

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.
NOVEMBER 13, 2012

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. **CITY Employees Service Anniversary Awards.**

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

7. **APPROVAL OF FINANCIAL REPORT.**

8. **CLAIMS.**

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

10. **AUDIT** Report – Massman Nelson Reinig.

11. **DISCUSSION and POSSIBLE ACTION** on letter dated November 2, 2012, from attorney W. Blake, in regards to the Auburn Airport Authority and possible Council action pursuant to Neb. Rev. Stat. §3-502.

12. **HOUSE** burning letter signed by residents and addressed to the City Council in regards to property located at 1213 9th Street.

13. **RESOLUTION** identifying nuisance and Complaint for Nuisance Abatement of property located at 715 11th Street.

14. **APPROVE** KAB recommendation for Infill Housing Project.

15. **DRAWDOWN NO. 9** – CDBG #10-DTR-105 (Downtown Revitalization Phase II Commercial Rehabilitation) and related claims.
16. **CDBG #10-DTR-105** MOU for Amber Kinnaman (transferring Dan Lunzmann/Project #14 grant to Kinnaman).
17. **RESOLUTION** – Chamber of Commerce Funding Agreement.
18. **AGREEMENT RENEWAL** – Maintenance Agreement No. 51 between the Nebraska Department of Roads and the City of Auburn.
19. **MOTION** to Amend Section 125 Plan Adoption Agreement and Summary Plan Description.
20. **APPROVE** 2013 Holidays.
21. **DISCUSSION** Law Enforcement options of replacing the city police chief or county wide coverage.
22. **REPORTS/RECOMMENDATIONS** - - From Dept. Heads.
 - a. Street Department –
 - b. Fire Department –
 - c. Police Department –
 - d. Library –
 - e. Treasurer -
23. **REPORTS/RECOMMENDATIONS** - - From Committees.
 - a. Street –
 - b. Keep Auburn Beautiful -
 - c. Economic Development –
 - d. Safety Committee –
 - e. Building Committee -
 - f. Legislative –
 - g. Parks and Pool Committee -
 - h. Other Committees & Reports –
24. **AUBURN** Police Department Personnel and Possible Motion for closed session for evaluation of the job performance of a person necessary to prevent needless injury to the reputation and investigative proceedings regarding allegations of criminal misconduct. Meeting shall be reconvened in open session. (requested through the city attorney)
25. **ADJOURNMENT.**

Possible Motion Format 11-13-12

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. **CITY** Employees Service Anniversary Awards.
6. **APPROVAL OF MINUTES OF PREVIOUS MEETING(S).**

POSSIBLE MOTION: I move to dispense with the reading of the October 8, 2012 meeting’s minutes and to approve the same as written (or as amended)

7. **APPROVAL OF FINANCIAL REPORT.**

POSSIBLE MOTION: I move to approve the financial report

8. **CLAIMS.**

POSSIBLE MOTION: I move to approve the claim submitted by Auburn Plumbing, Htg. & AC Inc. in the amount of \$1,058.33.

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

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

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

10. **AUDIT** Report – Massman Nelson Reinig.

11. **DISCUSSION and POSSIBLE ACTION** on letter dated November 2, 2012, from attorney W. Blake, in regards to the Auburn Airport Authority and possible Council action pursuant to Neb. Rev. Stat. §3-502.

12. **HOUSE** burning letter signed by residents and addressed to the City Council in regards to property located at 1213 9th Street.

13. **RESOLUTION** identifying nuisance and Complaint for Nuisance Abatement of property located at 715 11th Street.

POSSIBLE MOTION: I move to approve the finding and determining of the premises at 715 11th Street to contain or be a nuisance and ordering and direction the abatement and removal of such nuisance by the passage and adoption of Resolution No. 20-12

14. **APPROVE** KAB recommendation for Infill Housing Project.

POSSIBLE MOTION: I move that as recommended by KAB (Keep Auburn Beautiful committee) that the City proceed with the consideration of providing a grant or a free lot for the construction of housing units on vacant lots and place a notice in the newspaper requesting proposals from interested parties

15. **DRAWDOWN NO. 9** – CDBG #10-DTR-105 (Downtown Revitalization Phase II Commercial Rehabilitation) and related claims.

POSSIBLE MOTION: I move to approve CDBG #10-DTR-105 (Downtown Revitalization Phase II Commercial Rehabilitation) Drawdown No. 9 and the related claims

16. **CDBG #10-DTR-105** MOU for Amber Kinnaman (transferring Dan Lunzmann/Project #14 grant to Kinnaman).

POSSIBLE MOTION: I move to approve the Memorandum of Understanding between the City of Auburn and Amber Kinnaman associated with CDBG 10-DTR-105 Project #14

17. **RESOLUTION** – Chamber of Commerce Funding Agreement.

POSSIBLE MOTION: I move to approve the funding agreement with the Auburn Chamber of Commerce by the passage and adoption of Resolution No. 21-12

18. **AGREEMENT RENEWAL** – Maintenance Agreement No. 51 between the Nebraska Department of Roads and the City of Auburn.

POSSIBLE MOTION: I move to approve the Agreement Renewal for Maintenance Agreement No. 51 between the Nebraska Department of Roads and the City of Auburn

19. **MOTION** to Amend Section 125 Plan Adoption Agreement and Summary Plan Description.

POSSIBLE MOTION: I move to approve the updated Section 125 Plan Adoption Agreement and Summary Plan Description

20. **APPROVE** 2013 Holidays.

POSSIBLE MOTION: I move to approve the following holidays for 2013: New Year's Day (January 1), Memorial Day (May 27), Independence Day (July 4), Labor Day (September 2), Veteran's Day (November 11), Thanksgiving Day (November 28), Friday after Thanksgiving (November 29), Christmas Eve Afternoon (December 24), Christmas Day (December 25), and a Personal Day (*Choice with Dept. Approval)

21. **DISCUSSION** Law Enforcement options of replacing the city police chief or county wide coverage.

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

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

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

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

24. **AUBURN** Police Department Personnel and Possible Motion for closed session for evaluation of the job performance of a person necessary to prevent needless injury to the reputation and investigative proceedings regarding allegations of criminal misconduct. Meeting shall be reconvened in open session. (requested through the city attorney)

POSSIBLE MOTION: I move to go into closed session for evaluation of the job performance of a person necessary to prevent needless injury to the reputation and investigative proceedings regarding allegations of criminal misconduct

MAYOR restates the limitation of the subject matter of the closed session

CLOSED SESSION (Record of time entering closed session and time reconvening in open session)

MEETING reconvenes in open session

25. **ADJOURNMENT.**

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

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 October 8, 2012, 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, Bishop, Clark, Critser, Holtzman, and Kruger. 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".

Service awards were presented to E.C. Hartwig, Denise Eggers, Sherry Heskett, Sherry Black, and Jeff Timmerman for their years of service to the City.

Council approved the September 10, 2012 and September 14, 2012 meetings' minutes as written.

The City Council approved the financial report.

The following claims were presented before the Council for ratification: Pavers Inc., Ex-25098.24; Wright Express, Ex-3324.59; AFLAC, Wh-100.30; Amber & Brian Kinnaman, DTR Project-4539.00; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-61.00; Board of Public Works, Ut-5083.10; First National Bank of Omaha, Ex-10.45; Five Nines Technology Group, Se-63.70; Linda Bantz, Se-309.00; Lynn & Vicki Erisman, DTR Project-3075.00; Mark Harms, Ex-500.00; Nemaha County, Se-4693.47; Region V-SENDS, Se-325.00; Time Warner Cable, Se-386.71; Verizon, Se-53.24; Windstream, Ut-49.57. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-Equip-522.75; Action Technology Services Inc., Se-75.00; Allegiant Emergency Services, Se-1733.75; Amazon, Bk-879.89; American Lawncare Inc., Se-1940.00; Andy Behrends, Reim-Equip-219.68; Associated Supply Co. Inc., Su-664.58; Auburn Fire Dept., Reim-Mem-800.00; Auburn Memorial Library Petty Cash, Su-91.65; Auburn Newspapers, Se-261.50; Baker & Taylor, Bk-AV-296.02; Beard's Salvage Inc., Su-65.70; Board of Public Works, Maint-798.82; Bohl Plumbing & Heating, Su-21.86; Bowman Equipment & Repair, Se-50.00; Bulldog Auto Parts, Parts-607.12; Casey Agency Inc., Bond-125.00; Cash-Wa Distributing Co., Su-69.87; Conn Construction, Se-1900.00; Cornhusker Press, Su-11.20; Diamond Vogel, Su-507.60; Dultmeier Sales, Su-103.79; Eggers Brothers Inc., Parts-25.00; Electronic Engineering, Equip-2405.00; Emergency Apparatus Maintenance, Se-513.40; Filter Care, Su-21.75; First Nation Bank-Omaha, Ex-411.35; Five Nines Technology Group, Se-525.00; Flower Country & Gifts, Ex-132.25; Gaylord Bros. Inc., Su-32.68; General Fire and Safety Equipment, Se-308.00; Glenn's Corner Market, Su-8.56; GT Distributors Inc., Equip-95.50; Hunters Headquarters, Su-360.00; IIMC, Mem-145.00; Jack's Uniforms & Equipment, Equip-843.11; Jeff Jeanneret, Reim-565.42; JEO Consulting Group Inc., Se-2745.00; Keep Nebraska Beautiful, Mem-50.00; League of NE Municipalities, Reg-120.00; Lynch's Hardware & Gifts, Su-30.57; Mid Con Systems Inc., Su-330.35; Nemaha Co. Register of Deeds, Fe-11.50; Nemaha County, Reim-2274.29; Nemaha County Hospital, Se-316.00; Nemaha County Sheriff, Se-1478.97; NSA/POAN Conference Fund, Reg-95.00; OCLC Inc., Sub-48.22; Card Services (Orscheln), Su-457.47; Petersens Auto Repair, Se-137.84; Pioneer Awards & Spec. Occasions, Se-205.00; Steve Rademacher, Se-165.00; Ricoh USA Inc., Se-119.93; Rose Equipment Inc., Su-3313.50; Sack Lumber Company, Su-470.68; Stutheit Implement Co., Parts-111.22; Sunmart, Su-114.67; Travelers, Ins-1603.00; Tri-State Office Products, Su-131.18; Triad Telephone, Se-125.00; Xerox Corporation, Maint-Su-351.65.

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 claim submitted by Auburn Plumbing, Htg. & AC Inc. in the amount of \$732.70. Council Member Bishop abstained from voting on said claim.

October 8, 2012

Page 2

The City Council approved the claims presented 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.

The Mayor reappointed Auburn State Bank and First National Bank of Johnson as official depositories for city funds.

JEO Consulting Group presented information regarding the West P Street Culvert Project (JEO Project 100112).

Dottie Holliday addressed those in attendance regarding her report submitted and the Auburn Airport Authority's response thereto. Following discussion, the City Council approved a motion to table action until after the City Attorney has received and reviewed a letter from the attorney hired by Dottie Holliday.

Public hearing was held concerning a Mid-Project review of Project #10-DTR-105 Downtown Revitalization – Phase II Grant, as part of a NDED CDBG grant. There was no opposition or negative comment with regard to said project. After allowing for public comment the public hearing was closed and no action was taken or required.

Public hearing was held to set the City of Auburn final tax request. The final property tax request was set for fiscal year 2012-2013 by the passage and adoption of Resolution No. 17-12.

The City Council approved the small subdivision plat, Helms/Meyer, Parcel ID No. 640038816.

Ordinance No. 14-12, Revision to the ordinance governing the preservation of landmarks and historic districts within the corporate city limits was approved.

No action was taken on the request for funding a tile for the Spirit of Nebraska Pathway as part of the project revitalizing Nebraska's Centennial Mall.

With five Council Members (Billings, Clark, Critser, Holtzman, and Kruger) voting in favor and one Council Member (Bishop) voting in opposition the report of unpaid water accounts was approved and authorization was give to certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 18-12.

With five Council Members (Clark, Critser, Holtzman, Kruger and Billings) voting in favor and one Council Member (Bishop) voting in opposition the report of unpaid sewer accounts was approved and authorization was give to certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 19-12.

Reports were given by the following department heads: street department, fire department, police department, library, and City Treasurer. The City Treasurer recommended that the City take bids as per the normal procedure and invest \$75,000 from the general fund in a certificate of deposit. The City Council approved a motion to transfer \$25,000 from the general fund to the fire department sinking fund.

The following committees provided reports: Economic Development, Building, and Parks/Pool. A written financial report was provided by the Auburn Community Redevelopment Authority.

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.

Auburn, Nebraska
October 8, 2012

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 October 8, 2012, 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 October 5, 2012. 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, Bishop, Clark, Critser, Holtzman, and Kruger. 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".

Service awards were presented to E.C. Hartwig, Denise Eggers, Sherry Heskett, Sherry Black, and Jeff Timmerman for their years of service to the City.

Council Member Holtzman moved to dispense with the reading of the September 10, 2012 and September 14, 2012 meetings' minutes and to approve the same as written. The foregoing motion was seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Bishop, Clark, Critser, Holtzman, Kruger, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Bishop moved to approve the financial report; Seconded by Council Member Critser and upon roll call vote, the following Council Members voted "YEA": Clark, Critser, Holtzman, Kruger, Billings, and Bishop. The following voted "NAY": No one. Motion: Carried.

The following claims were presented before the Council for ratification: Pavers Inc., Ex-25098.24; Wright Express, Ex-3324.59; AFLAC, Wh-100.30; Amber & Brian Kinnaman, DTR Project-4539.00; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-61.00; Board of Public Works, Ut-5083.10; First National Bank of Omaha, Ex-10.45; Five Nines Technology Group, Se-63.70; Linda Bantz, Se-309.00; Lynn & Vicki Erisman, DTR Project-3075.00; Mark Harms, Ex-500.00; Nemaha County, Se-4693.47; Region V-SENDS, Se-325.00; Time Warner Cable, Se-386.71; Verizon, Se-53.24; Windstream, Ut-49.57. The following claims (not previously approved by motion or resolution) were presented: Acco, Su-Equip-522.75; Action Technology Services Inc., Se-75.00; Allegiant Emergency Services, Se-1733.75; Amazon, Bk-879.89; American Lawncare Inc., Se-1940.00; Andy Behrends, Reim-Equip-219.68; Associated Supply Co. Inc., Su-664.58; Auburn Fire Dept., Reim-Mem-800.00; Auburn Memorial Library Petty Cash, Su-91.65; Auburn Newspapers, Se-261.50; Baker & Taylor, Bk-AV-296.02; Beard's Salvage Inc., Su-65.70; Board of Public Works, Maint-798.82; Bohl Plumbing & Heating, Su-21.86; Bowman Equipment & Repair, Se-50.00; Bulldog Auto Parts, Parts-607.12; Casey Agency Inc., Bond-125.00; Cash-Wa Distributing Co., Su-69.87; Conn Construction, Se-1900.00; Cornhusker Press, Su-11.20; Diamond Vogel, Su-507.60; Dultmeier Sales, Su-103.79; Eggers Brothers Inc., Parts-25.00; Electronic Engineering, Equip-2405.00; Emergency Apparatus Maintenance, Se-513.40; Filter Care, Su-21.75; First Nation Bank-Omaha, Ex-411.35; Five Nines Technology Group, Se-525.00; Flower Country & Gifts, Ex-132.25; Gaylord Bros. Inc., Su-32.68; General Fire and Safety Equipment, Se-308.00; Glenn's Corner Market, Su-8.56; GT Distributors Inc., Equip-95.50; Hunters Headquarters, Su-360.00; IIMC, Mem-145.00; Jack's Uniforms & Equipment, Equip-843.11; Jeff Jeanneret, Reim-565.42; JEO Consulting Group Inc., Se-2745.00; Keep Nebraska Beautiful, Mem-50.00; League of NE Municipalities, Reg-120.00; Lynch's Hardware & Gifts, Su-30.57; Mid Con Systems Inc., Su-330.35; Nemaha Co. Register of Deeds, Fe-11.50; Nemaha County, Reim-2274.29; Nemaha County Hospital, Se-316.00; Nemaha County Sheriff, Se-1478.97; NSA/POAN Conference Fund, Reg-95.00; OCLC Inc., Sub-48.22; Card Services (Orscheln), Su-457.47; Petersens Auto Repair, Se-137.84; Pioneer Awards & Spec. Occasions, Se-205.00; Steve Rademacher, Se-165.00; Ricoh USA Inc., Se-119.93; Rose Equipment Inc., Su-3313.50; Sack Lumber Company,

Su-470.68; Stutheit Implement Co., Parts-111.22; Sunmart, Su-114.67; Travelers, Ins-1603.00; Tri-State Office Products, Su-131.18; Triad Telephone, Se-125.00; Xerox Corporation, Maint-Su-351.65.

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 claim submitted by Auburn Plumbing, Htg. & AC Inc. in the amount of \$732.70. The foregoing motion was seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Critser, Holtzman, Kruger, Billings and Clark. The following voted "NAY": No one. Council Member Bishop abstained from voting on said claim. Motion: Carried.

Council Member Billings moved 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. The foregoing motion was seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Holtzman, Kruger, Billings, Bishop, Clark and Critser. The following voted "NAY": No one. Motion: Carried.

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

The Mayor reappointed Auburn State Bank and First National Bank of Johnson as Official Depositories for city funds. Upon calling the roll, the following Council Members voted "YEA": Kruger, Billings, Bishop, Clark, Critser, and Holtzman. The following voted "NAY": No one. Reappointments: Confirmed.

JEO Consulting Group presented information regarding the West P Street Culvert Project (JEO Project 100112).

Dottie Holliday addressed those in attendance regarding her report submitted and the Auburn Airport Authority's response thereto. Following discussion, Council Member Bishop moved to table action until after the City Attorney has received and reviewed a letter from the attorney hired by Dottie Holliday. The foregoing motion was seconded by Council Member Kruger and upon roll call vote, the following Council Members voted "YEA": Billings, Bishop, Clark, Critser, Holtzman, and Kruger. The following voted "NAY": No one. Motion: Carried.

Public hearing was held concerning a Mid-Project review of Project #10-DTR-105 Downtown Revitalization - Phase II Grant, as part of a NDED CDBG grant. There was no opposition or negative comment with regard to said project. After allowing for public comment the public hearing was closed and no action was taken or required.

Public hearing was held to set the City of Auburn final tax request. There was no opposition or negative comment with regard to said final tax request. After allowing for public comment, Council Member Billings moved to set the final property tax request for fiscal year 2012-2013 by the passage and adoption of Resolution No. 17-12. The foregoing motion was seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Bishop, Clark, Critser, Holtzman, Kruger, and Billings. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 17-12
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 2012-2013 property tax request be set at \$584,467.78
2. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2012.

Council Member Bishop moved to approve the small subdivision plat, Helms/Meyer, Parcel ID No. 640038816; Seconded by Council Member Critser and upon roll call vote, the following Council Members voted "YEA": Clark, Critser, Holtzman, Kruger, Billings, and Bishop. The following voted "NAY": No one. Motion: Carried.

Proposed Ordinance No. 14-12, Revision to the ordinance governing the preservation of landmarks and historic districts within the corporate city limits was presented. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 14-12

Revision to the ordinance governing the preservation of landmarks and historic districts within the corporate city limits

Council Member Holtzman moved that the minutes of 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 voted "YEA": Critser, Holtzman, Kruger, Billings, Bishop, and Clark. The following voted "NAY": No one.

No action was taken on the request for funding a tile for the Spirit of Nebraska Pathway as part of the project revitalizing Nebraska's Centennial Mall.

Council Member Holtzman moved to approve the report of unpaid water accounts and certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 18-12. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Billings, Clark, Critser, Holtzman, and Kruger. The following voted "NAY": Bishop. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 18-12

BE IT RESOLVED by the Mayor and City Council of the City of Auburn, as follows:

Pursuant to the provisions of Auburn City Code Section 51.028, as amended, and Nebraska Revised Statute Section 17-538, the City Council approves the unpaid and delinquent Water accounts due and owing to the Board of Public Works, Auburn, Nebraska. The City Clerk shall certify said accounts to the Nemaha County Clerk to be filed as a lien against the below identified real estate and collected as a special tax in the manner provided by law.

Lonnie Haynes, 719 Central Avenue, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 18, Lots 9 & 10, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

VCGXTLLS, 715 11th Street, Auburn, Nebraska, Sage's Addition to Auburn, Block 15, Lot D, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

John Lindinger, 712 10th Street, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 8, Lot 9, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

Teresa Ellen Bailey-Giles, 620 "N" Street, Auburn, Nebraska, Gilmore Second Addition to Auburn, Block 38 Lots 11, 12 & N ½ Vac 7th St & S 8' of Vac Alley Adj to Lots 11 & 12, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

Darrel Kackmeister, 1416 11th Street, Auburn, Nebraska, Gilmore Second Addition to Auburn Block 10 E 40' Lot 9 & All Lot 10, Auburn, Nemaha County, Nebraska, in the amount of \$32.82;

Roy & Jodi Heard, 1211 14th Street, Auburn, Nebraska, Howe, Nixon, & Wilson Addition to Auburn, Block 11, Lot 4, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

John Lindinger, 906 15th Street, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 22, Lot 11, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

Edward E, Jarrett, 1807 "L" Street, Auburn, Nebraska, Howe, Nixon & Wilson Addition to Auburn block 26 S 60' Lots 5 & 6, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

Lonnie Haynes, 2103 "L" Street, Auburn, Nebraska, Calvert First Addition to Auburn, Block 10, W90' of Lots 11 & 12, Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

John Lindinger, 2510 "O" Street, Auburn, Nebraska, Calvert Addition to Auburn, Block 19, Lot 3, Auburn, Nemaha County, Nebraska, in the amount of \$25.40; and,

Frank Wilcox, 2422 "R" Street, Auburn, Nebraska, Calvert Addition to Auburn, Block 11, lots 9 thru 12, Auburn, Nemaha County, Nebraska, in the amount of \$38.10.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, Nebraska.

Council Member Billings moved to approve the report of unpaid sewer accounts and certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 19-12. The foregoing motion was seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Clark, Critser, Holtzman, Kruger, and Billings. The following voted "NAY": Bishop. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 19-12

BE IT RESOLVED by the Mayor and City Council of the City of Auburn, as follows:

Pursuant to the provisions of Auburn City Code Section 53.30, as amended, and Nebraska Revised Statute Section 17-925.01, the City Council approves the unpaid and delinquent Sewer accounts due and owing to the Board of Public Works, Auburn, Nebraska. The City Clerk shall certify said accounts to the Nemaha County Clerk to be filed as a lien against the below identified real estate and collected as a special tax in the manner provided by law.

Lonnie Haynes, 719 Central Avenue, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 18, Lots 9 & 10, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

VCGXTLLS, 715 11th Street, Auburn, Nebraska, Sage's Addition to Auburn, Block 15, Lot D, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

John Lindinger, 712 10th Street, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 8, Lot 9, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

Teresa Ellen Bailey-Giles, 620 "N" Street, Auburn, Nebraska, Gilmore Second Addition to Auburn, Block 38 Lots 11, 12 & N ½ Vac 7th St & S 8' of Vac Alley Adj to Lots 11 & 12, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

Darrel Kackmeister, 1416 11th Street, Auburn, Nebraska, Gilmore Second Addition to Auburn Block 10 E 40' Lot 9 & All Lot 10, Auburn, Nemaha County, Nebraska, in the amount of \$54.27;

Roy & Jodi Heard, 1211 14th Street, Auburn, Nebraska, Howe, Nixon, & Wilson Addition to Auburn, Block 11, Lot 4, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

John Lindinger, 906 15th Street, Auburn, Nebraska, Howe & Nixon Addition to Auburn, Block 22, Lot 11, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

Edward E, Jarrett, 1807 "L" Street, Auburn, Nebraska, Howe, Nixon & Wilson Addition to Auburn block 26 S 60' Lots 5 & 6, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

Lonnie Haynes, 2103 "L" Street, Auburn, Nebraska, Calvert First Addition to Auburn, Block 10, W90' of Lots 11 & 12, Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

John Lindinger, 2510 "O" Street, Auburn, Nebraska, Calvert Addition to Auburn, Block 19, Lot 3, Auburn, Nemaha County, Nebraska, in the amount of \$63.00; and,

Frank Wilcox, 2422 "R" Street, Auburn, Nebraska, Calvert Addition to Auburn, Block 11, lots 9 thru 12, Auburn, Nemaha County, Nebraska, in the amount of \$63.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, Nebraska.

Reports were given by the following department heads: street department, fire department, police department, library, and City Treasurer. The City Treasurer recommended that the City take bids as per the normal procedure and invest \$75,000 from the general fund in a certificate of deposit. Council Member Bishop moved that \$25,000 be transferred from the general fund to the fire department sinking fund; Seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Clark, Critser, Holtzman, Kruger, Billings, and Bishop. The following voted "NAY": No one. Motion: Carried.

The following committees provided reports: Economic Development, Building, and Parks/Pool. A written financial report was provided by the Auburn Community Redevelopment Authority.

There being no further business to come before the Mayor and Council, Council Member Holtzman moved for adjournment to meet at the call of the Mayor. Council Member Clark seconded the foregoing motion and upon roll call vote, the following Council Members voted "YEA": Critser, Holtzman, Kruger, Billings, Bishop, and Clark. 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 October 8, 2012; 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 OF AUBURN
 TREASURER'S REPORT
 CALENDAR 10/2012, FISCAL 1/2012

AGENDA ITEM
 NO 7

ACCOUNT TITLE	LAST REPORT ON HAND	RECEIVED	DISBURSED	BALANCE
GENERAL CHECKING	524,829.83	130,332.73	331,023.42	324,139.14
STREET CHECKING		37,727.52	20,699.89	17,027.63
STREET BOND/WARRANT CHECKING	9,220.43	5,839.45		15,059.88
TOTAL CHECKING:	534,050.26	173,899.70	351,723.31	356,226.65
TOTAL NSF A/R	.00	.00	.00	.00
TOTAL FIRE DEPT SINKING	8,934.19	25,000.00	.00	33,934.19
TOTAL KENO OPER CHECKING:	.00	.00	.00	.00
TOTAL KENO RESERVE MMA:	20,869.23	1,709.75	7,064.26	15,514.72
TOTOL KENO CHECKING	75,339.87	4,449.35	1,744.73	78,044.49
TOTAL CDBG CHECKING	7,647.18	318.53	.00	7,965.71
TOTAL CDBG ED MMA:	18,651.25	169.86	318.53	18,502.58
TOTAL CDBG DTR REUSE	2,246.03	847.10	.00	3,093.13
TOTAL CDBG HD SAVINGS:	7,250.73	565.33	.00	7,816.06
TOTAL CRA CHECKING	451,552.62	18,827.18	66.00	470,313.80
TOTAL CITY REC CHECKING	63,947.21	.00	8,581.94	55,365.27
GENERAL CD #23810	75,000.00			75,000.00
GENERAL CD #24089		75,000.00		75,000.00
SPEC PROJECT CD #23925	75,320.45			75,320.45
GENERAL CD #23924	50,000.00			50,000.00
GENERAL CD #23926	50,000.00			50,000.00
GENERAL CD #23927	50,000.00			50,000.00
GENERAL CD #23928	50,000.00			50,000.00
TOTAL C.D.'S:	350,320.45	75,000.00	.00	425,320.45
TOTAL CASH ON HAND:	1,540,809.02	300,786.80	369,498.77	1,472,097.05

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

ACCOUNTS PAYABLE ACTIVITY
 CLAIMS REPORT

AGENDA ITEM
 NO 8

VENDOR NAME

REFERENCE

 GENERAL FUND

ADMIN

AFLAC	GEN AFLAC	100.30
AMERICAN RECYCLING SANITATION	COMMERCIAL RL SERVICE	145.00
AUBURN STATE BANK	REFUND S TAX BONDS	141,630.00
BLUE CROSS-BLUE SHIELD	EGGERS, HESKETT	4,135.10
FIRST NATIONAL BANK OF JOHNSON	PURCHASE CD - 18 MONTHS	75,000.00
FIVE NINES TECHNOLOGY GROUP	BACK UP AGREEMENT	63.70
REGION V-SENDS	CITY HALL CLEANING	135.00
THE STANDARD	CITY HALL	138.63
TIME WARNER CABLE	PHONE	204.75
		=====
	ADMIN	221,552.48

POLICE DEPARTMENT

BLUE CROSS-BLUE SHIELD	ADAMS, BAKER, NEEMAN, TIMMERMAN	10,211.80
NEMAHA COUNTY	RENT, DISPATCHING SERVICES....	4,166.67
THE STANDARD	POLICE DEPT	202.26
WINDSTREAM NEBRASKA INC	402-274-4977	133.46
WRIGHT EXPRESS FSC	FUEL	1,129.28
		=====

POLICE DEPARTMENT

15,843.47

FIRE DEPARTMENT

BLACK HILLS ENERGY	NATURAL GAS	30.64
THE STANDARD	FIRE DEPT	269.65
TIME WARNER CABLE	1703 P STREET	86.76
WRIGHT EXPRESS FSC	FUEL	149.66
		=====

FIRE DEPARTMENT

536.71

PARK DEPARTMENT

BOARD OF PUBLIC WORKS	ELECTRIC	182.28
TIME WARNER CABLE	409 O STREET	62.11
WRIGHT EXPRESS FSC	FUEL	195.48
		=====

PARK DEPARTMENT

439.87

SR. CENTER DEPARTMENT

AUBURN SENIOR CENTER INC	TRANS FOR OPERATING EXPENSES	5,000.00
REGION V-SENDS	SR CENTER CLEANING	190.00
		=====

SR. CENTER DEPARTMENT

5,190.00

LIBRARY DEPARTMENT

BLUE CROSS-BLUE SHIELD	KOENEKE	1,904.32
BOARD OF PUBLIC WORKS	ELECTRIC	386.64

VENDOR NAME	REFERENCE	VENDOR TOTAL
FIVE NINES TECHNOLOGY GROUP	BACKUP AGREEMENT	40.00
LINDA BANTZ	LIBRARY CLEANING	329.00
THE STANDARD	LIBRARY	41.90
WINDSTREAM NEBRASKA INC	PHONE	47.85
		=====
	LIBRARY DEPARTMENT	2,749.71
	POOL DEPARTMENT	
BLACK HILLS ENERGY	NATURAL GAS	18.60
BOARD OF PUBLIC WORKS	ELECTRIC	66.87
NE DEPT. OF REVENUE	FORM 10 JUL-SEP 2012-09	679.38
TIME WARNER CABLE	1020 H STREET	41.22
		=====
	POOL DEPARTMENT	806.07
		=====
	GENERAL FUND	247,118.31
	STREET FUND	
	ADMIN	
BLACK HILLS ENERGY	NATURAL GAS	22.97
BLUE CROSS-BLUE SHIELD	BRIDGMON, COWAN	3,211.80
MARK HARMS	USE OF PROPERTY	500.00
THE STANDARD	STREET	87.68
TIME WARNER CABLE	918 L STREET	39.28
VERIZON WIRELESS	PHONE	52.16
WRIGHT EXPRESS FSC	FUEL	832.65
		=====
	ADMIN	4,746.54
		=====
	STREET FUND	4,746.54
	KENO FUND	
	KENO BETTERMENT	
NE DEPT. OF REVENUE	FORM 51C JUL-SEP 2012	1,052.00
		=====
	KENO BETTERMENT	1,052.00
		=====
	KENO FUND	1,052.00
		=====
**** PAID TOTAL ****		252,916.85
		=====
***** REPORT TOTAL *****		252,916.85

AGENDA ITEM
 NO 8

VENDOR NAME	REFERENCE	

GENERAL FUND		
ADMIN		
AFLAC	GEN AFLAC WH	100.30
AMERICAN RECYCLING SANITATION	101180	145.00
BOARD OF PUBLIC WORKS	ELECTRIC	908.62
		=====
ADMIN		1,153.92
POLICE DEPARTMENT		
NEMAHA COUNTY	RENT AND DISPATCHING	4,166.67
WINDSTREAM NEBRASKA INC	ACCT 091426889	126.06
		=====
POLICE DEPARTMENT		4,292.73
FIRE DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC	344.59
TIME WARNER CABLE	ACCT 8347100220053345	86.76
		=====
FIRE DEPARTMENT		431.35
PARK DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC	999.85
		=====
PARK DEPARTMENT		999.85
LIBRARY DEPARTMENT		
AMERICAN RECYCLING SANITATION	100321	53.50
FIVE NINES TECHNOLOGY GROUP	BACKUP AGREEMENT	40.00
LINDA BANTZ	NOVEMBER LIBRARY CLEANING	329.00
		=====
LIBRARY DEPARTMENT		422.50
POOL DEPARTMENT		
BLACK HILLS ENERGY	2565 5416 77	18.60
BOARD OF PUBLIC WORKS	ELECTRIC	70.99
		=====
POOL DEPARTMENT		89.59
		=====
GENERAL FUND		7,389.94
STREET FUND		
ADMIN		
BLACK HILLS ENERGY	6074 7283 43	24.46
BOARD OF PUBLIC WORKS	ELECTRIC	431.54

VENDOR NAME	REFERENCE	VENDOR TOTAL
MARK HARMS	USE OF PROPERTY	500.00
	ADMIN	956.00
	STREET FUND	956.00
**** PAID TOTAL ****		8,345.94
***** REPORT TOTAL *****		8,345.94

AGENDA ITEM
NO 8

VENDOR NAME

REFERENCE

GENERAL FUND

ADMIN

AUBURN PLUMBING,HTG & AC INC. WATER DAMAGE TO 719 11TH ST

1,058.33

ADMIN

1,058.33

GENERAL FUND

1,058.33

**** PAID TOTAL ****

1,058.33

***** REPORT TOTAL *****

1,058.33

AGENDA ITEM
 NO 8

VENDOR NAME	REFERENCE	

GENERAL FUND		
ADMIN		
ANGELO M. LIGOURI	CITY ATTORNEY FEES	7,113.70
AUBURN NEWSPAPERS	10/18 MINUTES OF 9/10 MTG	127.33
AVENUE OF FLAGS	2-5X8 US FLAGS	200.00
BOARD OF PUBLIC WORKS	PENSION PLAN FIDUCIARY INS.	1,057.29
C & C CONTRACTING	1 BOX VISION PRO SIDING	398.37
CASEY AGENCY INC	WORK COMP COVERAGE GEN...	10,459.00
DATA TECHNOLOGIES INC	2013 SUMIT LICENSE FEE	2,028.00
EAKES OFFICE PLUS	3- COPY PAPER	255.90
FIVE NINES TECHNOLOGY GROUP	SYSTEM ENGINEER	50.00
MICROFILM IMAGING SYSTEMS INC	LASERFICHE LSAP-GROUP SERVER	3,324.00
MR. LANDSCAPE NURSERY & GARDEN	12 CHANTICLEER PEAR	1,004.84
NEMAHA CO REGISTER OF DEEDS	DTR FILING KINNAMAN	25.50
PETTY CASH	9/21 RUG SERVICE	209.54
POSTMASTER	STAMPS	90.00
SACK LUMBER COMPANY	2X2-8 LUMBER	64.74
STATE TREASURER OF NE	DOG/CAT LICENSE FEE	211.46
SUNMART #728	WIPES/PLEDGE/BOUNTY/WINDEX	64.64
TRI-STATE OFFICE PRODUCTS	MAGAZINE HOLDER	33.49
XEROX CORPORATION	OCTOBER COPIES	629.35
		=====
ADMIN		27,347.15
POLICE DEPARTMENT		
ACTION TECHNOLOGY SERVICES INC	NEW COMPUTERS	8,551.00
CASEY AGENCY INC	WORK COMP COVERAGE POLICE...	10,605.89
GALLS AN ARAMARK COMPANY	SMITH & WESSON EXTREME OPS RES	771.76
GT DISTRIBUTORS INC	DEF-TECH-#23 12 GA. BEAN BAG.	173.75
HOLIDAY INN	3 NIGHTS ERIC ADAMS	233.85
JEFF TIMMERMAN	MEALS	111.16
MATTHEW BENDER & CO., INC	NE CRIM&TRAFFIC LAW 2012 ED	108.04
LYNN PEAVEY COMPANY	BAG SK#25 KRAFT EVID 60#	56.25
NAVSURFWARCENDIV Crane	NIGHT VISION GOGGLES	600.00
NEMAHA COUNTY SHERIFF	LAW ENFORCEMENT COVERAGE	6,042.58
PETERSENS AUTO REPAIR	HEADLIGHT TAHOE	281.39
PETTY CASH	8/28 POSTAGE	4.95
SIRCHIE FINGER PRINT LAB.	INTEGRITY BAGS	70.51
SLEUTH SYSTEMS	SLEUTH SOFTWARE/SUPPORT	1,204.85
SUNSET LAW ENFORCEMENT	HORN 223 REM 55 GR TAP URBAN	634.44
THE AUBURN SPORT SHOP	PATROL SHORTS	243.94
TOWN & COUNTRY VET CLINIC	VET SERVICES	810.00
		=====
POLICE DEPARTMENT		30,504.36
FIRE DEPARTMENT		
CASEY AGENCY INC	WORK COMP COVERAGE FIRE DEPT..	5,429.53
EMERGENCY MEDICAL PRODUCTS INC	RAPID TOOL GUARD, 11oz AEROSOL	249.72
FARMERS COOPERATIVE OIL ASSN.	10.66 SUPER NO LEAD	163.49
LYNCH'S HARDWARE & GIFTS	BATTERY	29.56

VENDOR NAME	REFERENCE	VENDOR TOTAL
SACK LUMBER COMPANY	BINDER BAR	29.18
THE AUBURN SPORT SHOP	METAL NAME AND NUMBER PLATES	175.00
		=====
	FIRE DEPARTMENT	6,076.48
	PARK DEPARTMENT	
BULLDOG AUTO PARTS	GAUGE	8.24
CASEY AGENCY INC	WORK COMP COVERAGE PARKS..	4,464.12
EGGERS BROTHERS INC	1 14G. NR.MAC	53.12
GRIMMS GARDENS	MUMS	131.88
LYNCH'S HARDWARE & GIFTS	STEEL WOOL	12.15
MELLAGER TRUCK & TRACTOR	258-114 BELT	69.91
OK TIRE	CHEV S-10 PU 2 TIRE REPAIR	20.00
CARD SERVICES	6-ANTIFREEZE CT RV 1 GAL	230.40
PETTY CASH	10/5 SUPPLIES	9.59
SACK LUMBER COMPANY	CLEAR RUST ENAMEL/PICNIC TBLS	71.98
STUTHEIT IMPLEMENT CO.	IDLER KIT	204.80
		=====
	PARK DEPARTMENT	5,276.19
	SR. CENTER DEPARTMENT	
CASEY AGENCY INC	PROPERTY COVERAGE SR CENTER	1,524.10
COWAN WATER CONDITIONING	10-50# SOFTENER SALT	75.00
		=====
	SR. CENTER DEPARTMENT	1,599.10
	LIBRARY DEPARTMENT	
AMAZON	BOOKS/AVS	356.69
AUBURN MEM. LIBRARY PETTY CASH	9/28 ILL & POSTAGE	93.72
AUBURN NEWSPAPERS	6-9/6 HELP WANTED AD	132.00
BAKER & TAYLOR	BOOKS/AVS	481.01
BOARD OF PUBLIC WORKS	REPAIRING LIGHTS AT LIBRARY	451.39
CASEY AGENCY INC	WORK COMP COVERAGE LIBRARY..	3,339.02
KAPCO	EASY JACKET	80.83
LYNCH'S HARDWARE & GIFTS	FLAG SNAPS	3.78
NE STATE HISTORICAL SOCIETY	MICROFILM (SILVER)	260.00
OCLC INC	MONTHLY SUBSCRIPTION	51.32
REIMAN PUBLICATIONS	2012 PILLSBURY ANNUAL RECIPE	31.98
SACK LUMBER COMPANY	PAINT	74.61
TRI-STATE OFFICE PRODUCTS	MULTIFOLD TOWELS	91.19
WT.COX SUBSCRIPTIONS	BOOKS	1,316.97
		=====
	LIBRARY DEPARTMENT	6,764.51
	POOL DEPARTMENT	
ASSOCIATED SUPPLY CO. INC.	WYSIWASH PISTOL GRIP	751.15
BOARD OF PUBLIC WORKS	MATERIALS USE FOR POOL LIGHTS	182.97
CASEY AGENCY INC	WORK COMP COVERAGE POOL...	3,889.46
CONCRETE INDUSTRIES INC	SLF LEV CAULK QT TUBE	330.00
DIAMOND VOGEL	2 GAL POOL-COTE EP WHITE EPOX	952.66

VENDOR NAME	REFERENCE	VENDOR TOTAL
PETTY CASH	10/5 CUPS	2.13
SACK LUMBER COMPANY	SANDBAPER	142.86
		=====
	POOL DEPARTMENT	6,251.23
		=====
	GENERAL FUND	83,819.02
	STREET FUND	
	ADMIN	
AUBURN NEWSPAPERS	STREET DEPT HELP WANTED	21.75
BEARD'S SALVAGE INC.	STORM DRAIN	50.90
BOWMAN EQUIPMENT & REPAIR	#1,#5 HEATER & LIGHTS	175.00
BULLDOG AUTO PARTS	BATTERY	114.52
CASEY AGENCY INC	WORK COMP COVERAGE STREET...	17,144.88
FARMERS COOPERATIVE OIL ASSN.	SUPER NO LEAD	79.10
JEO CONSULTING GROUP INC.	2012 GENERAL ENGINEERING	1,990.00
MICHAEL TODD & CO. INC.	DIAMOND BLADE/COMB CUTTING	411.43
MID CON SYSTEMS INC.	NO MAR	177.11
CARD SERVICES	TROUBLE LIGHT W/GUARD 25'	82.19
PETTY CASH	10/11 MEALS	36.10
ROSE EQUIPMENT INC	PALLET NUVO 6690 TYPE	3,168.32
		=====
	ADMIN	23,451.30
		=====
	STREET FUND	23,451.30
	KENO FUND	
	KENO BETTTERMENT	
LYNCH'S HARDWARE & GIFTS	FIRE HALL REMODELING	19.16
CARD SERVICES	FIRE HALL REMODELING	33.57
		=====
	KENO BETTTERMENT	52.73
		=====
	KENO FUND	52.73
	CDBG GRANT FUND	
	REUSE ED	
SOUTHEAST NE DEVELOPMENT DIST. REUSE ED JULY-SEP 2012		540.53

VENDOR NAME	REFERENCE	VENDOR TOTAL
		=====
	REUSE ED	540.53
		=====
	CDBG GRANT FUND	540.53
		=====
**** PAID	TOTAL ****	107,863.58
		=====
*****	REPORT TOTAL *****	107,863.58
		=====

CITY OF AUBURN
AUBURN, NEBRASKA
COMBINED FINANCIAL STATEMENTS
SEPTEMBER 30, 2012

PRELIMINARY DRAFT

CITY OF AUBURN
AUBURN, NEBRASKA

COMBINED FINANCIAL STATEMENTS

SEPTEMBER 30, 2012

CITY OF AUBURN, NEBRASKA
TABLE OF CONTENTS

	<u>Page</u>
Independent Auditors' Report	1
Basic Financial Statements:	
<i>Government-wide Financial Statements:</i>	
Combined Statement of Net Assets - Modified Cash Basis	2
Statement of Activities - Modified Cash Basis	3
<i>Governmental Funds Financial Statements:</i>	
Combined Statement of Assets, Liabilities and Fund Equity - Primary Governmental Funds - Modified Cash Basis	4
Reconciliation of Combined Statement of Assets, Liabilities and Fund Equity - Governmental Funds - Modified Cash Basis - to Statement of Net Assets	5
Combined Statement of Receipts, Disbursements and Changes in Fund Balances - General and Debt Service Funds - Primary Government - Modified Cash Basis	6
Reconciliation of Statement of Receipts, Disbursements, and Changes in Fund Balances of Governmental Funds to the Statement of Activities - Modified Cash Basis	7
Notes to Combined Financial Statements	8-20
Required Supplementary Information:	
Combined Statements of Receipts and Disbursements - Budget and Actual - General, Debt Service and Special Revenue Funds - Primary Government - Budgetary Basis	22
Note to Required Supplementary Information - Budgetary Comparison Schedule	23
Other Supplementary Information:	
Summary of Revenues Received – Modified Cash Basis - General and Debt Service Funds	25
Summary of Expenditures Paid – Modified Cash Basis - General Fund	26
Summary of Expenditures Paid – Modified Cash Basis - General Government Fund	27
Summary of Expenditures Paid – Modified Cash Basis - Cultural and Recreational - Part of General Fund	28
Schedule of Federal Financial Assistance	29
Notes to Schedule of Expenditures of Federal Awards	30
Report on Internal Control Over Financial Reporting and On Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards	31
Schedule of Findings and Responses	32

MASSMAN NELSON REINIG PC

Certified Public Accountants

13310 I Street | Omaha, Nebraska 68137

402 330 7099 Fax 402 330 0809

Michael L. Massman CPA
George E. Nelson CPA
James A. Reinig CPA

Kelli D. Palfini CPA
Jason T. McGill CPA

INDEPENDENT AUDITORS' REPORT

Honorable Mayor and City Council
City of Auburn
Auburn, Nebraska

We have audited the accompanying financial statements of the governmental activities, each major fund and the aggregate remaining fund information of the City of Auburn, Nebraska as of and for the year ended September 30, 2012, which collectively comprise the City's basic financial statements, as listed in the table of contents. These financial statements are the responsibility of the City of Auburn, Nebraska's management. Our responsibility is to express opinions on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and the significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinions.

Management has not included the enterprise funds of the Auburn Board of Public Works in the City of Auburn, Nebraska's financial statements. Accounting principles generally accepted in the United States of America require the Auburn Board of Public Works to be presented as a major enterprise fund and financial information about the Auburn Board of Public Works to be part of the business-type activities, thus increasing that activity's assets, liabilities, revenues, and expenses, and changing its net assets. The amount by which this departure would affect the business-type activities and the omitted major fund is not reasonably determinable.

As discussed in Note 1, the City of Auburn, Nebraska, prepares its financial statements on the modified cash basis, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

The financial statements referred to above include only the government of the City of Auburn, Nebraska, which consists of all funds, organizations, institutions, agencies, departments and offices that comprise the City's legal entity. The financial statements do not include financial data for the enterprise fund of the Auburn Board of Public Works, which the modified cash basis of accounting requires to be reported with the financial data of the City's government. As a result, the government financial statements do not purport to, and do not, present fairly the financial position of the reporting entity of the City of Auburn, Nebraska as of September 30, 2012 and the changes in its financial position for the year then ended in conformity with the modified cash basis of accounting.

In our opinion, except for the effects of not including financial information for the Auburn Board of Public Works as part of the business-type activities, as described above, the financial statements referred to above present fairly, in all material respects, the respective financial position - modified cash basis of the governmental activities, each major fund, and the aggregate remaining fund information of the City of Auburn, Nebraska, as of September 30, 2012, and the respective changes in financial position - modified cash basis, thereof for the year then ended in conformity with the basis of accounting described in Note 1.

In accordance with *Government Auditing Standards*, we have also issued a report dated October 24, 2012 on our consideration of the City of Auburn, Nebraska's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

Accounting principles generally accepted in the United States of America require that the budgetary comparison information on pages 22 through 23 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City of Auburn, Nebraska's financial statements as a whole. The other supplementary information on pages 25 through 30 is presented for purposes of additional analysis and is not a required part of the financial statements. The other supplementary information is the responsibility of management and was derived from and related directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated in all material respects in relation to the financial statements as a whole.

The City's management has elected to omit management's discussion and analysis from the basic financial statements. The management's discussion and analysis information is not a required part of the basic financial statements but is supplementary information required by accounting principles generally accepted in the United States of America.

Certified Public Accountants

Omaha, Nebraska
October 24, 2012

CITY OF AUBURN, NEBRASKA
COMBINED STATEMENT OF NET ASSETS - MODIFIED CASH BASIS
SEPTEMBER 30, 2012

ASSETS

Current assets:	
Cash in bank	\$ 1,181,907
Certificates of deposit	350,320
Cash in custody of County Treasurer	84,307
Special assessments receivable	292,029
Payflex receivable	<u>350</u>
Total current assets	<u>1,908,913</u>
Noncurrent assets:	
Capital assets:	
Non-depreciable	407,023
Depreciable, net	<u>5,647,811</u>
Total noncurrent assets	<u>6,054,834</u>
Total assets	<u>7,963,747</u>

LIABILITIES

Current liabilities:	
Current portion long-term debt	420,000
Deferred revenue - special assessments	<u>292,029</u>
Total current liabilities	712,029
Noncurrent liabilities:	
Long-term debt, net	<u>1,366,651</u>
Total liabilities	<u>2,078,680</u>

NET ASSETS

Invested in capital assets, net of related debt	4,268,183
Restricted for:	
Debt service	9,220
Community betterment	96,209
Unrestricted	<u>1,511,455</u>
Net assets	<u>\$ 5,885,067</u>

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
STATEMENT OF ACTIVITIES - MODIFIED CASH BASIS
FOR THE YEAR ENDED SEPTEMBER 30, 2012

Functions/Programs	Program Revenues			Net (Expense) Revenue and Changes in Net Assets
	Expenses	Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions
	Governmental Activities			
Governmental activities:				
General government	\$ 667,996	\$ -	\$ 20,735	\$ -
Public health and safety	37,819	-	-	-
Public works	232,886	-	-	-
Culture - recreation	364,378	165,795	-	-
Debt service	57,153	-	-	-
Keno expenditures	34,965	-	-	-
CDBG program	261,589	-	-	-
Depreciation	291,870	-	-	-
Total governmental activities	1,948,656	165,795	20,735	-
General revenue:				
Taxes				641,109
Intergovernmental				645,662
Special assessments				55,415
Interest income				3,727
Keno proceeds				11,375
Local option sales tax				428,038
Licenses and permits				15,180
CDBG program				280,495
Community Redevelopment Authority - net				54,985
Miscellaneous				31,369
Total general revenue and transfers				2,167,355
Change in net assets				405,229
Net assets - beginning of year				5,479,838
Net assets - end of year				\$ 5,885,067

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
COMBINED STATEMENT OF ASSETS, LIABILITIES, AND FUND EQUITY
PRIMARY GOVERNMENTAL FUNDS - MODIFIED CASH BASIS
SEPTEMBER 30, 2012

ASSETS

	Governmental Fund Types			Total
	General	Debt Service	Special Revenue Keno	
Cash in bank	\$ 1,076,478	\$ 9,220	\$ 96,209	\$ 1,181,907
Certificates of deposit	350,320	-	-	350,320
Cash in custody of County Treasurer	84,307	-	-	84,307
Special assessments receivable	-	292,029	-	292,029
Payflex receivable	350	-	-	350
Total assets	\$ 1,511,455	\$ 301,249	\$ 96,209	\$ 1,908,913

LIABILITIES AND FUND EQUITY

Liabilities:

Deferred revenue - special assessments	\$ -	\$ 292,029	\$ -	292,029
Total liabilities	-	292,029	-	292,029

Fund equity:

Restricted for:				
Debt service	-	9,220	-	9,220
Community betterment	-	-	96,209	96,209
Unassigned	1,511,455	-	-	1,511,455
Total fund equity	1,511,455	9,220	96,209	1,616,884
Total liabilities and fund equity	\$ 1,511,455	\$ 301,249	\$ 96,209	\$ 1,908,913

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
RECONCILIATION OF COMBINED STATEMENT OF ASSETS, LIABILITIES AND FUND EQUITY -
GOVERNMENTAL FUNDS - MODIFIED CASH BASIS - TO STATEMENT OF NET ASSETS
SEPTEMBER 30, 2012

Total fund balance - all governmental funds		\$ 1,616,884
Amounts reported for governmental activities in the statement of net assets are different because:		
Capital assets used in governmental activities are not financial resources and therefore not reported in the fund financial statement:		
Capital assets	9,363,800	
Accumulated depreciation	<u>(3,308,966)</u>	6,054,834
Long-term liabilities are not due and payable in this current period and therefore, are not reported in the funds:		
Capitalized lease payable	(21,651)	
Bonds payable	<u>(1,765,000)</u>	<u>(1,786,651)</u>
Net assets of governmental activities		<u>\$ 5,885,067</u>

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
COMBINED STATEMENT OF RECEIPTS, DISBURSEMENTS AND
CHANGES IN FUND BALANCES - GENERAL AND DEBT SERVICE FUNDS - PRIMARY GOVERNMENT
MODIFIED CASH BASIS
FOR THE YEAR ENDED SEPTEMBER 30, 2012

	Governmental Fund Types			Total
	General	Debt Service	Special Revenue Keno	
Receipts:				
Taxes - personal property	\$ 598,020	\$ 43,089	\$ -	\$ 641,109
Taxes - sales	-	428,038	-	428,038
Special assessments	-	55,415	-	55,415
Licenses and permits	15,180	-	-	15,180
Intergovernmental	666,397	-	-	666,397
Charges for services	165,795	-	-	165,795
Miscellaneous	35,096	-	-	35,096
Total receipts	<u>1,480,488</u>	<u>526,542</u>	<u>-</u>	<u>2,007,030</u>
Disbursements:				
Current:				
General government	667,996	-	-	667,996
Public works	232,886	-	-	232,886
Public health and safety	37,819	-	-	37,819
Cultural and recreational	364,378	-	-	364,378
Debt service:				
Principal retirement	135,000	135,930	-	270,930
Interest	3,740	53,293	-	57,033
Bond handling fee	-	120	-	120
Total disbursements	<u>1,441,819</u>	<u>189,343</u>	<u>-</u>	<u>1,631,162</u>
Excess of receipts over (under) disbursements	<u>38,669</u>	<u>337,199</u>	<u>-</u>	<u>375,868</u>
Other financing sources:				
CDBG programs	280,495	-	-	280,495
Gross keno proceeds	-	-	11,375	11,375
Community Redevelopment Authority - net	54,985	-	-	54,985
Transfer from other fund	433,337	-	-	433,337
Total other financing sources	<u>768,817</u>	<u>-</u>	<u>11,375</u>	<u>780,192</u>
Other financing uses:				
CDBG programs	261,589	-	-	261,589
Keno expenditures	-	-	34,965	34,965
Capitalized outlays - net	375,453	-	-	375,453
Transfer to other fund	-	433,337	-	433,337
Total other financing uses	<u>637,042</u>	<u>433,337</u>	<u>34,965</u>	<u>1,105,344</u>
Excess (deficiency) of receipts and other financing sources over disbursements and other financing uses	170,444	(96,138)	(23,590)	50,716
Fund balance, beginning of year	1,341,011	105,358	119,799	1,566,168
Fund balance, end of year	<u>\$ 1,511,455</u>	<u>\$ 9,220</u>	<u>\$ 96,209</u>	<u>\$ 1,616,884</u>

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
RECONCILIATION OF STATEMENT OF RECEIPTS,
DISBURSEMENTS, AND CHANGES IN FUND BALANCES OF
GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES - MODIFIED CASH BASIS
FOR THE YEAR ENDED SEPTEMBER 30, 2012

Net change in fund balances - total governmental funds \$ 50,716

Amounts reported for governmental activities in the statement of net activities
are different because:

Governmental funds report capital outlays as expenditures
while government activities report depreciation expense
to allocate those expenditures over the life of the assets:

Capital outlays - net	375,453	
Depreciation	<u>(291,870)</u>	83,583

Warrant and bond proceeds provide current financial resources to governmental
funds, but issuing debt increases long-term liabilities in the statement of net assets.
Repayment of warrants and bond principal is an expenditure in the governmental
funds but the repayment reduces long-term liabilities in the statement of net assets.
This is the amount by which repayment exceeded proceeds.

270,930

Change in net assets of governmental activities

\$ 405,229

See the accompanying notes to the financial statements.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies

The City of Auburn is a political subdivision of the State of Nebraska located in Nemaha County. It was first incorporated in 1872 and operates under the Home Rule provisions of the Constitution of Nebraska. The City operates under the Mayor-Council form of government with the Mayor and Council Members elected on a nonpartisan basis. The City provides numerous services to citizens including public safety, public works, culture, recreation, public improvements and general administrative services.

This summary of significant accounting policies of the City of Auburn, Nebraska is presented to assist in understanding the City's financial statements. The combined financial statements and notes are representations of the City's management, which is responsible for their integrity and objectivity.

Reporting Entity

The financial statements include all funds of the City, except for the Board of Public Works. Other than for this exception, the criteria specified by the Governmental Accounting Standards Board have been applied in determining the scope of the reporting entity for financial reporting purposes. Specifically, those agencies, offices, organizations, commissions, and public authorities over which the City's elected officials exercise oversight responsibility are included in the financial statements. Manifestations of oversight responsibility are included in the financial statements. Manifestations of oversight responsibility over an entity include: 1) financial interdependency, 2) selection of governing authority, 3) designation of management, 4) ability to significantly influence operations, and 5) accountability for fiscal matters.

Related Organizations

The Auburn Board of Public Works is a related organization but is excluded from the financial reporting entity because the City's accountability does not extend beyond making appointments. An audit of the Auburn Board of Public Works will be completed for the year ending December 31, 2012 and will be filed under separate cover.

Government-Wide Financial Statements

The City's basic financial statements include both government-wide (reporting the City as a whole) and fund financial statements (reporting the City's major funds). Both the government-wide and fund financial statements categorize primary activities as either governmental or business type. The general services that the City performs for its citizens are classified as governmental activities. The City's utilities including electric, water and sewer are classified as business-type activities.

In the government-wide Statement of Net Assets, both the governmental and business-type activities columns are presented on a consolidated basis by column. The governmental and fiduciary activities are reported on a cash basis, and the business-type activity is reported on a full accrual, economic resource basis. The City's net assets are reported in three parts – invested in capital assets, net of related debt; restricted for debt services; and unrestricted net assets. The City first utilizes restricted resources to finance qualifying activities.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies - Continued

Government-Wide Financial Statements - Continued

The government-wide Statement of Activities reports both the gross and net cost of each of the City's governmental functions and business-type activities. The net costs of each governmental function are also supported by general government revenues (property taxes, sales and use taxes, certain intergovernmental revenues, etc.). The Statement of Activities reduces gross expenses (including depreciation) by related program revenues, operating and capital grants. Program revenues must be directly associated with the governmental function or business-type activity. Operating grants include operation-specific and discretionary grants while the capital grants column reflects capital-specific grants.

Fund Financial Statements

The financial transactions of the City are reported in individual funds in the fund financial statements. Each fund is accounted for by providing a separate set of self-balancing accounts that comprises its asset, liabilities, reserves, fund equity, revenues and expenditures/expenses. The various funds are reported by classification within the financial statements.

The following fund types are used by the City:

Governmental Fund Types

The focus of the governmental funds' measurement (in the fund statements) is determination of financial position and changes in financial position (sources, uses, and balances of financial resources) rather than net income. The following is a description of the governmental funds of the City:

General Fund is the general operating fund of the City. It is used to account for all financial resources, except those required to be accounted for in another fund.

Debt Service Fund is used to account for the accumulation of resources for, and the payment of, general long-term principal, interest and related costs.

Measurement Focus and Basis of Accounting

Measurement focus refers to what is being measured; basis of accounting refers to when revenues and expenditures are recognized in the accounts and reported in the basic financial statements. Basis of accounting relates to the timing of the measurement made, regardless of the measurement focus applied.

In the government-wide financial statements, the activities are accounted for using the economic resources measurement focus and the accrual basis of accounting. On an accrual basis, revenues are recognized when earned. Expenditures are recorded when liabilities are incurred, regardless of the timing of related cash flows.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies - Continued

Measurement Focus and Basis of Accounting - Continued

In the fund financial statements, both funds are accounted for using the current financial resources measurement focus and the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recorded when susceptible to accrual, that is, when they become both measureable and available. Available means collectable within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the government considers revenues to be available if they are collected within sixty days of the end of the current fiscal period. Expenditures are recognized in the period the liability is incurred, except for unmatured interest on general long-term debt, which is recognized when due. Capital asset acquisitions are reported as expenditures in governmental funds. Proceeds from long-term debt are reported as other financing sources in governmental funds.

When an expenditure is incurred in governmental funds which can be paid using either restricted or unrestricted resources, the City's policy is to pay the expenditure from restricted fund balance and then from less restrictive classifications – committed, assigned and then unassigned fund balances.

Property tax revenues are recognized when susceptible to accrual. Revenues on special assessments and miscellaneous revenues are recognized as the amounts are collected. Investment earnings are recorded as earned since they are measureable and available.

Financial Statement Accounts

Cash and Certificates of Deposit

The City considers highly liquid investments with an original maturity of three months or less when purchased to be cash equivalents.

Investments in debt securities are carried at fair value and cash deposits at financial institutions are carried at cost, which reasonably estimate fair value. Income from investments held by the individual funds is recorded in the respected funds as it is earned.

Capital Assets

Government-Wide Statements

Capital assets, which include property, plant and equipment and infrastructure assets, are reported in the government-wide statements. Capital assets are defined as assets that have initial lives that extend beyond a single reporting period. Capital assets are stated at cost or estimated historical cost if actual is unavailable, except for donated assets, which are recorded at their fair values when donated.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies - Continued

Financial Statement Accounts - Continued

Capital Assets - Continued

The City maintains the following minimum capitalization thresholds for capital assets:

Building and improvements	\$	50,000
Land improvements	\$	20,000
Machinery, equipment and vehicles	\$	15,000
Infrastructure	\$	40,000

The City has elected to capitalize governmental fund type infrastructure, consisting primarily of street improvements, on a prospective basis. Consequently, the financial statements do not include infrastructure prior to October 1, 2003 with the exception of significant street projects.

Major expenditures for property and those which substantially increase useful lives, are capitalized. Maintenance, repairs and minor renewals, and capital assets purchased under the capitalization threshold, are expensed when incurred. When capital assets are retired or otherwise disposed of, their costs and related accumulated depreciation are removed from the accounts and resulting gains or losses are included in income. Net interest cost relating to construction is capitalized.

Depreciation has been provided using the straight-line method over estimated useful lives as follows:

Buildings	15 - 50 years
Improvements	7 - 30 years
Equipment	7 - 30 years
Vehicles	7 - 15 years
Street	30 - 40 years

Fund Financial Statements

In the fund financial statements, capital assets (arising from cash transactions) acquired for use in governmental fund operations are accounted for as capital outlay expenditures of the governmental fund upon acquisition. Capital assets acquired for use in proprietary fund operations are accounted for the same as in the government-wide statements.

Restricted Assets

Restricted assets include cash and certificates of deposit that are restricted as to their use. The primary restricted assets are related to revenue bonds payable and outstanding warrants payable.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies - Continued

Financial Statement Accounts - Continued

Long-Term Debt

All long-term debt arising from cash basis transactions to be repaid from governmental and business-type resources is reported as liabilities in the government-wide statements.

Long-term debt arising from cash basis transactions of governmental funds is not reported as liabilities in the fund financial statements. The debt proceeds are reported as other financing sources and payment of principal and interest are reported as expenditures.

Net Assets/Fund Equity

The government-wide fund financial statements utilize a net assets presentation. Net assets are categorized as invested in capital assets (net of related debt), restricted and unrestricted.

- Invested in capital assets, net of related debt – This category groups all capital assets, including infrastructure, into one component of net assets. Accumulated depreciation and outstanding balance of debt that are attributable to the acquisition, construction or improvement of these assets reduce the balance in this category.
- Restricted net assets – This category presents external restrictions imposed by creditors, grantors, contributors or laws or regulations of other governments and restrictions imposed by law through constitutional provisions or enabling legislation.
- Unrestricted net assets – This category represents net assets of the City not restricted for any project or other purpose.

Fund equity – In the governmental fund financial statements, fund balances are classified as follows:

- Nonspendable – Amounts which cannot be spent because they are in a nonspendable form or because they are legally or contractually required to be maintained intact.
- Restricted – Amounts restricted to specific purposes when constraints placed on the use of the resources are either externally imposed by creditors, grantor or state or federal laws or are imposed by law through constitutional provisions or enabling legislation.
- Committed – Amounts which can be used only for specific purposes pursuant to constraints formally imposed by the City through ordinance or resolution approved prior to year end. Committed amounts cannot be used for any other purpose unless the City removes or changes the specified use by taking the same action it employed to commit those amounts.
- Assigned – Amounts the City intends to use for specific purposes.
- Unassigned – All amounts not included in other classifications.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

1. Summary of Significant Accounting Policies - Continued

Property Tax Revenues

Property taxes attach as an enforceable lien on property as of January 1. Taxes are levied on September 1, and are payable in two installments on the following May 1 and September 1. All taxes are delinquent the September 1 following the year levied. The County bills and collects property taxes and remits them to the City monthly.

Budgets

The City follows these procedures in establishing the budgetary data reflected in the financial statements:

1. Prior to September 10, the Mayor submits to the City Council, a proposed operating budget for the fiscal year commencing the following October 1. The operating budget includes proposed expenditures and the means of financing them.
2. Public hearings are conducted to obtain taxpayer comments.
3. Prior to September 20, the budget is legally enacted through the passage of an ordinance.

Total expenditures may not legally exceed total budget appropriations. Appropriations lapse at year-end and any revisions require Board approval.

Use of Estimates

The preparation of financial statements in conformity with the other comprehensive basis of accounting (OCBOA) used by the City requires management to make estimates and assumptions that affect certain reported amounts and disclosures; accordingly, actual results could differ from those estimates.

Concentration of Credit Risk

All taxes, which are collected through the Nemaha County Treasurer, are from property owners within the City. Consequently, the City's ability to collect the taxes may be affected by economic fluctuations near the City of Auburn, Nebraska. To date, such concentrations of credit risk have not had a material effect on the financial statements.

2. Cash and Certificates of Deposit

Deposit risks include:

- Custodial Credit Risk – for deposits, custodial credit risk is the risk that in the event of the failure of a bank or other counterparty, the City will not be able to recover the value of its deposits or collateral securities in the possession of a third party.
- Credit Risk – for deposits, credit risk is the risk that a bank or other counterparty defaults on its own principal and/or interest payments owed to the City
- Interest Rate Risk – for deposits, interest rate risk is the risk that the value of deposits will decrease as a result of a rise in interest rates

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

2. Cash and Certificates of Deposit - Continued

State statutes authorize the City to invest public funds in obligations of the United States government, its agencies and instrumentalities; certificates of deposit or other evidence of deposit at federally insured depository institutions approved by the City Council. The City currently invests in only certificates of deposit, which as defined by Governmental Accounting Standards Board Statement No. 3, the City has no investments as of September 30, 2012.

State law requires all funds in depositories to be fully insured or collateralized, and the City's policy is to require depositories to provide pledged securities to cover deposits in excess of FDIC limits. At September 30, 2012, the City's deposits were fully insured or collateralized.

As of September 30, 2012, the carrying amount of the City's pooled cash accounts was \$1,197,631. In addition, the City has investments in the form of certificates of deposit worth \$350,320 at September 30, 2012 at one bank. Of the total City deposits, \$500,000 was covered by federal depository insurance; \$960,000 was covered by various County, City and school district bond certificates and \$400,000 was covered by Federal Farm Credit Bank notes held in the pledging bank's trust department in the City's name in the form of joint safekeeping receipt.

3. Cash in Custody of County Treasurer

The City of Auburn, Nebraska has additional cash held for its account by the Nemaha County Treasurer. The changes in the funds held are as follows:

	Fund			Total
	TIF	General	Debt Service	
Balance, September 30, 2011	\$ -	\$ 52,506	\$ 3,910	\$ 56,416
Receipts:				
Tax collections				
(net of collection fee)	200,387	484,691	39,226	724,304
Interest on tax collection	-	2,932	235	3,167
Homestead exemption (net of collection fee)	-	25,718	2,068	27,786
Car line tax allocation	-	123	9	132
Motor vehicle	-	65,120	-	65,120
Pro-rate	-	1,797	145	1,942
Property tax relief	-	17,565	1,406	18,971
Total receipts	<u>200,387</u>	<u>597,946</u>	<u>43,089</u>	<u>841,422</u>
Disbursements Remitted to City	<u>(200,387)</u>	<u>(571,973)</u>	<u>(41,171)</u>	<u>(813,531)</u>
Balance, September 30, 2012	<u>\$ -</u>	<u>\$ 78,479</u>	<u>\$ 5,828</u>	<u>\$ 84,307</u>

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

4. Special Assessments Receivable

Revenue from special assessments has been deferred and is being amortized to revenue as payments are collected in the governmental activities financial statements.

Special assessments were against certain properties within the district in connection with the construction of street improvements. Special assessments bear interest at 7.00% - 8.00% per annum until delinquent and at the rate specified by law thereafter until paid. The City received \$44,678 of principal and \$11,482 of interest less net county treasurer fees of \$745 and wrote off \$14,273 on special assessments during the year. They issued \$0 in new assessments and as of September 30, 2012, the balance remaining to collect was \$292,029.

5. Capital Assets

All capital assets are carried at their original cost. A summary is presented below:

	Balance September 30, 2011	<u>Additions</u>	<u>Deletions</u>	Balance September 30, 2012
Land	\$ 407,023	\$ -	\$ -	407,023
Building and improvements	4,067,825	-	-	4,067,825
Equipment	745,373	6,117	3,970	747,520
Vehicles	804,755	29,274	-	834,029
Street	<u>2,967,341</u>	<u>340,062</u>	<u>-</u>	<u>3,307,403</u>
	8,992,317	375,453	3,970	9,363,800
Less accumulated depreciation	<u>3,021,066</u>	<u>291,870</u>	<u>3,970</u>	<u>3,308,966</u>
Capital assets, net of accumulated depreciation	<u>\$ 5,971,251</u>	<u>\$ 83,583</u>	<u>\$ -</u>	<u>\$ 6,054,834</u>

The City recorded depreciation expense of \$291,870 for the year ended September 30, 2012.

6. Property Taxes

Property taxes attach as an enforceable lien on property as of January 1. Taxes are levied on December 31, and are payable in two installments on May 1 and September 1. The County bills and collects property taxes and remits to the City monthly. Property taxes are recognized as revenues when they are received by the County Treasurer.

The tax levy for the 2011-2012 fiscal year was \$580,123 or \$.4754 per \$100 of assessed valuation. The total assessed valuation was \$122,034,294 for the 2011-2012 fiscal year.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

7. Retirement Commitments

The City provides pension benefits for all of its full-time employees through a defined contribution plan. In a defined contribution plan, benefits depend solely on amounts contributed to the plan plus investment earnings. Employees are eligible to participate after one anniversary year of service and after reaching age 21. Employees must also work 1,000 hours per year to be eligible to participate. Enrollment in the plan is voluntary. Participation in the plan requires that the employee contribute 4% of the employee's monthly salary. The City is required to contribute 6% of participating employee salaries. The City's contributions for each employee (and interest allocated to the employee's account) are partially vested after each year of service and fully vested after 5 years of service. The City's contribution and related interest forfeited by employees is used to reduce the City's current period contribution requirement.

The total payroll and eligible payroll for the City for the year ended September 30, 2012 was \$534,835 and \$355,862, respectively. The City's share of the contribution was \$21,352 and employees contributed \$18,142 for the year ended September 30, 2012.

8. Outstanding Warrants Payable

There were no warrants issued during the fiscal year ended September 30, 2012.

9. Bonds Payable

The 2004 general obligation various purpose bonds for \$645,000 were issued to refinance the warrants payable at September 30, 2003. The bonds were refinanced on September 1, 2009. The 2009 refunding purpose bond reissue was for \$480,000. The bonds bear interest at 2.10% - 3.75% per annum and are repayable in installments of \$45,000 - \$55,000 per year through August 1, 2019.

The 2009 general obligation various purpose bonds for \$875,000 were issued to refinance the warrants payable at June 1, 2009. The bonds bear interest at 2.25% - 4.50% per annum and are repayable in installments of \$50,000 - \$75,000 per year through June 15, 2024.

The 2010 general obligation paving bonds for \$255,000 were issued to refinance certain warrants payable at April 26, 2010. The bonds bear interest at 1.75% - 3.95% per annum and are repayable in installments of \$20,000 - \$25,000 per year through May 15, 2022.

The 2010 highway allocation fund pledge bonds for \$190,000 were issued to refinance certain warrants payable at April 26, 2010. The bonds bear interest at 1.75% - 3.75% per annum and are repayable in installments of \$15,000 - \$25,000 per year through May 15, 2020.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

9. Bonds Payable - Continued

The details of bonds payable are as follows:

	<u>Balance</u> <u>September 30,</u> <u>2011</u>	<u>Issue</u>	<u>Payments</u>	<u>Balance</u> <u>September 30,</u> <u>2012</u>
2009 Reissue Bonds	\$ 390,000	\$ -	\$ 40,000	\$ 350,000
2009 G.O.V.P. Bonds	780,000	-	50,000	730,000
2010 G.O.P. Bonds	240,000	-	15,000	225,000
2010 H.A.F.P. Bonds	180,000	-	10,000	170,000
2010 Refunding Bonds	<u>425,000</u>	<u>-</u>	<u>135,000</u>	<u>290,000</u>
	<u>\$ 2,015,000</u>	<u>\$ -</u>	<u>\$ 250,000</u>	<u>\$ 1,765,000</u>

Total debt service of bonds payable to maturity is as follows:

<u>Maturities</u>	<u>Interest</u> <u>Rate</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2013	1.00 – 2.25	\$ 270,000	\$ 52,127	\$ 322,127
2014	1.20 – 2.65	285,000	47,846	332,846
2015	2.45 – 2.90	140,000	43,632	183,632
2016	2.80 – 3.15	145,000	39,803	184,803
2017	3.20 – 3.35	145,000	35,399	180,399
2018 - 2022	3.20 – 4.10	630,000	99,033	729,033
2023 - 2024	3.95 – 4.50	<u>150,000</u>	<u>10,050</u>	<u>160,050</u>
Total		<u>\$ 1,765,000</u>	<u>\$ 327,890</u>	<u>\$ 2,092,890</u>

For the year ending September 30, 2012, the interest paid was \$55,373, the agent fee was \$120.

10. Capitalized Lease Payable

In April, 2010, the City of Auburn entered into a capital lease with Trinity, a division of Bank of the West, to fund the purchase of a 2010 Hyundai wheel loader for \$62,725. The capitalized lease is due in three equal payments of \$22,590 through May 15, 2013. The internal interest rate is approximately 3.90% per annum.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

10. Capitalized Lease Payable - Continued

The total debt service of the note payable to maturity is as follows:

<u>Maturities</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2013	\$ <u>21,651</u>	\$ <u>845</u>	\$ <u>22,496</u>

11. Lease Commitments

In August, 2007, the City entered into an annual lease agreement with Nemaha County for the rent of the police headquarters and for dispatching services, teletype fees, photo copies, supplies and other services. The City was liable to Nemaha County for minimum monthly lease payments of \$4,693 during the year ended September 30, 2012 and paid the county \$56,322. A new three-year lease was signed in August, 2012. The annual minimum rent is as follows:

2013	\$ 50,000
2014	50,000
2015	<u>51,000</u>
	<u>\$ 151,000</u>

12. Keno Operation

In March, 2012, the City contracted with Zelinger Keno, Inc. to operate the keno activity in Auburn, Nebraska. The operator maintains a separate self-balancing set of accounts for the keno activity in a trust-type manner. On a monthly basis, the net proceeds are transferred to the City and deposited in the City of Auburn keno account. This account has been combined with other general fund activities in the foregoing financial statements. A summary of the keno account activity for the twelve months ended September 30, 2012 is as follows.

Balance - beginning of period	\$ <u>119,799</u>
Receipts:	
Interest	187
Proceeds from operator	<u>11,188</u>
Total receipts	<u>11,375</u>
Disbursements:	
License	100
Community betterment -	
Fire Hall	645
Theater projector	33,000
Nebraska sales tax	<u>1,220</u>
Total disbursements	<u>34,965</u>
Balance - end of period	<u>\$ 96,209</u>

13. Risk Management

The City is exposed to various risks of loss, including those related to torts; theft of, damage to, and destruction of assets; errors and omissions, and natural disasters. Significant losses are covered by commercial insurance. There have been no significant reductions in insurance coverage or settlement amounts exceeding insurance coverage for the current year or in the past three fiscal years.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

14. Contingencies:

Compensated Absences

The City allows its employees to accumulate vacation hours for future use or for payment upon termination, retirement or death. This accumulation is not recognized as an expenditure by the City until used or paid. The City's approximate liability for unrecognized employee vacation pay was \$32,522 at September 30, 2012.

Sick pay can only be used if the employee is sick and is not payable upon termination, retirement or death. This accumulation is not recognized as an expenditure by the City until used or paid. The City's approximate liability for unrecognized employee sick pay was \$42,693 at September 30, 2012.

Other

The City has received a demand letter from a citizen seeking relief from drainage problems caused by street and sewer construction on Whitlow Avenue. The City is presently engaged in negotiations to resolve the matter; however, no estimate as to the possible outcome and cost of this action can be made at this time. In management's opinion, the outcome of any such litigation will not materially affect the City's financial condition.

Community Development Block Grant

The City participates in a number of federally assisted programs, principal of which is the Community Development Block Grant. These programs are subject to program compliance audits by the grantors or their representatives. The audits of these programs for, or including the twelve months ended September 30, 2012, have not yet been conducted. Accordingly, the City's compliance with applicable grant requirements will be established at some future date. The amount, if any, of expenditures which may be disallowed by the granting agencies cannot be determined at this time, although the City expects such amounts, if any, to be immaterial.

15. Loan Agreement with Nebraska Department of Economic Development

On August 23, 1993, the City signed a promissory note with the Nebraska Department of Economic Development for a \$400,000 Community Development Block Grant. The City then loaned these funds to a business located in Auburn. The City's liability for repayment of this note is limited to the principal amounts the City receives as repayment from the local business, if the repayments are not reinvested in a like grant project. During the current year, \$2,000 of principal was paid back and \$22 of interest earned and \$0 was reloaned out to another business and \$3,416 was expended for fees. At September 30, 2012, the City had \$18,333 in its C.D.B.G. reuse account. In 2005, the City loaned \$49,583 of the reuse funds to the Auburn Development Committee, Inc. to purchase business lots. The loan was paid back in April, 2012 for \$14,957, when the business lots were auctioned off, and the funds put back into the reuse account.

CITY OF AUBURN, NEBRASKA
NOTES TO COMBINED FINANCIAL STATEMENTS - CONTINUED
SEPTEMBER 30, 2012

16. Community Redevelopment Authority

The City has entered into several Tax Incremental Financing projects through its Community Redevelopment Authority. The City has one redevelopment plan for a blighted area known as Auburn #1. Within this area the City is collecting incremental taxes that can be used on façade restorations, street improvements, alley resurfacing, parking areas and other exterior infrastructure improvements. During the year, the City collected tax receipts of \$124,659 and interest of \$325. Total expenditures were \$19,298, consisting of \$19,280 for project cost, \$0 for legal fees and \$18 for publishing costs. The balance in the project is \$291,712 at September 30, 2012. The City has a second redevelopment plan to acquire necessary easements and construct and install a sanitary sewer main through the Northwest corridor area, together with related and ancillary improvements. The City has collected no tax receipts and earned interest of \$117. Total expenditures were \$47,810 consisting of \$46,540 for project costs, \$1,236 for legal fees and \$34 for publishing costs. The balance in the project is \$63,702 at September 30, 2012. The City amended its redevelopment plan to include the West corridor area for implementation of redevelopment plans. During the year, the City collected tax receipts of \$4,351 and interest of \$12. Total expenditures were \$12,486, consisting of \$6,790 for legal fees and \$5,696 for loan payments. The balance in the project is \$5,379 at September 30, 2012.

The other type is a Tax Allocation Borrower/ Lender Plan used to finance commercial ventures whereby the City borrows funds from a bank and then reloans these funds to the entity. The loan repayments are set on a 15-year term with a fixed interest rate. The County Treasurer collects the TIF taxes, remits the same to the City, and the City in turn makes the loan payment directly to the bank for the entity. The City currently has six TIF Redevelopment Projects in process with five entities. Each TIF Redevelopment Project is approved by the City Council on a separate resolution. To date the City has borrowed \$854,706 and reloaned \$790,816 of these funds. During the year \$72,441 was collected through TIF taxes and earned \$133 in interest. Total expenditures of \$66,873 were paid on loans to the bank. The balance in these projects is \$90,759 at September 30, 2012.

17. Commitments

The City, in the normal course of business, has one potential claim. The outcome of such litigation is not expected to have a material effect on the City's financial position or results of operations.

18. Subsequent Events

The City evaluated subsequent events after the balance sheet date of September 30, 2012 through October 24, 2012, which was the date the financial statements were issued. The City has concluded there are no subsequent events, which have occurred from September 30, 2012 through October 24, 2012, which require additional disclosure.

19. Loan Agreement with Nebraska Department of Environmental Quality

On April 13, 2009, the City adopted a loan resolution authorizing and providing for the incurrence of indebtedness for the purpose of providing portions of the cost of repairing and improving the Board of Public Works' Water Supply System. A loan, dated July 13, 2009, between the City and the Nebraska Department of Environmental Quality (NDEQ) was designated as Project No. D311499. The City further resolved that the Board of Public Works be authorized and directed to sign all necessary documents to furnish such assurances to the State of Nebraska as may be required by law or regulations and to receive all payments. As the asset is shown as being part of the Board of Public Works, all debt activity is also shown as being part of the Board of Public Works. The outstanding loan advance was \$5,756,653 at September 30, 2010.

REQUIRED SUPPLEMENTARY INFORMATION

CITY OF AUBURN, NEBRASKA
COMBINED STATEMENTS OF RECEIPTS AND DISBURSEMENTS
- BUDGET AND ACTUAL -
GENERAL, DEBT SERVICE AND SPECIAL REVENUE FUNDS - PRIMARY GOVERNMENT
BUDGETARY BASIS
FOR THE YEAR ENDED SEPTEMBER 30, 2012

	Original/ Final Budget	Actual	Variance with Budget Favorable/ (Unfavorable)
Receipts:			
Taxes - personal property	\$ 645,080	\$ 641,109	\$ (3,971)
Taxes - sales	390,000	428,038	38,038
Special assessments collected	60,000	55,415	(4,585)
Licenses and permits	18,000	15,180	(2,820)
Intergovernmental	654,062	666,397	12,335
Charges for services	129,600	165,795	36,195
Miscellaneous	23,300	35,096	11,796
Total receipts	<u>1,920,042</u>	<u>2,007,030</u>	<u>86,988</u>
Disbursements:			
Current:			
General government	694,073	667,996	26,077
Public works	263,482	232,886	30,596
Public health and safety	39,911	37,819	2,092
Cultural and recreational	334,869	364,378	(29,509)
Debt service:			
Principal retirement	270,898	270,930	(32)
Interest	57,065	57,033	32
Bond handling and issuance fee	1,200	120	1,080
Total disbursements	<u>1,661,498</u>	<u>1,631,162</u>	<u>30,336</u>
Excess of receipts over (under) disbursements	<u>258,544</u>	<u>375,868</u>	<u>117,324</u>
Other financing sources:			
CDBG programs	383,000	265,538	(117,462)
CDBG - other	-	14,957	14,957
Community Redevelopment Authority - net	-	54,985	54,985
Gross keno proceeds	15,000	11,375	(3,625)
Total other financing sources (uses)	<u>398,000</u>	<u>346,855</u>	<u>(51,145)</u>
Other financing uses:			
CDBG programs	400,000	261,589	138,411
Fire grants	20,000	-	20,000
Keno expenditures	121,500	34,965	86,535
Capitalized outlays	450,000	375,453	74,547
Total other financing uses	<u>991,500</u>	<u>672,007</u>	<u>319,493</u>
Excess (deficiency) of receipts and other financing sources over (under) disbursements and other financing uses	<u>\$ (334,956)</u>	<u>\$ 50,716</u>	<u>\$ 385,672</u>

CITY OF AUBURN, NEBRASKA
SUMMARY OF REVENUES RECEIVED - MODIFIED CASH BASIS
GENERAL AND DEBT SERVICE FUNDS
SEPTEMBER 30, 2012
(SUPPLEMENTARY DATA)

	<u>Governmental Fund Types</u>		<u>Totals</u>
	<u>General</u>	<u>Debt Service</u>	
Taxes:			
General property and other taxes	\$ 567,449	\$ 40,632	\$ 608,081
Interest on tax collections	2,932	235	3,167
Sales tax	-	428,038	428,038
Homestead exemption allocation	25,718	2,068	27,786
Car line tax	123	10	133
Motor vehicle pro-rate tax allocation	1,798	144	1,942
Total taxes	<u>598,020</u>	<u>471,127</u>	<u>1,069,147</u>
Special assessments collected	-	55,415	55,415
Licenses and permits	<u>15,180</u>	-	<u>15,180</u>
Intergovernmental:			
Auburn Board of Public Works	114,077	-	114,077
Highway incentive payments	4,000	-	4,000
State revenue sharing:			
Highway allocation	302,723	-	302,723
Motor vehicle fee	26,655	-	26,655
Equalization	181,892	-	181,892
State aid	1,121	-	1,121
Nemaha Cty MFO	11,861	-	11,861
Federal and state grants	20,735	-	20,735
State license and fines	3,333	-	3,333
Total intergovernmental	<u>666,397</u>	<u>-</u>	<u>666,397</u>
Charges for services:			
Recreation Committee	45,253	-	45,253
Pool receipts	46,420	-	46,420
Lessons	6,250	-	6,250
Franchise fees	67,872	-	67,872
Total charges for services	<u>165,795</u>	<u>-</u>	<u>165,795</u>
Miscellaneous:			
Investment income	3,727	-	3,727
Other	31,369	-	31,369
Total miscellaneous	<u>35,096</u>	<u>-</u>	<u>35,096</u>
Total	<u>\$ 1,480,488</u>	<u>\$ 526,542</u>	<u>\$ 2,007,030</u>

CITY OF AUBURN, NEBRASKA
SUMMARY OF EXPENDITURES PAID - MODIFIED CASH BASIS -
GENERAL FUND
SEPTEMBER 30, 2012
(SUPPLEMENTARY DATA)

	<u>General Government</u>	<u>Cultural and Recreational</u>	<u>Public Health and Safety</u>	<u>Public Works</u>	<u>Total</u>
Salaries/Personal services	\$ 319,592	\$ 120,260	\$ 5,246	\$ 110,829	\$ 555,927
Employee benefits	107,774	23,664	3,519	38,322	173,279
Utilities	10,394	48,203	6,860	8,531	73,988
Repairs and maintenance	14,005	48,683	10,989	16,194	89,871
Meeting expense	6,659	88	1,315	-	8,062
Insurance	11,380	11,182	5,636	7,288	35,486
Recreation expenses	-	53,907	-	-	53,907
Audit and consultation	75,134	-	-	-	75,134
Memberships and schools	7,595	467	1,461	-	9,523
Office supplies and services	5,633	-	-	107	5,740
Custodial services	-	10,538	-	4,814	15,352
Miscellaneous	849	1,280	-	72	2,201
Gas, oil and tires	-	-	-	18,266	18,266
Supplies	20,243	29,564	1,743	15,906	67,456
Books	-	13,824	-	-	13,824
Radio dispatchers	56,322	-	-	-	56,322
Grant expenditures	27,008	-	-	-	27,008
Economic development	2,000	-	-	-	2,000
Trees and care	2,857	-	-	-	2,857
Land rent	-	-	-	6,000	6,000
Sales tax remitted	-	2,718	-	-	2,718
Fire chief expenses	-	-	1,050	-	1,050
Capital outlay - noncapitalized	551	-	-	6,557	7,108
Totals	<u>\$ 667,996</u>	<u>\$ 364,378</u>	<u>\$ 37,819</u>	<u>\$ 232,886</u>	<u>\$ 1,303,079</u>

CITY OF AUBURN, NEBRASKA
SUMMARY OF EXPENDITURES PAID - MODIFIED CASH BASIS -
GENERAL GOVERNMENT FUND
SEPTEMBER 30, 2012
(SUPPLEMENTARY DATA)

	<u>General Fund</u>	<u>Police</u>	<u>Total</u>
Salaries/Personal services	\$ 112,265	\$ 207,327	\$ 319,592
Employee benefits	33,785	73,989	107,774
Utilities	8,852	1,542	10,394
Repairs and maintenance	7,926	6,079	14,005
Meeting expense	3,889	2,770	6,659
Insurance	7,037	4,343	11,380
Audit and consultation	69,165	5,969	75,134
Memberships and schools	7,483	112	7,595
Office supplies and services	5,633	-	5,633
Miscellaneous	658	191	849
Tree program expense	2,857	-	2,857
Supplies	-	20,243	20,243
Radio dispatchers	-	56,322	56,322
Grant expenditures	27,008	-	27,008
Economic development	2,000	-	2,000
Capital outlay - noncapitalized	-	551	551
	<u>\$ 288,558</u>	<u>\$ 379,438</u>	<u>\$ 667,996</u>
Totals	<u>\$ 288,558</u>	<u>\$ 379,438</u>	<u>\$ 667,996</u>

CITY OF AUBURN, NEBRASKA
SUMMARY OF EXPENDITURES PAID - MODIFIED CASH BASIS -
CULTURAL AND RECREATIONAL - PART OF GENERAL FUND
SEPTEMBER 30, 2012
(SUPPLEMENTARY DATA)

	<u>Parks</u>	<u>Recreation Committee</u>	<u>Swimming Pool</u>
Salaries/Personal services	\$ 11,878	\$ -	\$ 46,690
Employee benefits	1,917	-	6,358
Utilities	19,812	-	13,389
Repairs and maintenance	18,149	-	17,629
Meeting expenses	-	-	-
Insurance	3,122	-	2,036
Recreation expenses	-	53,907	-
Custodial services	-	-	955
Memberships and schools	-	-	-
Miscellaneous	820	-	201
Supplies	7,161	-	9,011
Books	-	-	-
Sales tax remitted	-	-	2,718
	<u> </u>	<u> </u>	<u> </u>
Totals	<u>\$ 62,859</u>	<u>\$ 53,907</u>	<u>\$ 98,987</u>

<u>Library</u>	<u>Senior Citizen</u>	<u>Total</u>
\$ 61,692	\$ -	\$ 120,260
15,389	-	23,664
6,773	8,229	48,203
9,646	3,259	48,683
88	-	88
3,239	2,785	11,182
-	-	53,907
6,864	2,719	10,538
467	-	467
116	143	1,280
4,392	9,000	29,564
13,824	-	13,824
-	-	2,718
<u>\$ 122,490</u>	<u>\$ 26,135</u>	<u>\$ 364,378</u>

CITY OF AUBURN, NEBRASKA
SCHEDULE OF FEDERAL FINANCIAL ASSISTANCE
FOR THE YEAR ENDED SEPTEMBER 30, 2012
(SUPPLEMENTARY DATA)

<u>Program</u>	<u>Federal CFDA #</u>	<u>Program</u>	
		<u>Receipts</u>	<u>Expenditures</u>
Department of Housing and Economic Development: Community Development Block Grants:			
	#91-ED-006: Reuse	\$ 16,957	\$ -
	#91-HD-006: Reuse	8,361	-
	#10-DTR-005	218,524	-
	#09-HO-6047	36,653	-
		<u>280,495</u>	<u>-</u>
Administration		-	29,050
Project expenses		-	230,540
Reuse miscellaneous expense		-	1,999
		<u>\$ 280,495</u>	<u>\$ 261,589</u>

MASSMAN NELSON REINIG PC

Certified Public Accountants

13310 I Street | Omaha, Nebraska 68137

402 330 7099 Fax 402 330 0809

Michael L Massman CPA
George E Nelson CPA
James A Reinig CPA

Keli D Palfini CPA
Jason T McGill CPA

REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING
AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT
OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE
WITH GOVERNMENT AUDITING STANDARDS

Honorable Mayor and City Council
City of Auburn
Auburn, Nebraska

We have audited the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of the City of Auburn, Nebraska as of and for the year ended September 30, 2012, which collectively comprise the City of Auburn, Nebraska's basic financial statements and have issued our report thereon dated October 24, 2012. Our report contains an adverse and qualified opinion because of the omission of an enterprise fund and an explanatory paragraph regarding use of a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. Except as discussed in the preceding sentence, we conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the City of Auburn, Nebraska's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City of Auburn, Nebraska's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the City of Auburn, Nebraska's internal control over financial reporting.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any

deficiencies in internal control over financial reporting that we consider to be material weaknesses as defined above. However, we identified certain deficiencies in internal control over financial reporting described in the accompanying schedule of findings and responses that we consider to be significant deficiencies in internal control over financial reporting, items 2011-1 and 2011-2. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those with governance.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the City of Auburn, Nebraska's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* and which are described in the accompanying schedule of findings and responses as items 2011-1 and 2011-2.

We noted certain matters that we reported to management of the City of Auburn, Nebraska in a separate letter dated October 24, 2012.

The City of Auburn, Nebraska's response to the findings identified in our audit is described in the accompanying schedule of findings and responses. We did not audit the City of Auburn, Nebraska's response and, accordingly, we express no opinion on it.

This report is intended solely for the information and use of management, the Mayor and the City Council and the Nebraska Auditor of Public Accounts and is not intended to be and should not be used by anyone other than these specified parties.

Certified Public Accountants

Omaha, Nebraska
October 24, 2012

MASSMAN NELSON REINIG PC

Certified Public Accountants

13310 I Street Omaha, Nebraska 68137

402 330 7099 Fax 402 330 0809

Michael L Massman CPA
George E Nelson CPA
James A Reinig CPA

Kelli D Palfini CPA
Jason T McGill CPA

October 24, 2012

Honorable Mayor and City Council
City of Auburn
Auburn, Nebraska

Dear Mayor and Council Members,

In planning and performing our audit of the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of the City of Auburn, Nebraska as of and for the year ended September 30, 2012, in accordance with auditing standards generally accepted in the United States of America, we considered the City's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be significant deficiencies or material weaknesses, and, therefore, there can be no assurance that all such deficiencies have been identified. However, as discussed below, we identified certain deficiencies in internal control that we consider to be significant deficiencies.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or combination of deficiencies in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. We did not identify any deficiencies in internal control that we consider to be material weaknesses.

A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. We consider the deficiencies in the City of Auburn, Nebraska's internal control and presented in the attached schedule of findings and responses to this letter to be significant deficiencies.

This communication is intended solely for the information and use of management, the Mayor and City Council and the Nebraska Auditor of Public Accounts and is not intended to be and should not be used by anyone other than these specified parties.

Very truly yours,

Massman Nelson Reinig PC
Certified Public Accountants
By: George E. Nelson



Randall L. Goyette*
Stephen S. Gealy
Gail S. Perry
Dallas D. Jones
Jill Gradwohl Schroeder
David A. Dudley
Brenda S. Spilker
W. Scott Davis
Mark A. Hunzeker
William G. Blake

Peter W. Katt
Christopher M. Ferdico
Darla S. Ideus
Jarrod S. Boitnott
Timothy E. Clarke*
Andrew M. Loudon
Christina L. Ball**
Jenny L. Panko
Caroline M. Westerhold*
Jarrod P. Crouse

Andrea D. Snowden
Derek C. Zimmerman
Paul T. Barta*
Colin A. Mues*
Torrey L. Janus Gerdes
Christopher M. Reid
Robert B. Seybert ***

Of Counsel
Walter E. Zink II
Donald R. Witt
Robert T. Gritiss
J. Arthur Curtiss
Also Admitted in:
*Iowa
**Kansas
Admitted in:
***Iowa

November 2, 2012

AGENDA ITEM
NO 11

Mayor Scott Kudrna and
City Council Members
City Hall
1101 J Street
Auburn, Nebraska 68305

RE: Auburn Airport Authority - Please include this in the Council Packet for the November 12, 2012 Council Meeting

Dear Mayor Kudrna and Council Members:

This firm represents Dottie Holliday with respect to serious concerns regarding the operation of the Auburn Airport Authority Board (“Authority”). We wish to discuss some of the laws which clearly and directly apply to this situation, and then discuss the facts as to how the Authority has repeatedly violated these laws, noting that after a 20-month effort by our client to convince the Authority to come into compliance, little has been accomplished other than acts of intimidation. We urge you to take action to correct these violations of the public trust.

AS TO THE APPLICABLE LAWS:

The City’s Airport Authorities Act, at NEB. REV. STAT. § 3-502 authorizes creation of a municipal airport. It provides:

- (1) Any city may create an airport authority to be managed and controlled by a board....
- (2) Each such board shall be ... an agency of the city for which such board is established.
- (3) Each board ... shall consist of five members to be appointed by the mayor with the approval of the city council to serve until their successors are elected pursuant to § 32-547.... A member of such board may be removed from office for incompetence, neglect of duty, or malfeasance in office. An action for removal of such officer may be brought, upon resolution of the city council, in the district court of the county in which such city is located.

NEB. REV. STAT. § 32-547, part of the state election law, provides that:

Each airport authority board created pursuant to the city’s Airport Authorities Act ... shall consist of five members.... One member shall be elected at the first general city

election after creation of the authority, two members at the second general city election after creation of the authority, and two members at the third general city election after creation of the authority. The terms are for six years, except for the initial appointments.

NEB. REV. STAT. § 3-506 provides that the city treasurer is ex officio treasurer of the airport authority, unless some other person is appointed by the board to be treasurer in accordance with Sec. 3-506-01. As to the use of airport authority funds, Sec. 3-506 states that:

Such money [of an airport authority] shall be withdrawn only by check, draft, or order signed by the treasurer on requisition of the chairperson of the authority or such other person or persons as the authority may authorize to make such requisitions, approved by the board. The chief auditing officer of the city and his or her legally-authorized representatives are hereby authorized and empowered from time to time to examine the accounts and books of such authority....

At NEB. REV. STAT. § 3-506.01, airport authority boards are empowered to appoint a treasurer other than the city treasurer, and such appointee is required to furnish bond in an amount to be determined by the airport authority.

The Local Documents Creating the Authority:

Auburn City Council Resolution of May 19, 2003, created the Authority, and the initial board members were approved at that time. The members appointed and approved in that date as the initial members were as follows:

Todd Moeller was appointed, with his successor to be elected at the next general election.

Steve Schulte and Dr. Michael Zaruba were appointed, with their successors to be elected at the second general election following their appointment.

J. C. Hauserman and Kendall Neiman were appointed, with their successors to be elected at the third general election following their appointment.

The bylaws of the Authority, adopted at its organizational meeting on May 19, 2003, provide that:

- The city treasurer is the treasurer of the Authority.
- Officers shall be elected each year at the first meeting after May 12.
- Money must be withdrawn from the Authority account only by check, draft or order signed by the treasurer, upon a requisition signed by the chairman or the vice-chairman or other officer in their absence.

- Regular meetings shall be held on the first Tuesday in January, April, July, and October of each year, at 7:30 p.m.

The Interlocal Cooperation Agreement between the City and its Airport Authority:

The operating agreement between the City and its Airport Authority was adopted by the city council by Resolution 27-07, on July 14, 2003. It was signed by the Authority Chair, J. C. Hauserman, and by the Mayor. It provides:

- (4) That during the term of this Agreement the Authority shall annually present to the City a proposed operating budget for the following fiscal year.

Nebraska Open Meetings Act:

NEB. REV. STAT. § 84-1409(1)(a)(iii) provides that the Act applies to all independent boards in Nebraska created pursuant to law, and at subsection (2), that it applies to all regular, special, or called meetings, formal or informal, of any public body for the purposes of discussion of public business.

As you know, at Sec. 84-1410, the Open Meetings Act provides specific requirements and limitations regarding going in to and out of closed session.

NEB. REV. STAT. § 84-1411 requires adequate notice of the time and place of each meeting of a public body, including an agenda or a statement as to where an up-to-date agenda is available for public inspection. At subsection (2)(b) of § 84-1411, it requires reasonable arrangements to be made to accommodate the right of the public to attend, hear, and speak at the meeting.

Pursuant to NEB. REV. STAT. § 84-1412,

- (1) The public has the right to attend and speak, and the meeting may be videotaped or recorded by any person in attendance,
- (2) The public body may make **reasonable** rules and regulations regarding the conduct of persons attending.

NEB. REV. STAT. § 84-1413 requires that any action taken shall be moved and seconded and voted upon with the record showing how each member voted.

THE MANY VIOLATIONS BY THE AUTHORITY BOARD:

1. According to information from the Nemaha County Election Commissioner, no Authority Board positions were on the ballot for the 2004 general election or the 2006 general election. Todd

Moeller's seat should have been up for election in 2004, and again in 2010 (following a six-year term). However, Chairman Hauserman announced to the Board on January 10, 2012, that Moeller's seat was up for election in 2012, for a four-year term. Mr. Moeller's election was obviously missed again in 2010.

Inexplicably, Chairman Hauserman informed the board members on January 8, 2008, that all board member seats would be voted on during the next election cycle (the general election of 2008). This could not possibly be claimed to meet the election requirements of either the City's appointments or the state law. In the general election of 2008, Steve Schulte and Dr. Mike Zaruba were elected for four-year terms. J.C. Hauserman and Kendall Neiman were elected for six-year terms. At best, this disregard for state election law demonstrates that the Board will hold elections when they get around to it.

We must also ask, if our client had not been insistent with the Authority Board, would three members be up for election in 2012?

2. Even though an annual budget is required by the Interlocal Agreement, a thorough search of the records will reveal no such budget was ever presented to the City, and the apparent stance of the Authority Board is that, even though the Agreement says they must submit a budget, they do not have to do so.

3. We have not been able to verify that the treasurer for the Board has been the person writing checks for the Authority's funds, nor can we find regular audits of the Authority. While they are not receiving funds from the City's taxes, they are spending the public's money as an agency of the City.

4. The Authority's Bylaws specifically state that regular meetings of the Board shall be held on the first Tuesday of the month, four times per year, January, April, July and October, at 7:30 p.m.. However, they have rarely, if ever, followed this schedule. For example, in 2009, the Board met on the first Tuesday of January, the second Tuesday of March, the third Thursday of June, and the third Tuesday of November. This has been the hit and miss procedure almost since the beginning. The first meeting after adoption of the bylaws that set forth the meeting schedule was held on the fifth Thursday of May, followed by the second Tuesday of July, the first Tuesday of August, the first Tuesday of November, and the second Tuesday of December. Some of these meetings were held at 7:30 p.m., others at 7:00 p.m., 7:15 p.m., and 8:15. In 2010, the meetings have been called to order at 7:00 p.m., 7:05 p.m., 7:15 p.m., 4:55 p.m., and 7:00 p.m. However, the bylaws appear to remain unchanged.

Only three meeting have been held on the first Tuesday of the month, and almost none of them were held at 7:30 p.m. Here is a table showing the days of the week that Authority meetings have been held and times for those meetings.

<u>Day of Month</u>	<u>No. of Meetings</u>	<u>7:30 P.M. Start Time</u>
1 st Tuesday	3	0
2 nd Tuesday	9	1
3 rd Tuesday	11	0
4 th Tuesday	6	0
2 nd Wednesday	2	0
4 th Thursday	2	0
5 th Thursday	1	1

5. From the beginning, the only roll call vote was to establish the members present. Typical minutes of the meetings record a motion made and seconded, with the notation stating "Motion passed". At various times the minutes would record "All voting aye". Then the next notation goes back to showing "Motion passed", and sometimes showing no vote at all. The minutes now consistently show "All voted aye". Apparently, no board member has ever voted "Nay", but the point is that this does not provide the public with the ability to determine the vote of each member, because we cannot tell from this method of recording who actually voted, or how it was determined. We are aware of no other agency in Nebraska that follows a procedure other than the roll call vote or electronic recording of votes.

6. While the bylaws provide that officers shall be elected by the Board at the first meeting after May 12 of each year, a review of the minutes indicates that this has never happened. In May 2003, Mr. Hauserman was elected chairman and Kendall Neiman was elected secretary. They still serve in those offices. Although the Authority met on May 17, 2012, there was no election of officers listed as an agenda item. Holliday attempted to bring this to the Authority's attention, but was ruled out of order. No elections were held at the meeting. The Authority did elect officers at its July 17, 2012 meeting. The Minutes for this meeting read, "Motion by Moeller, 2nd by Hauserman to leave the board members as they are. All voted yea. Hauserman chairman, Schulte vice-chairman, Neiman secretary. Members still looking for a treasurer."

7. When Mary Kruger and our client attempted to attend a board meeting on February 9, 2011, at the Farington Field Terminal Building, they were not able to get in, as the door was locked. They knocked on the door but nothing happened. A little bit later, they were able to obtain entrance when several other people arrived. In 2012, Holliday noticed the posting of another meeting at the Farington Field Terminal Building. She called Chairman Hauserman, mentioning her disappointment at the meeting of February 9, 2011. He explained to her that to get into the Terminal Building she would need a numeric code for the lock. He insisted that she must write down the code, advising that the building would be locked and without the code she might not be able to enter the meeting. Please recall the Open Meetings Act requirement that reasonable arrangements must be made to accommodate the public's right to attend. Requiring the public to call the chairman to obtain an entrance code is not a

reasonable arrangement, particularly when there is no warning or information to the public regarding the entrance code.

8. When our client attended the board meeting on April 10, 2012, Mary Kruger and Holliday sat at the usual chairs - the ones at the table used by the board members. The chairman advised them that they must move their chairs away from the table, as he had a right to do. Two folding chairs had been brought into the room and placed facing the sun. Holliday moved her folding chair to not face the sun. Hauserman repeatedly told her that she had not moved it far enough back from the table. When she asked where he wanted her to sit, he got up, moved the chair to a corner and turned it so that she would be facing the corner. When she objected to this, he indicated that he was just kidding. Our client finds this to be no joking matter. This had a chilling effect upon her exercise of her right to attend, hear, and speak, and it was not a reasonable arrangement of seating. Witnesses to this incident are Steve Schulte, Kendall Neiman, and Mary Kruger. In our opinion this was gender-based harassment and cannot be tolerated.

9. At the meeting of October 9, 2012, Holliday displayed equipment to videotape the meeting. When a Board member objected, he was told that those in attendance have a right under the Opening Meetings Act to record or videotape the meeting of any public body. The response by Board member Kendall Neiman was that he did not agree with the Opening Meetings Act. It is inexplicable that at this point, members of the public have to continually fight to gain compliance with the Open Meetings Act.

This is not an attempt to list every infraction or complaint. Rather, it is intended to highlight some of the more obvious infractions. Taken as a whole, it dramatically points out that the existing board has acted far too long as if they own the airport, rather than operate it as servants of the public. The City Council cannot deny its own measure of responsibility for this lapse of trusteeship, as the Council has allowed the Authority Board to ignore State law and the legal documents establishing the Airport Authority for way too long.

This has continued to the point where the appropriate action would be to follow the procedure of the City's Airport Authority Act, at Sec. 3-502(3), with the passage of a resolution of the City Council to remove the current Board members from office for incompetence, neglect of duty, or malfeasance in office, followed by an action by the city attorney in the district court to accomplish such removal.

Sincerely,



William G. Blake
For the Firm
wblake@baylorevnen.com

Mayor Scott Kudrna and
City Council Members
November 2, 2012
Page | 7

WGB/Isoderquist

C: Angelo Ligouri, City Attorney
Louie Ligouri, Nemaha County Attorney
Jon Bruning, Attorney General, State of Nebraska
Mike Foley, Auditor of the State of Nebraska
Albert Fuller, Attorney for Auburn Airport Authority

693112

To Auburn Council!

AGENDA ITEM
NO 12

HOUSE BURNING

This property is located at 1213 9th Street, Auburn, NE 68305

The Blue Stucco house is far far past any repair and trashed inside and out. It is unsafe for people to live in. This property has been an eyesore to the neighborhood and has been neglected for sometime.

Please sign and date this petition if you are in favor of this action.

PRINTED NAME	SIGNATURE	DATE
<u>WELDON SLATER</u>	<u>Weldon Slater</u>	<u>10-19-2012</u>
<u>Velma Morton</u>	<u>Velma Morton</u>	<u>10-19-2012</u>
<u>Chris Hale</u>	<u>Chris Hale</u>	<u>10-19-2012</u>
<u>Johnny GRAVES</u>	<u>J Graves</u>	<u>10-19-2012</u>
<u>Valerie Hermance</u>	<u>V Hermance</u>	<u>10-19-2012</u>
<u>Bruce Broady</u>	<u>Bruce Broady</u>	<u>10-19-2012</u>
<u>JOHN FELKER</u>	<u>John Felker</u>	<u>10-19-2012</u>
<u>Mike Bernard</u>	<u>Mike Bernard</u>	<u>10-19-2012</u>
<u>Lida Ellison</u>	<u>LIDA ELLISON</u>	<u>10-19-2012</u>
<u>Janell Johnson</u>	<u>Janell Johnson</u>	<u>10/19/2012</u>
<u>Cathy Lachance</u>	<u>Cathy Lachance</u>	<u>10/19/2012</u>
<u>HAROLD B PARKA</u>	<u>Harold Parka</u>	<u>10-20-2012</u>
<u>Cecil Clark</u>	<u>Cecil Clark</u>	<u>10-20-12</u>
<u>Timothy Wells</u>	<u>Timothy Wells</u>	<u>10/29/12</u>

RESOLUTION NO. ____-12
Of
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A RESOLUTION OF THE CITY OF AUBURN, NEBRASKA, FINDING AND DETERMINING THE PREMISES AT 715 11th STREET AUBURN, NEMAHA COUNTY NEBRASKA TO CONTAIN OR BE A NUISANCE AND ORDERING AND DIRECTION THE ABATEMENT AND REMOVAL OF SUCH NUISANCE.

WHEREAS, the City of Auburn, Nebraska has previously provided a written notice to the owners of the premises located 715 11th Street City, Auburn, Nebraska, of conditions constituting a nuisance as defined by the attached notice, the same being herein incorporated by this reference; and

WHEREAS, the owners of the foregoing premises have failed to abate and remove such nuisance and have also failed to request a hearing before the City Council of the City of Auburn, Nebraska, to show cause why the condition on said premises should not be found to be a nuisance and remedied; and

WHEREAS, the City Council specifically finds and determines that the premises at 715 11th Street in the City of Auburn, Nebraska contains or has conditions which constitute a nuisance as defined by the City of Auburn Code of Ordinances; and

WHEREAS, the City Council of the City of Auburn, Nebraska desires to remedy the nuisance on said premises through immediate removal of the same.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of Auburn, Nebraska, that the premises located at 715 11th Street in the City of Auburn, Nebraska is found and determined to have conditions hereon constituting a nuisance as defined by State Statute and the City of Auburn Code of Ordinances and as specifically set forth in the notice attached hereto; and that the owner thereof is ordered and directed to abate and remove the nuisance on the property, and if any owner fails to comply to said Order to abate and remove such nuisance, then the City of Auburn, Nebraska shall proceed forthwith to perform the work necessary to remove such nuisance and cause the costs of such to be collected from the owner by either levy and assessment or through civil action.

Passed and Approved this ____ day of November, 2012.

CITY OF AUBURN, NEBRASKA

Attest:

By: _____

J. Scott Kudrna, Mayor

City Clerk

LIGOURI LAW OFFICE
ATTORNEYS AT LAW
1118 15TH STREET
P.O. BOX 99
AUBURN, NEBRASKA 68305

 COPY

LOUIE M. LIGOURI
ANGELO M. LIGOURI
DYLAN L. HANDLEY

TELEPHONE 274-5484
FACSIMILE 274-3686
AREA CODE 402

NOTICE TO DEMOLISH STRUCTURE

Friday, June 22, 2012.

VCGXT, L.L.C.
1313 DOLLEY MADISON BLVD
STE LL-130
MCLEAN, VA 22101

Re: Notice to demolish structure (House)

Address of Nuisance: 715 11th Street, Auburn, Nebraska
68305

Legal Description: LOT D IN BLOCK 15, SAGE'S RESERVE
IN THE CITY OF AUBURN, NEMAHA
COUNTY, NEBRASKA, ALSO DESCRIBED
AS COMMENCING AT THE NORTHEAST
CORNER OF W.J. SAGE'S RESERVE, NOW
AUBURN, IN BLOCK 15, IN HOWE &
NIXON'S ADDITION TO SHERIDAN, NOW
AUBURN, NEMAHA COUNTY, NEBRASKA,
RUNNING THENCE WEST 50 FEET,
THENCE SOUTH 140 FEET, THENCE EAST
50 FEET, THENCE NORTH 140 FEET TO
THE PLACE OF BEGINNING.

Notice is hereby given that the structure at the above referenced address is declared to be unsafe and a health and safety hazard to the community.

You are hereby notified that the structure shall be demolished. Please contact the Auburn City Building Inspector, Glenn Hogue at (402) 274-4426, within 30 days of the date of service of this Notice and the demolition work must be completed within 60 days of the date of issuance of a Demolition Permit. If demolition work is not commenced and completed within the time specified above, an order shall be given to cause the work to be done and the cost thereof will be assessed against the property.

Any person having any record title or legal interest in the property may appeal from this Notice or any action of the Building Official to the Board of Appeals, provided such appeal is made in writing and is filed with the City Clerk within 20 days of the date of service of this Notice. Failure to appeal will constitute a waiver of all right to an administrative hearing and determination of the matter. Once the 20 day appeal period has passed, the City may, at its discretion, receive bids to have the above said structure removed.

Transfer of ownership. The owner of any dwelling unit or structure who has received this Notice shall not sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another, until the provisions of the compliance order or notice of violation have been complied with, or until such owner shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the code official and shall furnish to the code official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without any further condition for making the corrections or repairs required by such compliance order or notice of violation.

This determination is made for the following reasons:

When a structure or equipment is found by the code official to be unsafe, or when a structure is found unfit for human occupancy, or is found unlawful, such structure shall be condemned.

An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public and of the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.

A structure is unfit for human occupancy whenever the Building Inspector finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin

or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

The Building Inspector shall order the owner of any premises upon which is located any structure, which in the Building Inspector's official judgment is so old, dilapidated or has become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure.

Failure to comply. If the owner of a premises fails to comply with a demolition order within the time prescribed, the Building Inspector and City of Auburn, NE. shall cause the structure to be demolished and removed, either through an available public agency or by contract or arrangement with private persons, and the cost of such demolition and removal shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Vacant structures and land. All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

1. The above identified structure is not maintained in a safe condition:

Requirement: All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.

Violation: The exterior of the property is not maintained in a clean and safe condition. Multiple areas have debris and waste, the house is not secure.

Requirement: The exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety or welfare of the public and the community.

Violation: The exterior of the residence is not maintained in good repair and shows significant signs of decay, dilapidation and decline. The exterior walls are not structurally sound and show significant deterioration especially around the base of the residence.

Requirement: All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All siding and masonry joints as well as those between the building envelope and the perimeter of windows, doors, and skylights shall be maintained, weather resistance and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement.

Violation: Foundation is not properly maintained or sealed and shows signs of collapse; facial Board and siding is rotted and falling apart; wood siding is exposed and is deteriorating; all windows, doors and frames are deteriorated and rotted; the exterior storm doors are rotted off or are falling off.

Requirement: All structural members shall be maintained free from deterioration, and shall be capable of safely supporting the imposed dead and live loads.

Violation: Exterior of structure has rotted siding and facial board; windows and doors are deteriorated and rotted and not water sealed. There is evidence of mold and water rot all about the residence. The exterior of the residence is not water sealed. The residence shows decay and dilapidation creating a hazard to structural stability.

Foundation walls. All foundation walls shall be maintained and free from open cracks and breaks and shall be kept in

such condition so as to prevent the entry of rodents and other pests.

1. Foundation has cracks and areas allowing water entry.
2. Foundation shows signs of collapse and decay on all sides.

Exterior walls. All exterior walls shall be free from holes, breaks, and loose or rotting materials; and maintained weatherproof and properly surface coated where required to prevent deterioration.

1. Exterior of structure shows decay and dilapidation creating a hazard to structural stability.
2. Exterior walls are not water sealed and show exposed material and decay.

Roofs and drainage. The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates a public nuisance.

1. Fascia board is rotted; interior ceiling has areas of water exposure from leaking ceiling.

Window, skylight and door frames. Every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight.

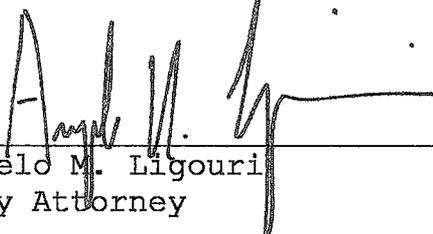
1. Exterior doors and windows are not properly protected or sealed, show significant rot and decay; and are not water sealed or air tight.

It is determined that the structure/residence must be demolished. Permission therefore must be obtained from the City Building Inspector within 30 days of the date of service of this Notice, and the demolition work must be completed within 60 days of the date of issuance of a Demolition Permit. If demolition work is not commenced and completed within the time specified above or a request for appeal not received by the City Clerk, then the City of Auburn shall seek an order to cause the work to be done and the cost thereof will be assessed against the property.

If you have any questions please contact one of the following: Scott Kudrna, Mayor, 402-274-3420; Angelo M. Ligouri, City Attorney, 402-274-5848; or Glenn Hogue, City

Building Inspector, 402-274-4426. Your immediate attention to this matter is necessary.

City of Auburn, Nebraska,



Angelo M. Ligouri
City Attorney

AML/jaa

Cc: Scott Kudrna, Mayor

Glenn Hogue, Building Inspector

City of Auburn
1101 "J" Street
Auburn, NE 68305
(402) 274-3420

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>T. Christofferson</i>
1. Article Addressed to: VCGXT, LLC 1313 Polley Madison Blvd Ste LL-130 Mclean, VA 22101	B. Received by (Printed Name) <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>T. Christofferson</i>
2. Article Number: (Transfer from service label)	C. Date of Delivery <i>7-3-12</i>
PS Form 3811, February 2004	D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:
Domestic Return Receipt	3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
7011 0470 0001 0592 3211	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

7011 0470 0001 0592 3211

MCLEAN VA 22101

OFFICIAL USE	
Postage	\$ 00.65
Certified Fee	\$ 2.95
Return Receipt Fee (Endorsement Required)	\$ 2.35
Restricted Delivery Fee (Endorsement Required)	\$ 0.00
Total Postage & Fees	\$ 5.95

0305
 0555N
 7 Postmark Here
 7
 11
 1100
 AUBURN
 0305

Sent To	<i>VC GXT, LLC</i>
Street, Apt. No., or PO Box No.	<i>1313 Polley Madison Blvd</i>
City, State, ZIP+4	<i>McLean, VA 22101</i>

PS Form 3800, August 2006 See Reverse for Instructions

Nemaha County Assessor Report

Parcel Information	
Parcel ID:	640012531
Links:	Photo #1 Photo #2 Sketch #1
Map Number:	3957-00-0-10130-015-0003
Current Owner:	VCGXT, LLC 1313 DOLLEY MADISON BLVD STE LL-130 MCLEAN VA 22101-0000
Situs Address:	715 11TH ST
Tax District:	5
Tax ID:	003-009-1503
School District:	AUBURN SCHOOL 29 (510)
Neighborhood:	1130
Property Class:	Single Family
Lot Width x Depth:	50 x 140
Legal Description:	SAGE'S RESERVE ADD TO AUBURN BLK 15 LT D

Assessed Values				
Year	Total	Land	Improvements	Outbuildings
2012	10,355	3,000	7,355	0
2011	10,355	3,000	7,355	0

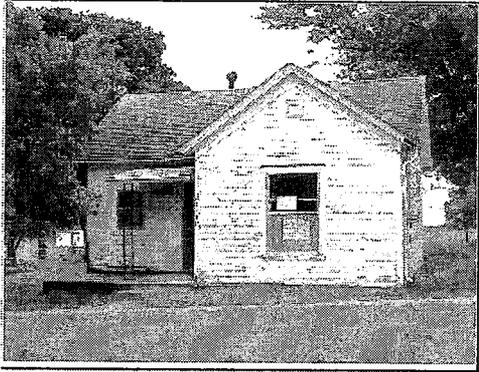
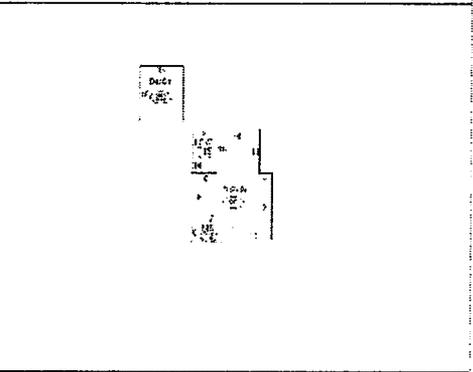
2011 Tax Information	
Taxes:	\$214.44
Tax Levy:	2.146174

Sales History			
Date	Book/Page	Grantor	Price
12/23/06	121-818	C A R F REALTY 1998	\$1,257.00
7/1/04	119-353	MCCONNAUGHEY/BRIAN	\$3,170.00
6/30/04	119-354	FUNDCO INC	\$3,170.00
12/19/94	110-63	GERDES TRUST/PEARLE I	\$9,500.00

Historical Valuation Information							
Year	Billed Owner	Land	Impr.	Outbldg.	Total	Taxable	Taxes
2011	VCGXT, LLC	3,000	7,355	0	10,355	10,355	\$214.44
2010	VCGXT, LLC	3,000	7,355	0	10,355	10,355	\$209.12
2009	VCGXT, LLC	1,470	13,090	0	14,560	14,560	\$296.02
2008	VCGXT, LLC	1,470	13,090	0	14,560	14,560	\$297.10
2007	VCGXT, LLC	1,470	13,090	0	14,560	14,560	\$294.56

Residential Datasheet			
Type:	Single-Family	Heat Type:	100% FORCED AIR
Quality:	20 Fair	Foundation:	Concrete Block/8
Arch. Type:	ONE STORY	Slab Area:	
Year Built:	1910	Crawl Area:	
Actual Age:	102	Basement Area:	
Ext. Wall 1:	100% SIDING	Min Finish:	
Ext. Wall 2:		Rec Finish:	
Base Area:	780	Part Finish:	
Total Area:	780	Bedrooms:	2
Style 1:	100% One-Story	Bathrooms:	1.0
Style 2:		Garage Type:	DETACHED
Roof Type:	COMP SHINGLES	Garage Area:	252

Miscellaneous Improvements		
Improvement	Year	Units
OPEN PORCH W/ROOF		72

Photos and Sketches	
Photo	Sketch
	

IN THE DISTRICT COURT OF NEMAHA COUNTY, NEBRASKA

THE CITY OF AUBURN, NEBRASKA)
A Municipal Corp.) Case Number CI 12-____
)
Plaintiff,)
vs.)
)
VCGY-10, LLC., a Florida Limited) **COMPLAINT FOR**
Liability Co., formerly VCGXT,) **NUISANCE ABATEMENT**
LLC; VANDELAY INVESTMENTS LLC;))
WACHOVIA-COLL AGENT/SASS MUNI))
IV DTR; AND ALL PERSONS HAVING))
INTEREST IN: LOT D IN BLOCK))
FIFTEEN (15), SAGE'S RESERVE,))
AUBURN, NEMAHA COUNTY,))
NEBRASKA, REAL NAMES UNKNOWN,))
)
Defendants.)

Comes now the City of Auburn, a municipal corporation, and for its cause of action against the defendants alleges, states and affirms as follows:

1. That the City of Auburn is a second class city organized and existing under and by virtue of laws of the State of Nebraska and was such at all times referenced herein.

2. That the Defendant, VCGY-10, LLC, a Florida Limited Liability Co., formerly VCXT, LLC, is the owner of record to the real estate located at 715 11th Street, Auburn, Nebraska, more specifically described as follows:

Lot D in Block Fifteen (15), Sage's Reserve, Auburn, Nemaha County, Nebraska, also described as commencing at the Northeast corner of W.J. Sage's Reserve, now Auburn, in Block 15, in Howe & Nixon's Addition to Sheridan, now Auburn, Nemaha County, Nebraska, running thence West 50 feet, thence South 140 feet, thence East 50 feet, thence North 140 feet to the place of beginning.

3. That Defendant, Vandelay Investments, LLC, is the assignee of the Nemaha County Treasure's County Tax Sale Certificate No. C0200902 against the above identified parcel, dated November 13, 2009.

4. The Defendant, Wachovia-Coll Agent/Sass Muni IV DTR, has a first lien and right to have the real estate sold

by sheriff sale pursuant to the Decree of Foreclosure, dated March 18, 2009, in the Nemaha County District Court at Case No. 07-95, in the amount of \$3,607.40 plus interest added after March 18, 2009.

5. That there are persons and/or entities who may have or claim to appear to have some interest in, right or title to, or lien upon, the above described real estate, and the ownership of, interest in, right or title to or lien upon, such property of such persons who does not appear of record in or by the respective names in the county wherein such property is situated, to wit: Nemaha County, Nebraska, and the Plaintiff after diligent investigation and inquiry is unable to ascertain and does not know the names or whereabouts, if in this State, or the residence of such persons and such person are designated and made Defendants herein as "all persons having or claiming interest in Lot "D" in Block "15", Sage's Reserve, Auburn, Nemaha County, Nebraska, real names unknown".

6. That the Defendants failed to comply with the Notice To Demolish Structure, delivered by certified mail on July 3, 2012, outlining the health and safety hazards and violations of the structures located at 715 11th Street, Auburn, Nebraska. A true and accurate copy of said notice and the certified mail return receipt are attached hereto, marked as Exhibits "A" and "B", and incorporated herein by this reference.

7. That the structures on the above described real estate are unsafe and a public nuisance and is in such a state of dilapidation and disrepair that the same are not structurally sound and secure, said structures present a safety and health risk to the community and the public in general and should be demolished. Said structures are so unsightly as to depreciate the value of properties in there vicinity. That said nuisance should be abated and removed.

8. That the Defendants have failed, neglected or refused to remove and abate the aforementioned nuisance from the above identified property.

9. That the structures located upon the premises at 715 11th Street, Auburn, Nebraska, owned by VCGY-10, LLC, formerly VCGXT, LLC, a Florida Limited Liability Co., is now and will continue to be unsafe and structurally unsound pursuant to Nebraska Law and the City of Auburn Code of

Ordinances and the same should be abated and corrected by and through Order of this Court.

WHEREFORE, Plaintiff prays for an Order finding that:

1. The property located at 715 11th Street, Auburn, Nebraska, Legally described as: Lot D in Block Fifteen (15), Sage's Reserve, Auburn, Nemaha County, Nebraska, including structures thereon are a nuisance and that said nuisance shall be removed and abated;

2. The Court issue an Order of Abatement requiring the Defendant or a representative thereof to remove and abate the aforementioned nuisance from the above-described premises, and if the Defendant fails to do so within thirty days, permitting the City of Auburn to clean-up and remove property and structures constituting the nuisance on the premises;

3. That the costs of clean up by the City shall be charged to the Defendants and the subject real estate, pursuant to Nebraska Revised State Statute §18-1722 (1997 Reissue).

4. That the Court order such additional relief as it deems just and equitable.

CITY OF AUBURN, NEBRASKA,
A Municipal Corporation,
Plaintiff

By: _____
Angelo M. Ligouri (22926)
For the City of Auburn

{this space intentionally left blank}

STATE OF NEBRASKA)
) ss.
COUNTY OF NEMAHA)

J. Scott Kudrna, being first duly sworn on oath, says that he is the Mayor of the City of Auburn, Nebraska, who is the Plaintiff in the above entitled matter; that he has read and knows the contents of the foregoing Complaint and that all the facts and allegations contained are true.

J. Scott Kudrna

Subscribed in my presence and sworn to before me this
____ day of October, 2012.

Notary Public

My commission expires:

Prepared by:
Angelo M. Ligouri (22926)
Auburn City Attorney
1118 15th Street
P.O. Box 99
Auburn, Nebraska 68305
Telephone: (402) 274-5484

LIGOURI LAW OFFICE
ATTORNEYS AT LAW
1118 15TH STREET
P.O. BOX 99
AUBURN, NEBRASKA 68305

 COPY

LOUIE M. LIGOURI
ANGELO M. LIGOURI
DYLAN L. HANDLEY

TELEPHONE 274-5484
FACSIMILE 274-3686
AREA CODE 402

NOTICE TO DEMOLISH STRUCTURE

Friday, June 22, 2012.

VCGXT, L.L.C.
1313 DOLLEY MADISON BLVD
STE LL-130
MCLEAN, VA 22101

Re: Notice to demolish structure (House)

Address of Nuisance: 715 11th Street, Auburn, Nebraska
68305

Legal Description: LOT D IN BLOCK 15, SAGE'S RESERVE
IN THE CITY OF AUBURN, NEMAHA
COUNTY, NEBRASKA, ALSO DESCRIBED
AS COMMENCING AT THE NORTHEAST
CORNER OF W.J. SAGE'S RESERVE, NOW
AUBURN, IN BLOCK 15, IN HOWE &
NIXON'S ADDITION TO SHERIDAN, NOW
AUBURN, NEMAHA COUNTY, NEBRASKA,
RUNNING THENCE WEST 50 FEET,
THENCE SOUTH 140 FEET, THENCE EAST
50 FEET, THENCE NORTH 140 FEET TO
THE PLACE OF BEGINNING.

Notice is hereby given that the structure at the above referenced address is declared to be unsafe and a health and safety hazard to the community.

You are hereby notified that the structure shall be demolished. Please contact the Auburn City Building Inspector, Glenn Hogue at (402) 274-4426, within 30 days of the date of service of this Notice and the demolition work must be completed within 60 days of the date of issuance of a Demolition Permit. If demolition work is not commenced and completed within the time specified above, an order shall be given to cause the work to be done and the cost thereof will be assessed against the property.

Exhibit "A"

Any person having any record title or legal interest in the property may appeal from this Notice or any action of the Building Official to the Board of Appeals, provided such appeal is made in writing and is filed with the City Clerk within 20 days of the date of service of this Notice. Failure to appeal will constitute a waiver of all right to an administrative hearing and determination of the matter. Once the 20 day appeal period has passed, the City may, at its discretion, receive bids to have the above said structure removed.

Transfer of ownership. The owner of any dwelling unit or structure who has received this Notice shall not sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another, until the provisions of the compliance order or notice of violation have been complied with, or until such owner shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the code official and shall furnish to the code official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without any further condition for making the corrections or repairs required by such compliance order or notice of violation.

This determination is made for the following reasons:

When a structure or equipment is found by the code official to be unsafe, or when a structure is found unfit for human occupancy, or is found unlawful, such structure shall be condemned.

An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public and of the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.

A structure is unfit for human occupancy whenever the Building Inspector finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin

or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

The Building Inspector shall order the owner of any premises upon which is located any structure, which in the Building Inspector's official judgment is so old, dilapidated or has become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure.

Failure to comply. If the owner of a premises fails to comply with a demolition order within the time prescribed, the Building Inspector and City of Auburn, NE. shall cause the structure to be demolished and removed, either through an available public agency or by contract or arrangement with private persons, and the cost of such demolition and removal shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Vacant structures and land. All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

1. The above identified structure is not maintained in a safe condition:

Requirement: All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.

Violation: The exterior of the property is not maintained in a clean and safe condition. Multiple areas have debris and waste, the house is not secure.

Requirement: The exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety or welfare of the public and the community.

Violation: The exterior of the residence is not maintained in good repair and shows significant signs of decay, dilapidation and decline. The exterior walls are not structurally sound and show significant deterioration especially around the base of the residence.

Requirement: All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All siding and masonry joints as well as those between the building envelope and the perimeter of windows, doors, and skylights shall be maintained, weather resistance and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement.

Violation: Foundation is not properly maintained or sealed and shows signs of collapse; facial Board and siding is rotted and falling apart; wood siding is exposed and is deteriorating; all windows, doors and frames are deteriorated and rotted; the exterior storm doors are rotted off or are falling off.

Requirement: All structural members shall be maintained free from deterioration, and shall be capable of safely supporting the imposed dead and live loads.

Violation: Exterior of structure has rotted siding and facial board; windows and doors are deteriorated and rotted and not water sealed. There is evidence of mold and water rot all about the residence. The exterior of the residence is not water sealed. The residence shows decay and dilapidation creating a hazard to structural stability.

Foundation walls. All foundation walls shall be maintained and free from open cracks and breaks and shall be kept in

such condition so as to prevent the entry of rodents and other pests.

1. Foundation has cracks and areas allowing water entry.
2. Foundation shows signs of collapse and decay on all sides.

Exterior walls. All exterior walls shall be free from holes, breaks, and loose or rotting materials; and maintained weatherproof and properly surface coated where required to prevent deterioration.

1. Exterior of structure shows decay and dilapidation creating a hazard to structural stability.
2. Exterior walls are not water sealed and show exposed material and decay.

Roofs and drainage. The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates a public nuisance.

1. Fascia board is rotted; interior ceiling has areas of water exposure from leaking ceiling.

Window, skylight and door frames. Every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight.

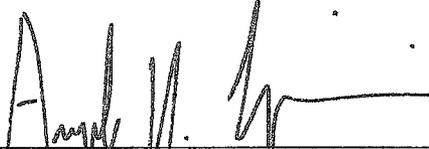
1. Exterior doors and windows are not properly protected or sealed, show significant rot and decay; and are not water sealed or air tight.

It is determined that the structure/residence must be demolished. Permission therefore must be obtained from the City Building Inspector within 30 days of the date of service of this Notice, and the demolition work must be completed within 60 days of the date of issuance of a Demolition Permit. If demolition work is not commenced and completed within the time specified above or a request for appeal not received by the City Clerk, then the City of Auburn shall seek an order to cause the work to be done and the cost thereof will be assessed against the property.

If you have any questions please contact one of the following: Scott Kudrna, Mayor, 402-274-3420; Angelo M. Ligouri, City Attorney, 402-274-5848; or Glenn Hogue, City

Building Inspector, 402-274-4426. Your immediate attention to this matter is necessary.

City of Auburn, Nebraska,



Angelo M. Ligouri
City Attorney

AML/jaa

Cc: Scott Kudrna, Mayor
Glenn Hogue, Building Inspector

City of Auburn
1101 "J" Street
Auburn, NE 68305
(402) 274-3420

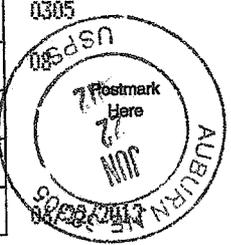
7011 0470 0001 0592 3211

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

MCLEAN VA 22101
OFFICIAL USE

Postage	\$ 0.65
Certified Fee	\$2.95
Return Receipt Fee (Endorsement Required)	\$2.35
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 5.95



Sent To ESOM VC GXT, LLC
 Street, Apt. No., or PO Box No. 1313 Polley Madison Blvd
 City, State, ZIP+4 McLean, VA 22101

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece or on the front if space permits.

Article Addressed to:
VC GXT, LLC
1313 Polley Madison Blvd
Ste LL-130
McLean, VA 22101

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 * T. Christofferson Addressee

B. Received by (Printed Name) T. Christofferson C. Date of Delivery 7.3.12

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number (Transfer from service label) 7011 0470 0001 0592 3211

Exhibit "B"

Request for Proposals

In order to encourage the development of infill housing, the City of Auburn will consider providing a \$10,000 grant or a free lot for the construction of housing units on vacant lots. The purpose of this is to induce housing development on lots where dilapidated houses were removed. Non conforming construction and setbacks will be considered if the variances are conducive to new housing goals. Proposals should be mailed or delivered to City Hall, 1101 "J" Street, Auburn, NE 68305. The deadline for submitting a proposal to the City will be at 5:00 o'clock p.m. on January 16, 2013. Proposals will be reviewed by the KAB committee with their recommendation to be given to the City Council for final approval.

Proposals should include the sq. footage of the proposed housing structure, a basic floor plan, anticipated construction costs, lot cost and all other information that may be helpful in selecting the project to be funded. Questions can be directed to City Hall, (402) 274-3420.

Sherry Heskett
City Clerk

SENDD

Southeast Nebraska Development District

www.sendd.org

MAIN OFFICE
2631 "O" Street, Lincoln, NE 68510
Office: 402-475-2560
Fax: 402-475-2794
djaladay@sendd.org

HUMBOLDT OFFICE
PO Box 308, Humboldt, NE 68376
Office: 402-862-2201
senddhumboldt@windstream.net
senddlisa@windstream.net

Office Location – 427 4th Street

AGENDA ITEM
NO 15

October 31, 2012

Sherry Heskett
City of Auburn
Box 352
Auburn, NE 68305

RE: Drawdown #9 Project Funds—James Cain – 1920 O Street - Project #11
NV Museum – 1423 19th Street – Project #15A
NV Museum – 1816 O Street – Project #15B

Dear Sherry,

Enclosed is Drawdown #9 Project Funds for the above referenced Downtown Revitalization Phase II Commercial Rehabilitation on the Projects #11 (Cain), #15A (NV Museum), and #15B (NV Museum). This represents the twelfth, thirteenth, and fourteenth project disbursement for the Phase II Commercial Rehab.

After you have reviewed this material, Sherry Heskett and Scott Kudrna, Mayor can sign the DD as noted and mail the original DD to DED in the envelope provided. Please place this document into File # IV Financial Management in your City files for this project. These claims are to go to the City Council for the City Council claims process for action on November 13, 2012.

After submittal of Drawdown for #10-DTR-105, in 10 to 30 days, when the automatic transfer is received from DED and deposited in a non-interest bearing/City CDBG account and following City Council action on such bills, please write the following check(s):

	TOTAL	CDBG	OWNER MATCH
Drawdown #9.) The Following CDBG Activity Code 0590 bills have not yet been paid:			
Project #11 – James Cain Reimbursement for replacing windows & door, paint exterior rails, wood trim, gutters at 1920 O Street property	\$5,178.00	\$3,883.50 Grant	\$1,294.50
Project #15A – NV Museum Reimbursement for replacing front & rear doors at 1423 19 th Street property	\$7,200.00	\$5,400.00 Grant	\$1,800.00
Project #15B – NV Museum Reimbursement for sign replacement and painting front of Ag Bldg. at 1816 O Street property	\$1,793.89	\$1,345.42 Grant	\$448.47
	\$14,171.89	\$10,628.92	\$3,542.97

According to the above figures, the City of Auburn should make the following payments:

\$3,883.50 (from Activity Code 0590) = **\$3,883.50 TOTAL to James Cain, Owner 1920 O Street Property**
(\$3,883.50 Grant)

\$5,400.00 (from Activity Code 0590) = **\$5,400.00 TOTAL to Nemaha Valley Museum, Owner 1423 19th Street**
(\$5,400.00 Grant)

\$1,345.42 (from Activity Code 0590) = **\$1,345.42 TOTAL to Nemaha Valley Museum, Owner 1816 O Street**
(\$1,345.42 Grant)

Remember all funds need to be disbursed within 10 business days of receipt from NDED.

Feel free to give me a call at (402) 862-2201 if you have any questions.

Sincerely,



Lisa Beethe
Community Development Specialist



REQUEST FOR CDBG PROJECT FUNDS for PROJECT activities
(Excludes activity 0181 general administration)
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT

See Reverse Side for Instructions / Revised May 2012

CDBG REQUEST form Project Acty	DED Date Stamp
-----------------------------------------	-------------------

Name of Local Government Grantee City of Auburn	Mailing Address PO Box 352	City Auburn	State NE	ZIP 68305
CDBG Grant Number 10-DTR-105	Federal Identification Number 47-6006083	DUNS Number 080199193	Number, sequence order Includes Both general admin 0181 requests And project activity requests 9	DED Program Representative Kevin Andersen

Part I - STATUS OF FUNDS (excludes reporting general administration activity 0181 funds)

1. Project Grant Funds Received to Date	\$	203,224
2. Add: Program Income Received to Date (exclude RLF)	\$	
3. Subtotal	\$	203,224
4. Less: Federal Project Funds Disbursed To Date (Must Agree To Total Of Part II, Line 3)	\$	203,224
5. Total: Project Federal Funds On Hand (Must Agree To Part II, Line 6)	\$	

IMPORTANT

Round all figures down to nearest dollar... **NO CENTS**

Complete Part II for all approved activities even if funds are not requested **DO NOT INCLUDE ACTIVITY 0181 GENERAL ADMIN**

Part II - CASH REQUIREMENTS (excludes reporting general administration activity 0181 funds)

Activity Code Description	0590	Comm	Rehab	TOTAL
1. Total Cash Requirements To Date for Project	\$ 213,852	\$	\$	\$ 213,852
2. Less: Local Funds Disbursed (includes RLF) (exclude Program Income)	\$	\$	\$	
3. Less: Federal Funds Disbursed (include Program Income) Total Must Agree To Part I, Line 4 (exclude RLF)	\$ 203,224	\$	\$	\$ 203,224
4. Total Current Cash Requirements	\$ 10,628			\$ 10,628
5. Less: Unpaid Previous Request				\$
6. Less: Federal Funds On Hand (Must Agree To Part I, Line 5)				
7. Net Amount of Federal Funds Requested \$1,500 MINIMUM CDBG REQUEST. IF NOT FINAL DRAW, A REQUEST LESS THAN \$1,500 IS RETURNED AND NOT PROCESSED				\$ 10,628

I certify that this request for federal funds has been prepared in accordance with the terms and conditions of the Grant Agreement, the Administrative Requirements and Treasury Circular No. 1075 which govern expenditures of federal funds for this grant. I also certify that all data reported above is correct and that the amount of the request for federal funds is not in excess of current needs.

Signature of Authorized Official (Mayor/Board Chairman)	Typed Name of Authorized Official Scott Kudrma, Mayor, City of Auburn	Date
Signature of Authorized Official (Clerk/Treasurer)	Typed Name of Authorized Official Sherry Heskett, City Clerk, City of Auburn	Date
Person Preparing Request for CDBG Funds Form Name: Lisa Beethe	Organizational Telephone Number: SENDD 402-962-2201	Email: senddlisa@windstream.net
DEPARTMENT OF ECONOMIC DEVELOPMENT USE ONLY	AMOUNT APPROVED: \$	INITIALS: _____ DATE: _____

Please refer to instructions for additional guidance.

Amber Kinnaman – Transfer of Project #14 from Lunzmann to Kinnaman
City of Auburn Commercial Rehabilitation: **CDBG 10-DTR-105—Project #14**
City Council Action, Monday, November 12, 2012

MEMORANDUM OF UNDERSTANDING

COMMERCIAL REHABILITATION PROJECT: Partial finance of renovation of structural integrity for property of 1403 19th Street in the City of Auburn, Nebraska

Proposed DTR Grant = \$3,000.00 (35.4% of project)
Owner's Project Match = \$5,470.00 (64.6% of project)

BORROWER: Amber Kinnaman, Sole Proprietor. (Herein after referred to as "Borrower" or "Project User".)

Commercial Rehabilitation LENDER: Not Applicable
PARTICIPATING REGULATED LENDER: Not Applicable.

SOURCE & USE OF FUNDS: See Section H.1)

WHEREAS, the City of Auburn has a Commercial Rehabilitation Program, the stated purpose of which is "to provide assistance to building owners within designated downtown Auburn to improve appearances, meet City code requirements and for preservation". This project type has been selected based on the need to improve structural integrity aligning with Downtown Revitalization goals indicated by Phase I evaluation.

WHEREAS, it is the intent of the potential Project user/borrower (Amber Kinnaman) to utilize City CDBG Commercial Rehabilitation grant/loan funds for structural integrity improvements in conjunction with the noted financing;

NOW THEREFORE BE IT RESOLVED that it is the intent of the parties identified herein to proceed with this Project according to the following terms and conditions:

TERMS AND CONDITIONS

A. Grant/Loan/Equity Mix on Auburn Round 4, Project #14 Financing: \$8,470.00 Project total
The Auburn Commercial Rehabilitation Program Participation will be a \$3,000.00 grant.

Breakdown of project financing:

\$3,000.00 Grant by the City of Auburn (via CDBG funds) = 35.4 % of project
+\$5,470.00 Owner's match of project = 64.6% of project (minimum)
\$8,470.00 = Proposed Commercial Rehabilitation

Total Proposed Maximum Project #14 CDBG Participation:

\$3,000.00 (grant) = 35.4% of project

B. SECURITY:

B.1) Place of business: This loan shall be awarded to Amber Kinnaman to include the Project site at the address of 1403 19th Street, Auburn, NE; