

AGENDA FOR THE REGULAR MEETING OF  
THE MAYOR AND CITY COUNCIL OF THE  
CITY OF AUBURN, NEMAHA COUNTY,  
NEBRASKA, TO BE HELD AT 7:00 P.M.  
OCTOBER 12, 2015

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.
5. **APPROVAL OF MINUTES OF PREVIOUS MEETING(S).**
6. **APPROVAL OF FINANCIAL REPORT.**
7. **CLAIMS.**
8. **APPROVAL** for Attendance at Meeting(s).
9. **CREATING FAMILY CHOICES** regarding gambling awareness and request for Keno funds.
10. **RESOLUTION** – Request by Mara Manzer for approval of 2 caution signs (Caution Autistic Child) one sign on each side of 7<sup>th</sup> Street at 1010 7<sup>th</sup> Street.
11. **WELCOME TO AUBURN** Sign Proposal.
12. **FIRE TRUCK** – Approval of Specs and advertise for bids.
13. **DISCUSSION ITEM** – Request for payment of Lights at Legion Field.
14. **REVIEW & POSSIBLE APPROVAL** of recommendation from Parks & Pool Committee on the repair of pool slide.
15. **REVIEW & POSSIBLE APPROVAL** of recommendation from Parks & Pool Committee on the proposal for splash pad.
16. **RESOLUTION** – Authorizing Mayor to sign contract with SENDD for General Administrative Services for Downtown Revitalization Grant #14-DTR-107, contingent upon receipt of Notice of Award Letter.

17. **DISCUSSION** on West Waterline Project.
18. **RESOLUTION** – Sale of 1987 Ford Dump Truck by the Street Department.
19. **DISCUSSION** - work with school on building projects and set up public meetings.
20. **APPROVE** Pay Application for K-2 Construction Company (Auburn Longs Creek Trail).
21. **APPOINTMENT(S)/REAPPOINTMENT(S)** –
  - Recreation Committee
22. **REPORTS/RECOMMENDATIONS** - - From Dept. Heads.
  - a. Street Department
  - b. Fire Department
  - c. Library
  - d. Treasurer
  - e. Airport Report
23. **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. Christmas Light Committee
24. **ADJOURNMENT.**

# POSSIBLE MOTION FORMAT 10-12-15

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 September 14, 2015 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. **CREATING FAMILY CHOICES** regarding gambling awareness and request for Keno funds.

10. **RESOLUTION** – Request by Mara Manzer for approval of 2 caution signs (Caution Autistic Child) one sign on each side of 7<sup>th</sup> Street at 1010 7<sup>th</sup> Street.

POSSIBLE MOTION: I move to approve the installation of two caution signs on 7<sup>th</sup> Street in front of the residence of 1010 7<sup>th</sup> Street by the passage and adoption of Resolution No. \_\_\_\_\_

11. **WELCOME TO AUBURN** Sign Proposal.
12. **FIRE TRUCK** – Approval of Specs and advertise for bids.

POSSIBLE MOTION: I move to approve the specifications for the new fire truck and advertise for bids

13. **DISCUSSION ITEM** – Request for payment of Lights at Legion Field.
14. **REVIEW & POSSIBLE APPROVAL** of recommendation from Parks & Pool Committee on the repair of pool slide.
15. **REVIEW & POSSIBLE APPROVAL** of recommendation from Parks & Pool Committee on the proposal for splash pad.
16. **RESOLUTION** – Authorizing Mayor to sign contract with SENDD for General Administrative Services for Downtown Revitalization Grant #14-DTR-107, contingent upon receipt of Notice of Award Letter.

POSSIBLE MOTION: I move to Authorize the Mayor to sign the contract with SENDD for General Administrative Services for Downtown Revitalization Grant #14-DTR-107, contingent upon receipt of Notice of Award Letter.

17. **DISCUSSION** on West Waterline Project.
18. **RESOLUTION** – Sale of 1987 Ford Dump Truck by the Street Department.

