim-Reimbursement; Se-Service; Su-Supplies, Material & Parts; Sub-Subscription; UA-Uniform Allowance; Ut-Utilities; Wh-Withholding.

Council Member Billings moved to approve the claims which have not been previously approved by motion or resolution and ratify the ordinary and necessary expenses allowed and in accordance with Resolution No. 7-11 that was approved February 28, 2011. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried.

There weren't any requests to attend meetings/trainings.

Stephanie Fisher and Kim Beger with Auburn Development Council gave an explanation of SET (Stronger Economics Together).

Corey Brodersen and Terry Meier with JEO Consulting Group presented the Community Town Hall Meeting Follow-up Report from the meeting that was held on March 1 to identify possible community projects/facilities.

No action was taken on Agenda Item No. 11 regarding the west water system project to approve plans and specifications and authorize the Engineer to obtain Bids for the project.

Council Member Billings moved to allow the expenditure of keno funds in the amount of \$4,500 for music at the bandshell in Legion Park. The foregoing motion was seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, Tom Clark, and Erickson. The following voted "NAY": No one. Motion: Carried.

Council Member Janssen moved to approve the use of Auburn 14-DTR-107 Downtown Revitalization Phase II grant funding as suggested by the Auburn Downtown Revitalization Review Committee by the passage and adoption of Resolution No. 17-16. The foregoing motion was seconded by Council Member Jeanneret and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, Erickson, and Janssen. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 17-16

TO APPROVE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT
COMMERCIAL REHAB FUNDING AS SUGGESTED BY THE
REVITALIZATION REVIEW COMMITTEE

SUGGESTED ACTIONS OF REVITALIZATION REVIEW COMMITTEE:

Project	Location	DTR Funds	Grant	Loan	Match	Note
1	1221 J Street	\$ 4,905.00	\$ 4,905.00	\$ -	\$ 4,995.00	Category 1 - 100% Grant
2	1213 J Street	\$ 11,512.50	\$ 11,512.50	\$ -	\$ 11,537.50	Category 1 - 100% Grant
3	1213 J Street	\$ 3,892.50	\$ 3,892.50	\$ -	\$ 3,307.50	Category 1 - 100% Grant
4	920 Central Ave	\$ 42,979.43	\$ 32,234.57	\$ 10,744.86	\$ 23,402.10	Category 2 - 75% Grant/25%
5	909 Central Ave	\$ 6,472.50	\$ 4,854.38	\$ 1,618.13	\$ 6,752.50	Category 2 - 75% Grant/25%
6	1407 19th Street	\$ 3,600.00	\$ 2,700.00	\$ 900.00	\$ 2,400.00	Category 2 - 75% Grant/25%
7	1215 J Street	\$ 18,663.34	\$ 13,997.51	\$ 4,665.84	\$ 11,421.11	Category 2 - 75% Grant/25%
8	1401 19th Street	\$ 2,880.00	\$ 2,160.00	\$ 720.00	\$ 1,920.00	Category 2 - 75% Grant/25%
9	1405 19th Street	\$ 4,200.00	\$ 3,150.00	\$ 1,050.00	\$ 1,400.00	Category 2 - 75% Grant/25%
10	918 Central Ave	\$ 19,143.75	\$ 14,357.81	\$ 4,785.94	\$ 6,381.25	Category 2 - 75% Grant/25%
11	1222 J Street	\$ 2,280.00	\$ 1,140.00	\$ 1,140.00	\$ 1,520.00	Category 3 - 50% Grant/50%
12	1118 J Street	\$ 8,985.00	\$ 4,492.50	\$ 4,492.50	\$ 10,115.00	Category 3 - 50% Grant/50%
13	1118 J Street	\$ 10,192.50	\$ 5,096.25	\$ 5,096.25	\$ 8,107.50	Category 3 - 50% Grant/50%
14	901 Central Ave	\$ 55,755.52	\$ 27,877.76	\$ 27,877.76	\$ 32,785.26	Category 3 - 50% Grant/50%
15	1210 K Street	\$ 4,138.05	\$ 2,069.03	\$ 2,069.03	\$ 4,821.20	Category 3 - 50% Grant/50%
16	1015 Central Ave	\$ 12,082.50	\$ 6,041.25	\$ 6,041.25	\$ 8,617.50	Category 3 - 50% Grant/50%
17	1012 Central Ave	\$ 1,944.00	\$ 1,944.00	\$ -	\$ 1,296.00	Less Than \$2,000 - 100% Grant
18	2002 O Street	\$ 3,600.00	\$ 1,800.00	\$ 1,800.00	\$ 1,200.00	Category 3 - 50% Grant/50%
19	826 Central Ave	\$ 1,890.00	\$ 1,890.00	\$ -	\$ 1,260.00	Less Than \$2,000 - 100% Grant
20	817 Central Ave	\$ 13,347.60	\$ 6,673.80	\$ 6,673.80	\$ 8,898.40	Category 3 - 50% Grant/50%
21	1417 19th Street	\$ 9,956.25	\$ 4,978.13	\$ 4,978.13	\$ 4,718.75	Category 3 - 50% Grant/50%
22	910 Central Ave	\$ 4,650.00	\$ 2,325.00	\$ 2,325.00	\$ 7,750.00	Category 3 - 50% Grant/50%
23	1108 J Street	\$ 9,112.50	\$ 4,556.25	\$ 4,556.25	\$ 6,062.50	Category 3 - 50% Grant/50%
24	1115 J Street	\$ 11,563.50	\$ 5,781.75	\$ 5,781.75	\$ 3,854.50	Category 3 - 50% Grant/50%
25	822 Central Ave	\$ 6,885.36	\$ 3,442.68	\$ 3,442.68	\$ 4,590.24	Category 3 - 50% Grant/50%
26	1017 Central Ave	\$ 33,641.65	\$ 16,820.83	\$ 16,820.83	\$ 16,003.85	Category 3 - 50% Grant/50%
27	1922 O Street	\$ 13,087.50	\$ 6,543.75	\$ 6,543.75	\$ 4,362.50	Category 3 - 50% Grant/50%
TOTAL		\$ 321,360.95	\$ 197,237.23	\$ 124,123.72	\$ 199,480.16	

WHEREAS, the City of Auburn, Nebraska has received a previous Community Development Block Grant for commercial rehabilitation and,

WHEREAS, CDBG funds for commercial rehabilitation are to be used for making grants and loans to private businesses and property owners in accordance with the City's CDBG Downtown Revitalization Plan, program, and governing regulations, and,

WHEREAS, the City has previously adopted an amended Downtown Revitalization Plan meeting the requirements of the Community Development Block Grant program and,

WHEREAS, the City of Auburn CDBG Revitalization Review Committee, has recommended commercial rehabilitation applications presented by these area property owners as spelled out in the Memorandum of Understanding (MOU) to finance construction for commercial rehab, and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Auburn, Nebraska hereby approves a total granted amount of \$197,237.23 and total loaned amount of \$124,123.72 to the Round #1 applicants (27 properties) subject to the City's CDBG Downtown Revitalization Plan, program guidelines and regulatory provisions governing the Downtown Revitalization Plan and subject to the specific

MOU's signed regarding each applicant. **This approval is also contingent upon receipt of all environmental and historic preservation clearances.**

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Auburn, that the Mayor is hereby authorized and directed to execute all necessary and appropriate documents on behalf of the City of Auburn to effect acceptance of the suggested grant and loan amounts, contingent upon approval of the property owners and City Attorney as to form.

Council Member Erickson moved to give Larkin Aquatics approval for design and engineering services for a spray ground and fountain. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Billings, Shawn Clark, Tom Clark, Erickson, Janssen, and Jeanneret. The following voted "NAY": No one. Motion: Carried.

Council Member Erickson moved to approve the easement agreement with Tony R. Hector and Amy J. Hector related to the West Waterline Loop System and the nonconforming use of the real estate. The foregoing motion was seconded by Council Member Shawn Clark and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Erickson, and Billings. The following voted "NAY": Janssen and Jeanneret. Motion: Carried.

Council Member Billings moved to approve sign lease agreements with Douglas E. Meyer authorized representative of Meyer-Earp Auto Center Inc., Nemaha County Hospital, Richard M. Alden II, and Glen Joslyn Kelley, Barbara L. Harper, Kenneth E. Harper and S. Paulyne Kelley. The foregoing motion was seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Tom Clark, Erickson, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried.

Council Member Erickson moved to accept the property located at 2506 "O" Street from Mid-American Property Management Inc.; Seconded by Council Member Jeanneret and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried.

Council Member Billings moved to approve Resolution No. 18-16 authorizing the removal and cleanup of nuisance properties with cost charged to the landowners and/or assessed to the real estate pursuant to Nebraska Statute and judicial order. The foregoing motion was seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, Tom Clark, and Erickson. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows: (Signed Resolution with Attachment is found attached to these minutes)

RESOLUTION NO. 18-16

Of

THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A RESOLUTION OF THE CITY AUTHORIZING THE REMOVAL AND CLEAN-UP OF NUISANCE PROPERTIES WITH COST CHARGED TO THE LANDOWNERS AND/OR ASSESSED TO THE REAL ESTATE PURSUANT TO NEBRASKA STATUTE AND JUDICIAL ORDER.

WHEREAS, the City of Auburn, NE, has identified certain abandoned, dilapidated, and poorly maintained real estate within Auburn, Ne, as unsightly, in a present state of

disrepair, offensive to the senses, and injuries to the comfort, health, repose, and/or safety of the residence of the City, depreciating the value of the property of others surrounding it;

WHEREAS, the City through legal counsel served upon Landowners written notice of the current poor, dilapidated, unsafe, and unkempt condition of their real estate and made demand that the property be rehabilitated, clean/cleared, or demolished;

WHEREAS, the City through legal counsel proceeded with Nuisance Abatement on the identified real estate through judicial proceedings in the Nemaha County District Court, with the Court declaring subject matter jurisdiction on the real estate and personal jurisdiction over the Landowners.

WHEREAS, The Nemaha County District Court Ordered the nuisance properties clean and cleared within certain time frames or the City was authorized to remove the nuisance from the real estate and assess such cost against the Landowners or the real estate as incurred by the City.

WHEREAS, the Landowners' did not comply with the Court Order for removal and abatement of nuisance upon their real estate and the real estate, yards, and structures thereon are immediate health and safety hazards to the public and community and must be demolished and/or cleaned/cleared in a safe manner at this time;

WHEREAS, the following real estate shall be cleared of the dilapidated, abandoned, nuisance structures upon the same and cost shall be assessed against the Landowners' and/or the real estate pursuant to District Court Order:

- (1) 2506 "O" Street, (one and half-story/two story house and yard);
- (2) 1211 14th Street, (two-story house and yard);
- and
- (3) 1317 "P" Street, (two-story house, garage, and yard).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, Nemaha County, Nebraska, that the above three (3) nuisance properties, including yards, structure(s), and surroundings are so unsightly and in disrepair as to interfere with the immediate comfortable enjoyment of life and property of others, and/or tend to depreciated the value of the property of others and are determined nuisance properties.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Auburn, Nemaha County, Nebraska, that the dilapidated and unsightly structures, yards, and surroundings and/or real estate listed above shall be demolished, cleaned/cleared, and/or removed by the City of Auburn, Nebraska, with cost incurred for the same assessed to the Landowners and/or against the real estate.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor is hereby authorized to proceed with contract(s) and further action necessary to carry out the provisions herein.

Council Member Erickson moved to approve Resolution No. 19-16 declaring certain residential real estate as a public nuisance and ordering nuisance abatement of said property by legal remedy. The foregoing motion was seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, Erickson, and Janssen. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows: (Signed Resolution with Attachment is found attached to these minutes)

RESOLUTION NO. 19-16
Of
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A RESOLUTION OF THE CITY DECLARING CERTAIN RESIDENTIAL REAL ESTATE AS A PUBLIC NUISANCE AND ORDERING NUISANCE ABATEMENT OF SAID PROPERTY BY LEGAL REMEDY.

WHEREAS, the City of Auburn, NE, has identified certain abandoned, dilapidated, and poorly maintained real estate within Auburn, NE, as attached hereto and incorporated herein by this reference within Exhibits "A" & "B", as unsightly, in a present state of disrepair, offensive to the senses, and injuries to the comfort, health, repose, and/or safety of the residence of the City and tends to depreciate the value of the property of others;

WHEREAS, the City through legal counsel shall serve upon landowners written notice of the current poor, dilapidated, unsafe, and unkempt condition of their real estate and make demand that the property be rehabilitated, clean/cleared, or demolished;

WHEREAS, the City shall serve written notice on the following properties, identified by street address:

- (1) 1202 "O" Street, Auburn, NE, (one and half-story house and garage);
- (2) 1803 "P" Street, Auburn, NE, (one-story house);

WHEREAS, the real estate, yards, and structures thereon are health and safety hazards to the public and community and must be demolished and/or cleaned/cleared in a safe manner;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Auburn, Nemaha County, Nebraska, that the above two (2) properties, including yards, structure(s), and surroundings are so unsightly and in disrepair as to interfere with comfortable enjoyment of life and property of others, and/or tend to depreciate the value of the property of others and are declared a nuisance.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and City Council of the City of Auburn, Nemaha County, Nebraska, that the dilapidated and unsightly structures, yards and surroundings and/or real estate listed above shall be demolished, cleaned/cleared, and/or removed by the owners or by the City of Auburn, Nebraska, by appropriate legal remedy;

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and City Council of the City of Auburn, Nemaha County, Nebraska, that the City Attorney is directed to proceed with nuisance abatement through the Nemaha County District Court, seeking removal of dilapidated structures and clean-up of the above listed properties with cost to be paid by the property owners and/or assessed against the real estate.

Council Member Tom Clark moved to change the RV Park/Rec Complex stay limit policy from 4 days to 7 days. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Billings, Shawn Clark, Tom Clark and Janssen. The following voted "NAY": Erickson and Jeanneret. Motion: Carried

Council Member Billings moved to approve a letter to be sent to the Nebraska Department of Roads District Engineer requesting a turn lane on US Highway 136 west of the Highway 75 intersection. The foregoing motion was seconded by Council

Member Janssen and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Tom Clark moved to approve a pedestrian sign at the intersection of 6th & P Street. The foregoing motion was seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Tom Clark, Erickson, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried.

Mayor Kudrna reappointed Edgar Hartwig as City Forester and Harry Bridgmon as a member of the Municipal Tree Board. Upon calling the roll, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Reappointments: Confirmed.

Reports were given by the following department heads: street department, fire department, library, and City Treasurer.

The following committees provided reports: Street, Keep Auburn Beautiful, Economic Development, Holiday Lights and Parks and Pool. A written financial report was provided by the Auburn Community Redevelopment Authority. Nemaha County Sheriff Brent Lottman provided a written report of law enforcement activity within the City of Auburn for May, 2016.

There being no further business to come before the Mayor and Council, Council Member Erickson moved for adjournment to meet at the call of the Mayor. Council Member Janssen seconded the foregoing motion and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, Tom Clark, and Erickson. The following voted "NAY": No one. Motion: Carried.

Mayor Kudrna declared the meeting adjourned.

Scott Kudrna, Mayor

ATTEST:

Sherry Heskett, City Clerk

STATE OF NEBRASKA)
COUNTY OF NEMAHA) ss.
CITY OF AUBURN)

I, the undersigned, City Clerk for the City of Auburn, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 13, 2016; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible

June 13, 2016

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material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

Sherry Heskett, City Clerk

City Council Proceedings
June 13, 2016

The Mayor and Council of the City of Auburn, Nemaha County, Nebraska, were called to meet at the City Hall at 1101 "J" Street on June 13, 2016, at 7:00 o'clock P.M., in Regular Meeting, open to the general public.

The meeting was called to order by Mayor Scott Kudrna. Upon roll call, the following members of the City Council were present: Billings, Shawn Clark, Tom Clark, Erickson, Janssen, and Jeanneret. Absent: No one.

Mayor Kudrna announced "I am required by law to inform the public that a copy of the Open Meetings Act is posted on the North wall of these Chambers by the entrance door".

Council approved the May 9, 2016 meeting's minutes as written.

The City Council approved the financial report.

The following claims were presented before the Council for ratification: American Recycling & Sanitation, Se-335.00; Auburn State Bank Bond Payment-116,973.75; BCom Solutions LLC, Se-525.00; Black Hills Energy, Ut-228.36; Blue Cross-Blue Shield, Ins-4,007.97; Board of Public Works, Ut-3,673.42; Falls City Recreation, Se-1,410.00; ; Five Nines Technology Group, Se-10.00; Hannah Wynn, Reim-Su-558.26; Linda Bantz, Se-350.00; Mark Harms, Ex-500.00; Nebraska Sign, Signage-12,250.00; Nemaha County, Se-26,333.34; Otoe County Sheriff, Se-25.00; Region V-SENDS, Se-685.00; Time Warner Cable, Se-536.57; Windstream, Se-71.21; Wex Bank, Su-688.63. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-Maint-3,588.92; Amazon, Bk-AV-625.57; Amcon, Su-2,816.80; American Lawncare, Se-1,200.00; Asphalt & Concrete Materials, Su-711.51; Auburn Memorial Library Petty Cash, Su-84.85; Auburn Newspapers, Se-1,125.33; Auburn Plumbing, Htg. & AC Inc., Se-Su-584.47; Baker & Taylor, Bk-433.21; Beard's Salvage Inc., Su-7.50; Board of Public Works, Su-753.10; Boarders Inn & Suites, Lodging-654.00; Bohl Plumbing & Heating Inc., Su-6.76; Bulldog Auto Parts, Su-405.68; Chesterman Co., Su-667.68; Concrete Industries Inc., Su-435.75; D & D Communications, Equip-Maint-105.00; Darnell Glass Co., Maint-2,950.00; Diamond Vogel, Su-823.26; Eakes Office Solutions, Su-1,213.17; Eggers Brothers Inc., Su-171.94; First National Bank Omaha, Ex-Su-2,369.08; Gale/Cengage Learning, Bk-38.92; Gilbert Services, Su-481.59; Glenn's Corner Market, Su-14.70; Heiman Fire Equip., Equip-1,871.95; ICS, Se-Equip-447.00; JEO Consulting Group Inc., Se-11,860.00; KCL Landscapes, Se-45.00; Logan Contractors Supply Inc., Su-193.99; Lynch's Hardware & Gifts, Su-355.44; Martin Marietta Materials, Su-6,189.35; McKinsie Reeves, Se-330.00; Menards, Su-201.42; Meyer Laboratory Inc., Su-91.83; Michael Todd & Co. Inc., Su-436.14; Nebraska Environmental Products, Su-199.31; Nemaha County Sheriff, Reim-20.00; Novelty Inc., Su-104.09; OCLC Inc., Sub-54.15; Oriental Trading Co. Inc., Su-52.67; Card Services (Orscheln), Card Transactions-Su-155.70; Overdrive Inc., Bk-379.99; Petty Cash, Su-Se-214.39; Ramada Inn, Lodging-158.00; Rhode Island Novelty, Su-280.33; Sack Lumber Co, Su-80.45; Shafer & Stevens PC, Historic Preservation Se-500.00; Sherry Heskett, Reim-287.50; Shopko Stores, Su-211.72; Stutheit Implement Co., Su-6.22; Tony Hector, Reim-35.00; Topkote, Su-Se-51,777.76; Xerox Corporation, Se-Su-1,017.67.

Abbreviations for this legal: AV-Audio Visual; Bk-Book; Contrib-Contribution; Equip-Equipment; Ex-Expense; Fe-Fee; Ins-Insurance; Inspect-Inspection; Int-Interest; Inv-Economic Development Investment; Lic-Licenses; Maint-Maintenance; Mem-Membership; Pen-Pension; Per-Periodical; Re-Repairs; Ref-Reference Materials; Reg-Registration; Reim-Reimbursement; Se-Service; Su-Supplies, Material & Parts; Sub-Subscription; UA-Uniform Allowance; Ut-Utilities; Wh-Withholding.

The City Council approved the claims which have not been previously approved by motion or resolution and ratified the ordinary and necessary expenses allowed and in accordance with Resolution No. 7-11 that was approved February 28, 2011.

There weren't any requests to attend meetings/trainings.

Stephanie Fisher and Kim Beger with Auburn Development Council gave an explanation of SET (Stronger Economics Together).

Corey Brodersen and Terry Meier with JEO Consulting Group presented the Community Town Hall Meeting Follow-up Report from the meeting that was held on March 1 to identify possible community projects/facilities.

No action was taken on Agenda Item No. 11 regarding the west water system project to approve plans and specifications and authorize the Engineer to obtain Bids for the project.

Approval was given by the City Council to allow the expenditure of keno funds in the amount of \$4,500 for music at the bandshell in Legion Park

The City Council approved the use of Auburn 14-DTR-107 Downtown Revitalization Phase II grant funding as suggested by the Auburn Downtown Revitalization Review Committee by the passage and adoption of Resolution No. 17-16.

The City Council gave Larkin Aquatics approval for design and engineering services for a spray ground and fountain.

With four Council Members (Shawn Clark, Tom Clark, Erickson, and Billings) voting in favor and two Council Member (Janssen and Jeanneret) voting in opposition, the easement agreement with Tony R. Hector and Amy J. Hector related to the West Waterline Loop System and nonconforming use of the real estate was approved.

The City Council approved sign lease agreements with Douglas E. Meyer authorized representative of Meyer-Earp Auto Center Inc., Nemaha County Hospital, Richard M. Alden II, and Glen Joslyn Kelley, Barbara L. Harper, Kenneth E. Harper and S. Paulyne Kelley.

The City Council approved a motion to accept the property located at 2506 "O" Street from Mid-American Property Management Inc.

Resolution No. 18-16 authorizing the removal and cleanup of nuisance properties with cost charged to the landowners and/or assessed to the real estate pursuant to Nebraska Statute and judicial order was approved

Resolution No. 19-16 declaring certain residential real estate as a public nuisance and ordering nuisance abatement of said property by legal remedy was approved.

With four Council Members (Billings, Shawn Clark, Tom Clark and Janssen) voting in favor and two Council Member (Erickson and Jeanneret) voting in opposition, the City Council approved a motion to change the RV Park/Rec Complex stay limit policy from 4 days to 7 days.

Approval was given for a letter to be sent to the Nebraska Department of Roads District Engineer requesting a turn lane on US Highway 136 west of the Highway 75 intersection.

The City Council gave approval for a pedestrian sign at 6th & P Street.

The City Council confirmed the reappointment of Edgar Hartwig as City Forester and Harry Bridgmon as a member of the Municipal Tree Board.

Reports were given by the following department heads: street department, fire department, library, and City Treasurer.

The following committees provided reports: Street, Keep Auburn Beautiful, Economic Development, Holiday Lights and Parks and Pool. A written financial report was provided by the Auburn Community Redevelopment Authority. Nemaha County Sheriff Brent Lottman provided a written report of law enforcement activity within the City of Auburn for May, 2016.

June 13, 2016
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There being no further business to come before the Mayor and Council, the City Council adjourned.

Sherry Heskett
City Clerk

J. Scott Kudrna
Mayor

A complete copy of the minutes is available for inspection at City Hall.

CITY OF AUBURN
 TREASURER'S REPORT
 CALENDAR 6/2016, FISCAL 9/2015

AGENDA ITEM
 NO 6

ACCOUNT TITLE	LAST REPORT ON HAND	RECEIVED	DISBURSED	BALANCE
GENERAL CHECKING	836,194.54	301,695.47	278,379.09	859,510.92
STREET CHECKING	671.47	74,704.80	75,376.27	
STREET BOND/WARRANT CHECKING	122,369.27	109,079.48	231,448.75	
TOTAL CHECKING:	959,235.28	485,479.75	585,204.11	859,510.92
TOTAL NSF A/R	.00	.00	.00	.00
TOTAL FIRE DEPT SINKING	74,340.53	36.97	.00	74,377.50
TOTAL KENO OPER CHECKING:	.00	.00	.00	.00
TOTAL KENO RESERVE MMA:	29,368.69	4.79	1,494.46	27,879.02
TOTAL KENO CHECKING	63,059.98	710.69	1,100.00	62,670.67
TOTAL CDBG CHECKING	7,786.46	.00	.00	7,786.46
TOTAL CDBG ED MMA:	42,076.95	6.90	.00	42,083.85
TOTAL CDBG DTR REUSE	43,028.82	982.25	.00	44,011.07
TOTAL CDBG HD SAVINGS:	54,446.47	813.01	.00	55,259.48
TOTAL CRA CHECKING	964,047.71	31,534.39	21,010.14	974,571.96
TOTAL CITY REC CHECKING	70,611.68	.00	.00	70,611.68
GENERAL CD #23810 FNB	75,000.00			75,000.00
GENERAL CD #24089 FNB	75,000.00			75,000.00
GENERAL CD #23926 ASB	50,000.00			50,000.00
GENERAL CD #23927 ASB	50,000.00			50,000.00
GENERAL CD #23928 ASB	50,000.00			50,000.00
GENERAL CD #23925 ASB	50,000.00			50,000.00
TOTAL C.D.'S:	350,000.00	.00	.00	350,000.00
TOTAL CASH ON HAND:	2,658,002.57	519,568.75	608,808.71	2,568,762.61

AGENDA ITEM NO. 7

REPORT NOTATION: Please remember that the "Reference" field of this report is not large enough to print a description of each invoice being paid to the Vendor. Examples include but are not limited to: Board of Public Works. For a full description, please contact me.

Sherry Heskett

VENDOR NAME REFERENCE

**AGENDA ITEM
 NO 7**

 ACCOUNTS PAYABLE CLAIMS

GENERAL FUND

AFLAC	AFLAC WH	147.60
AMERICAN RECYCLING SANITATION	GARBAGE SERVICE/RECYCLING	335.00
BCom Solutions, LLC	BACKUP, BRANDING, MARKETING	525.00
BLUE CROSS-BLUE SHIELD	HEALTH INSURANCE	1,831.85
BOARD OF PUBLIC WORKS	ELEC	1,668.60
DEPT OF HEALTH & HUMAN SERVICE	REVIEW FEE FOR WEST WATER LOOP	325.00
FIVE NINES TECHNOLOGY GROUP	EMAIL PROTECTION	10.00
NICHOLS MASONRY	WELCOME SIGN MATERIALS	10,000.00
REGION V-SENDS	CUSTODIAL SERVICE	325.00
THE STANDARD	LIFE INSURANCE	92.54
TIME WARNER CABLE	PHONE	311.96

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POLICE DEPARTMENT

NEMAHA COUNTY	LAW/CODE ENFORCEMENT	26,333.34
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POLICE DEPARTMENT

FIRE DEPARTMENT

BLACK HILLS ENERGY	GAS BILL	67.39
REGION V-SENDS	CLEANING SERVICE	50.00
THE STANDARD	LIFE INSURANCE	144.32
TIME WARNER CABLE	PHONE	99.34
WEX BANK	FUEL EXPENSE	10.00

FIRE DEPARTMENT

PARK DEPARTMENT

BOARD OF PUBLIC WORKS	ELEC	1,849.84
REGION V-SENDS	CLEANING SERVICE LEGION	360.00
TIME WARNER CABLE	PHONE /	41.91
WEX BANK	FUEL EXPENSE	250.01

PARK DEPARTMENT

SR. CENTER DEPARTMENT

BLACK HILLS ENERGY	GAS BILL	48.23
BOARD OF PUBLIC WORKS	ELEC	480.16

SR. CENTER DEPARTMENT

LIBRARY DEPARTMENT

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