POSSIBLE MOTION: I move that the City sell the 1987 Ford Dump Truck by the passage and adoption of Resolution No. \_\_\_\_\_

19. **DISCUSSION** - work with school on building projects and set up public meetings.
20. **APPROVE** Pay Application for K-2 Construction Company (Auburn Longs Creek Trail).
21. **APPOINTMENT(S)/REAPPOINTMENT(S)** –
  - Recreation Committee

POSSIBLE ACTION: Roll Call on appointment(s)/reappointment(s)

22. **REPORTS/RECOMMENDATIONS** - - From Dept. Heads.
  - a. Street Department
  - b. Fire Department
  - c. Library
  - d. Treasurer
  - e. Airport Report
23. **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. Christmas Light Committee

24. **ADJOURNMENT.**

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

Auburn, Nebraska  
September 14, 2015

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 September 14, 2015, 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 September 11, 2014. 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, Erickson, Janssen, and Jeanneret. Absent: Shawn Clark and Tom Clark.

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 August 10, 2015 meeting's minutes and to approve the same as written. The foregoing motion was seconded by Council Member Jeanneret and upon roll call vote, the following Council Members voted "YEA": 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 Erickson and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

The following claims were presented before the Council for ratification: AFLAC, Wh-109.16; American Recycling & Sanitation, Se-335.00; Auburn Public Schools, Lic-3480.00; Auburn State Bank, Invest-200,000.00; BCom Solutions LLC, Se-525.00; Black Hills Energy, Ut-647.29; Board of Public Works, Ut-Reim Ins-8948.58; Five Nines Technology Group, Se-10.00; Grimm's Gardens, Se-2916.90; K2 Construction, Se-154,485.36; Linda Bantz, Se-350.00; Mark Harms, Ex-500.00; Nemaha County, Se-25,500.00; Region V-SENDS, Se-755.00; The Standard, Ins-257.56; Time Warner Cable, Ut-554.90; Verizon Se-45.21; Windstream, Ut-126.76; Wex Bank, Su-1247.99. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-380.43; Amazon, Bk-41.33; American Lawncare Inc., Se-1200.00; Angelo Ligouri, Se-8524.38; Auburn Memorial Library Petty Cash, Su-143.26; Auburn Newspapers, Se-286.39; Auburn Plumbing, Htg & AC Inc., Su-2.39; Baker & Taylor, Bk-563.69; Beard's Salvage Inc., Su-127.60; Board of Public Works, Maint-77.35; Bulldog Auto Parts, Su-155.09; Center Point Large Print, Bk-AV-295.74; Concrete Industries Inc., Se-1661.23; D & D Communications, Su-679.00; Dell Marketing L.P., Equip-1550.43; Demco, Su-108.28; Dettmer Farm Service Inc., Su-127.00; Diamond Vogel, Su-450.95; Eakes Office Plus, Su-561.80; Eggers Brothers Inc., Su-29.00; First National Bank Omaha, Su-Equip-4678.96; Five Nines Technology Group, Se-1100.00; Gale, Bk-AV-454.79; General Fire and Safety Equipment, Se-307.75; Glenn's Corner Market, Su-33.95; Grainger, Su-182.38; JEO Consulting Group Inc., Se-7150.00; John Clark, Se-2078.90; League of NE Municipalities, Mem-4550.00; Lyman Richey Corp, Su-549.46; Lynch's Hardware & Gifts, Su-16.47; Menards, Su-38.46; Meyer Laboratory Inc., Su-107.45; Mid Con Systems Inc., Su-152.43; Nebraska Fire Chiefs Assoc., Mem-60.00; Nebraska Library Commission, Ex-1087.94; Nebraska Snow Equipment, Equip-5995.00; Nebraska Statewide Arboretum, Mem-100.00; NSVFA (NE State Volunteer Firefighters Assoc.), Mem-720.00; OCLC Inc., Sub-54.15; OK Tire, Se-7.50; Card Services (Orscheln), Su-134.02; Overdrive Inc., Bk-AV-405.81; Randy Bennett, Ex-350.00; Sack Lumber Co., Su-36.15; Shawn Clark, Ex-350.00; Stutheit Implement Co., Su-185.84; Subway, Su-68.00; Sunmart, Su-27.16; TCB Contracting, Se-650.00; The Auburn Sport Shop, Su-38.00; The National Arbor Day Foundation, Mem-20.00; Thiele Geotech Inc., Se-481.50; Vaughn Severs, Ex-350.00; Wilson Electric Inc, Se-50.00; Wt. Cox Subscriptions, Sub-1254.25; Xerox Corporation, Se-Su-398.05.

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

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

Deb Hammond with Creating Family Choices requested keno money to provide funding to a gambling awareness program. Wanda Swanson was introduced as being the representative to the local Southeast Nebraska counties. Discussion was held. The request by Creating Family Choices will be placed on the October City Council agenda.

Pat Engles requested that the City consider contributing funding towards new lighting at Tushla Field (Legion Ballfields). Pat will meet with the Budget/Finance Committee to further discuss the request for funds.

A report was given regarding the west area/waterline project committee meeting held on September 2<sup>nd</sup>.

Auburn Chamber of Commerce Manager Jessica Lechner spoke in favor of the renewal of the Chamber of Commerce Funding Agreement. Council Member Billings moved to approve the funding agreement with the Auburn Chamber of Commerce by the passage and adoption of Resolution No. 10-15; Seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, and Erickson. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 10-15  
Funding Agreement with Auburn Chamber of Commerce

BE IT RESOLVED by the Mayor and City Council of the City of Auburn, that the proposed agreement between the City of Auburn and the Auburn Chamber of Commerce be approved as presented.

Public hearing was held on the FY2015-2016 Budget. Mayor Kudrna presented updated budget information, and time was provided for public comment. There was no opposition given. After allowing time for all comments, questions, and discussion, the public hearing was closed. Council Member Erickson moved to approve the 2015-2016 budget including cash balances, cash reserves, receipts and expenditures of the city funds, interlocal agreement for law/code enforcement, capital items, carry over airport runway capital improvement expenses, airport hangar note payment, grant projects, and the Board of Public Works Proprietary Function Budget and further authorize publication of any changes to the Notice of Budget Hearing and Budget Summary previously published. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Erickson, and Janssen. The following voted "NAY": No one. Motion: Carried. Council Member Billings moved to increase the base of restricted funds by 2.5% and any additional amount for allowable growth. The foregoing motion was seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Billings, Erickson, Janssen, and Jeanneret. The following voted "NAY": No one. Motion:

Carried. Council Member Erickson moved to exceed the budget limit on restricted funds by an additional one percent. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Passed but with two Council Members absent it did not meet the requirement of at least 75% of the City Council voting in favor for the increase of the additional 1%. Council Member Billings moved that the total unused restricted funds authority be set in accordance with the approved allowable increases. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion Carried.

Proposed Ordinance No. 8-15 Fixing Compensation of the Officers and Employees of the City was presented for consideration. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 8-15

Fixing Compensation of the Officers and Employees of the City

Council Member Erickson moved that these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Auburn, Nemaha County, Nebraska", and that said volume be made part of these proceedings the same as though it were spread at large herein, which motion was seconded by Council Member Billings. Upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one.

Proposed Ordinance No. 9-15 Annual Appropriation Bill was presented for consideration. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 9-15

Annual Appropriation Bill

Council Member Janssen moved that these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Auburn, Nemaha County, Nebraska", and that said volume be made part of these proceedings the same as though it were spread at large herein, which motion was seconded by Council Member Jeanneret. Upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one.

Public hearing was held to set the City of Auburn final tax request. There was no opposition given. Council Member Erickson moved to set the final property tax request for fiscal year 2015-2016 by the passage and adoption of Resolution No. 11-15. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, and Erickson. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 11-15

Setting the Property Tax Request

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City of Auburn passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the City of Auburn that the property tax request for the current year be a different amount than the property tax request for the prior year.



NOW, THEREFORE, the Governing Body of the City of Auburn, by a majority vote, resolves that:

1. The 2015-2016 property tax request be set at \$623,122.26.
2. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2015.

Council Member Billings moved to approve Resolution No. 12-15, a resolution 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 Janssen and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Erickson, and Janssen. The following voted "NAY": No one. Motion: Carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO.12-15  
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 abandon or dilapidated 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 and tends to depreciate the value of the property of others;

**WHEREAS**, the City through legal counsel has served upon title owners written notice of the poor and dilapidated condition of the real estate and made demand that the property be rehabilitated or demolished;

**WHEREAS**, the City has served written notice on the following properties, identified by street address:

- (1) 2209 and 2209 1/2 "M" Street, Auburn, NE, (top/bottom duplex), owners Dennis and Tammi Payne;
- (2) 1211 14th Street, Auburn NE, (two-story house) owners: Roy Heard and Jodi Heard;
- (3) 1902 "P" Street, Auburn, NE, (two-story house) owners: J. Brownmiller / Albert Ensor
- (4) 1317 "P" Street, Auburn, NE, (two-story house) owner: Jennifer Jepsen;
- (5) 2506 "O" Street, Auburn, NE, (two-story house) owner: Mid-American Property Mngmt, Inc.;
- (6) 1123 13th Street, Auburn, NE (one-story house) owner: Mark Banka/Mary Ballue; and,
- (7) 1414 "O" Street, Auburn, NE (one-story house) owner: Eric M.B. Yost and Shelley Yost

**WHEREAS**, the real estate and structures thereon continue to be a health and safety hazard to the public and community and must be demolished and 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 seven (7) properties and the structure(s) thereon 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 on the seven properties listed shall be demolished and removed by the owners or by the City of Auburn, NE. 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.

Jarad Falk representing Time Warner Cable spoke regarding the franchise agreement and answered questions. Council Member Billings moved to approve the Franchise Agreement to provide cable television services between the City of Auburn and Time Warner Cable Midwest LLC. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Billings, Erickson, Janssen, and Jeanneret. The following voted "NAY": No one. Motion: Carried.

Mayor Kudrna announced that he has an interest in the Auburn 1 Fiber franchise agreement and has filed the related statements with the City Clerk. Jim Harker presented information and answered questions. A revised Right-of-Way Permit and Franchise Agreement that does not forego payment of franchise fees for a stated period of time and provides for the payment annually through the term of this agreement was presented. Council Member Billings moved to approve the revised Right-of-Way Permit and Franchise Agreement between the City and Auburn 1 Fiber, LLC. The foregoing motion was seconded by Council Member Erickson and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Janssen moved to approve payment in the amount of \$46,505.00 as final payment to Midlands Contracting Inc. associated with the 9<sup>th</sup> Street Storm Sewer Improvement Project. The foregoing motion was seconded by Council Member Jeanneret and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Erickson moved to approve payment in the amount of \$2,125.00 to Southeast Nebraska Development District for the City's 2016 membership dues. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Erickson, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Billings moved to approve payment in the amount of \$1,038.00 to Southeast Nebraska Development District for the City's 2016 housing activity dues. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, and Erickson. The following voted "NAY": No one. Motion: Carried.

Mayor Kudrna appointed Aimee Daily to the Auburn Volunteer Fire Department. Upon calling the roll, the following Council Members voted "YEA": Jeanneret, Billings, Erickson, and Janssen. The following voted "NAY": No one. Appointment: Confirmed.

Reports were given by the street department, fire department, library, and city treasurer. Kendall Neiman provided an update regarding the airport and answered questions.

The following committees provided reports: Economic Development, Parks/Pool Committee and Christmas Light Committee. 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 August 2015.

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": Billings, Erickson, Janssen, and Jeanneret. 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 September 14, 2015; 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 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  
September 14, 2015

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 September 14, 2015, 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, Erickson, Janssen, and Jeanneret. Absent: Shawn Clark and Tom Clark.

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".

The City Council approved the August 10, 2015 meeting's minutes as written.

The City Council approved the financial report.

The following claims were presented before the Council for ratification: AFLAC, Wh-109.16; American Recycling & Sanitation, Se-335.00; Auburn Public Schools, Lic-3480.00; Auburn State Bank, Invest-200,000.00; BCom Solutions LLC, Se-525.00; Black Hills Energy, Ut-647.29; Board of Public Works, Ut-Reim Ins-8948.58; Five Nines Technology Group, Se-10.00; Grimm's Gardens, Se-2916.90; K2 Construction, Se-154,485.36; Linda Bantz, Se-350.00; Mark Harms, Ex-500.00; Nemaha County, Se-25,500.00; Region V-SENDS, Se-755.00; The Standard, Ins-257.56; Time Warner Cable, Ut-554.90; Verizon Se-45.21; Windstream, Ut-126.76; Wex Bank, Su-1247.99. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-380.43; Amazon, Bk-41.33; American Lawncare Inc., Se-1200.00; Angelo Ligouri, Se-8524.38; Auburn Memorial Library Petty Cash, Su-143.26; Auburn Newspapers, Se-286.39; Auburn Plumbing, Htg & AC Inc., Su-2.39; Baker & Taylor, Bk-563.69; Beard's Salvage Inc., Su-127.60; Board of Public Works, Maint-77.35; Bulldog Auto Parts, Su-155.09; Center Point Large Print, Bk-AV-295.74; Concrete Industries Inc., Se-1661.23; D & D Communications, Su-679.00; Dell Marketing L.P., Equip-1550.43; Demco, Su-108.28; Dettmer Farm Service Inc., Su-127.00; Diamond Vogel, Su-450.95; Eakes Office Plus, Su-561.80; Eggers Brothers Inc., Su-29.00; First National Bank Omaha, Su-Equip-4678.96; Five Nines Technology Group, Se-1100.00; Gale, Bk-AV-454.79; General Fire and Safety Equipment, Se-307.75; Glenn's Corner Market, Su-33.95; Grainger, Su-182.38; JEO Consulting Group Inc., Se-7150.00; John Clark, Se-2078.90; League of NE Municipalities, Mem-4550.00; Lyman Richey Corp, Su-549.46; Lynch's Hardware & Gifts, Su-16.47; Menards, Su-38.46; Meyer Laboratory Inc., Su-107.45; Mid Con Systems Inc., Su-152.43; Nebraska Fire Chiefs Assoc., Mem-60.00; Nebraska Library Commission, Ex-1087.94; Nebraska Snow Equipment, Equip-5995.00; Nebraska Statewide Arboretum, Mem-100.00; NSVFA (NE State Volunteer Firefighters Assoc.), Mem-720.00; OCLC Inc., Sub-54.15; OK Tire, Se-7.50; Card Services (Orscheln), Su-134.02; Overdrive Inc., Bk-AV-405.81; Randy Bennett, Ex-350.00; Sack Lumber Co., Su-36.15; Shawn Clark, Ex-350.00; Stutheit Implement Co., Su-185.84; Subway, Su-68.00; Sunmart, Su-27.16; TCB Contracting, Se-650.00; The Auburn Sport Shop, Su-38.00; The National Arbor Day Foundation, Mem-20.00; Thiele Geotech Inc., Se-481.50; Vaughn Severs, Ex-350.00; Wilson Electric Inc, Se-50.00; Wt. Cox Subscriptions, Sub-1254.25; Xerox Corporation, Se-Su-398.05.

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 or trainings.

September 14, 2015

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Deb Hammond with Creating Family Choices requested keno money to provide funding to a gambling awareness program. Wanda Swanson was introduced as being the representative to the local Southeast Nebraska counties. Discussion was held. The request by Creating Family Choices will be placed on the October City Council agenda.

Pat Engles requested that the City consider contributing funding towards new lighting at Tushla Field (Legion Ballfields). Pat will meet with the Budget/Finance Committee to further discuss the request for funds.

A report was given regarding the west area/waterline project committee meeting held on September 2<sup>nd</sup>.

Auburn Chamber of Commerce Manager Jessica Lechner spoke in favor of the renewal of the Chamber of Commerce Funding Agreement. The funding agreement with the Auburn Chamber of Commerce was approved by the passage and adoption of Resolution No. 10-15.

Public hearing was held on the FY2015-2016 Budget. Mayor Kudrna presented updated budget information, and time was provided for public comment. There was no opposition given. After allowing time for all comments, questions, and discussion, the public hearing was closed. The City Council approved the 2015-2016 budget including cash balances, cash reserves, receipts and expenditures of the city funds, interlocal agreement for law/code enforcement, capital items, carry over airport runway capital improvement expenses, airport hangar note payment, grant projects, and the Board of Public Works Proprietary Function Budget and further authorized publication of any changes to the Notice of Budget Hearing and Budget Summary previously published. Approval was given to increase the base of restricted funds by 2.5% and any additional amount for allowable growth. With four Council Members voting in favor but two Council Members absent the requirement of at least 75% of the elected City Council voting in favor was not met and the 1% increase will not be added to the budget limit on restricted funds by an additional one percent. The total unused restricted funds authority was set in accordance with the approved allowable increases.

Ordinance No. 8-15 Fixing Compensation of the Officers and Employees of the City was approved.

Ordinance No. 9-15 Annual Appropriation Bill was approved.

Public hearing was held to set the City of Auburn final tax request. There was no opposition given. The final property tax request for fiscal year 2015-2016 was approved by the passage and adoption of Resolution No. 11-15.

Resolution No. 12-15, a resolution declaring certain residential real estate as a public nuisance and ordering nuisance abatement of said property by legal remedy was approved.

The Franchise Agreement to provide cable television services between the City of Auburn and Time Warner Cable Midwest LLC was approved.

Mayor Kudrna announced that he has an interest in the Auburn 1 Fiber franchise agreement and has filed the related statements with the City Clerk. Jim Harker presented information and answered questions. A revised Right-of-Way Permit and Franchise Agreement that does not forego payment of franchise fees for a stated period of time and provides for the payment annually through the term of this agreement was presented and approved.

Payment in the amount of \$46,505.00 as final payment to Midlands Contracting Inc. associated with the 9<sup>th</sup> Street Storm Sewer Improvement Project was approved.

Payment in the amount of \$2,125.00 to Southeast Nebraska Development District for the City's 2016 membership dues was approved.

September 14, 2015

Page 3

Payment in the amount of \$1,038.00 to Southeast Nebraska Development District for the City's 2016 housing activity dues was approved.

The City Council confirmed the appointment of Aimee Daily to the Auburn Volunteer Fire Department.

Reports were given by the street department, fire department, library, and city treasurer. Kendall Neiman provided an update regarding the airport and answered questions.

The following committees provided reports: Economic Development, Parks/Pool Committee and Christmas Light Committee. 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 August 2015.

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 9/2015, FISCAL 12/2014

AGENDA ITEM  
 NO 6

ACCOUNT TITLE	LAST REPORT ON HAND	RECEIVED	DISBURSED	BALANCE
GENERAL CHECKING	622,339.40	502,406.80	315,853.09	808,893.11
STREET CHECKING	99,170.01	35,951.17	68,966.24	66,154.94
STREET BOND/WARRANT CHECKING	4,292.76	206,603.76	210,896.52	
TOTAL CHECKING:	725,802.17	744,961.73	595,715.85	875,048.05
TOTAL NSF A/R	.00	.00	.00	.00
TOTAL FIRE DEPT SINKING	74,228.72	37.42	.00	74,266.14
TOTAL KENO OPER CHECKING:	.00	.00	.00	.00
TOTAL KENO RESERVE MMA:	26,065.59	1,116.17	.00	27,181.76
TOTAL KENO CHECKING	60,647.40	501.77	.00	61,149.17
TOTAL CDBG CHECKING	7,608.00	178.46	.00	7,786.46
TOTAL CDBG ED MMA:	42,419.56	6.98	83.90	42,342.64
TOTAL CDBG DTR REUSE	34,419.23	978.20	94.56	35,302.87
TOTAL CDBG HD SAVINGS:	29,452.84	965.39	.00	30,418.23
TOTAL CRA CHECKING	809,634.55	69,007.61	.00	878,642.16
TOTAL CITY REC CHECKING	66,682.88	.00	.00	66,682.88
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:	2,226,960.94	817,753.73	595,894.31	2,448,820.36

## **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
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ACCOUNTS PAYABLE CLAIMS

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GENERAL FUND

ADMIN

AFLAC	AFLAC WH	73.80
AMERICAN RECYCLING SANITATION	GARBAGE SERVICE/RECYCLING	335.00
BCom Solutions, LLC	BACKUP, BRANDING/MARKETING	525.00
BOARD OF PUBLIC WORKS	ELEC	2,059.53
FIVE NINES TECHNOLOGY GROUP	COMPUTER SERVICE EMAIL PROTECT	10.00
REGION V-SENDS	CUSTODIAL SERVICE	135.00
SOUTHEAST NE DEVELOPMENT DIST.	2016 HOUSING DUES	3,163.00
THE STANDARD	LIFE INSURANCE	76.56
TIME WARNER CABLE	PHONE ACCT 8347100220053329	311.08

ADMIN 6,688.97

POLICE DEPARTMENT

NEMAHA COUNTY 25,500.00

POLICE DEPARTMENT 25,500.00

FIRE DEPARTMENT

BLACK HILLS ENERGY	GAS BILL ACCT 1240 4130 01	44.81
BOARD OF PUBLIC WORKS	ELEC	204.19
BRENT LOTTMAN	CPR/FA/AED TRAINING	30.00
REGION V-SENDS	CLEANING SERVICE	50.00
THE STANDARD	LIFE INSURANCE	112.31
TIME WARNER CABLE	PHONE ACCT 8347100220053345	96.63
WEX BANK	FUEL EXPENSE	10.00

FIRE DEPARTMENT 547.94

PARK DEPARTMENT

BOARD OF PUBLIC WORKS	ELEC	852.31
GRIMM'S GARDENS	NRD TRAIL MONARCH WAYSTATION	5,762.26
JEO CONSULTING GROUP INC.	CONSTRUCTION/RPR SERVICES	3,845.00
MONARCH WATCH	MONARCH WAYSTATION CERTIFICATI	16.00
REGION V-SENDS	CLEANING SERVICE LEGION PARK	340.00
TIME WARNER CABLE	PHONE ACCT 8347100220023504	41.91
VAN GUNDY ART & SIGN	ANIMAL TRACK TRAIL BOXES	617.50
WEX BANK	FUEL EXPENSE	119.09

PARK DEPARTMENT 11,594.07

SR. CENTER DEPARTMENT

BLACK HILLS ENERGY	GAS BILL ACCT 8045 4632 19	49.81
BOARD OF PUBLIC WORKS	ELEC	656.79

VENDOR NAME	REFERENCE	VENDOR TOTAL
REGION V-SENDS	CUSTODIAL SERVICE	190.00
	SR. CENTER DEPARTMENT	896.60
	LIBRARY DEPARTMENT	
AMERICAN RECYCLING SANITATION	GARBAGE SERVICE	38.50
BOARD OF PUBLIC WORKS	ELEC	1,054.59
LINDA BANTZ	CUSTODIAL SERVICE	350.00
THE STANDARD	LIFE INSURANCE	21.90
WINDSTREAM NEBRASKA INC	PHONE ACCT 090078819	124.56
	LIBRARY DEPARTMENT	1,589.55
	POOL DEPARTMENT	
BCom Solutions, LLC	WIFI IN POOL BUILDING	492.00
BLACK HILLS ENERGY	GAS BILL ACCT 2565 5416 77	21.48
BOARD OF PUBLIC WORKS	ELEC	957.91
TIME WARNER CABLE	PHONE ACCT 8347100220053337	42.33
	POOL DEPARTMENT	1,513.72
	GENERAL FUND	48,330.85
	STREET FUND	
	ADMIN	
AFLAC	AFLAC WH	35.36
BLACK HILLS ENERGY	GAS BILL ACCT 6074 7283 43	26.49
BOARD OF PUBLIC WORKS	ELEC	1,589.91
JEO CONSULTING GROUP INC.	9TH STREET STORM SEWER PROJ	1,705.00
MARK HARMS	LAND USE	500.00
MIDLANDS CONTRACTING INC.	9TH ST STORM SEWER PROJECT	46,505.00
THE STANDARD	LIFE INSURANCE	46.32
TIME WARNER CABLE	PHONE ACCT 8347100220053352	41.91
VERIZON WIRELESS	PHONE ACCT 383064839-00001	46.70
WEX BANK	FUEL EXPENSE	960.04
	ADMIN	51,456.73
	STREET FUND	51,456.73
	STREET BOND/WARRANT FUND	
	ADMIN	
AUBURN STATE BANK	CALL BONDS DATED 9-01-09	210,896.52

VENDOR NAME	REFERENCE	VENDOR TOTAL
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	ADMIN	210,896.52
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	STREET BOND/WARRANT FUND	210,896.52
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**** PAID	TOTAL ****	310,684.10
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***** REPORT TOTAL *****		310,684.10
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VENDOR NAME

REFERENCE

AGENDA ITEM  
 NO 7

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 ACCOUNTS PAYABLE CLAIMS  
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GENERAL FUND

ADMIN

AUBURN NEWSPAPERS	PUBLISHING	177.56
BOARD OF PUBLIC WORKS	REIM PENSION FIDUCIARY INSURAN	539.66
CASEY AGENCY INC	BOND	125.00
DARNELL GLASS CO.	MAINT ON OFFICE DOOR	384.00
EAKES OFFICE SOLUTIONS	PAPER, FILES	225.90
FIVE NINES TECHNOLOGY GROUP	COMPUTER SERVICES	217.50
IIMC	MEMBERSHIP	155.00
NEBRASKA MUNICIPAL CLERK ASSN.	MEMBERSHIP	25.00
PETTY CASH	RUG SERVICE/MATS	85.48
STATE TREASURER OF NE	CAT/DOG LICENSE FEES	204.67
SUNMART #728	SUPPLIES	13.98
USPS	STAMPS	98.00
XEROX CORPORATION	BASE CHARGE	412.15

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ADMIN

PARK DEPARTMENT

BOWMAN EQUIPMENT & REPAIR	J.D. GATOR/SWITCH	90.00
DETTMER FARM SERVICE INC.	SUPPLIES/CHEMICALS	170.63
GILBERT SERVICES	TIRES	269.30
MENARDS	SUPPLIES-TRASH BAGS	75.37
MICHAEL TODD & CO. INC.	PARTS	120.00
CARD SERVICES	SUPPLIES	35.14
PIONEER MANUFACTURING COMPANY	SUPPLIES MARKING PAINT	1,275.00
SACK LUMBER COMPANY	LUMBER AND CONCRETE MIX	136.43
STUTHEIT IMPLEMENT CO.	PARTS-CAP	4.21

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PARK DEPARTMENT

LIBRARY DEPARTMENT

AMAZON	BOOKS/AVS	268.60
AUBURN MEM. LIBRARY PETTY CASH	ILL POSTAGE	130.11
AUBURN PLUMBING,HTG & AC INC.	HVAC SERVICE CALL	65.00
BAKER & TAYLOR	BOOKS/AVS	451.60
CASEY AGENCY INC	BOND	100.00
DEMCO	SUPPLIES	217.13
EAKES OFFICE SOLUTIONS	SUPPLIES	91.11
GENERAL FIRE AND SAFETY EQUIPM	FIRE ALARM INSPECTION	103.00
MICROFILM IMAGING SYSTEMS INC	SCANNING EQUIP RENT	860.00
MILLER'S SEAMLESS GUTTERS LLC	DOWNSPOUT REPAIR	170.00
OCLC INC	ILL MONTHLY	54.15
RICOH USA, INC	COPIER IMAGES BLACK/WHITE	158.52

City of Auburn  
 ACCOUNTS PAYABLE ACTIVITY  
 CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL
	LIBRARY DEPARTMENT	2,669.22
	POOL DEPARTMENT	
ACCO	EPOXY POOL PAINTING	24,478.90
	POOL DEPARTMENT	24,478.90
	GENERAL FUND	31,988.10
	STREET FUND	
	ADMIN	
BEARD'S SALVAGE INC.	REBAR	43.80
BOWMAN EQUIPMENT & REPAIR	REPAIRS LABOR	270.00
BULLDOG AUTO SUPPLY INC	PARTS	83.78
FILTER CARE	CLEANED FILTER	5.25
MICHAEL TODD & CO. INC.	PARTS	808.00
CARD SERVICES	SUPPLIES/SPRAY PAINT	71.28
PETTY CASH	SUPPLIES	37.44
STUTHEIT IMPLEMENT CO.	PARTS	2.86
	ADMIN	1,322.41
	STREET FUND	1,322.41
**** PAID TOTAL ****		33,310.51
***** REPORT TOTAL *****		33,310.51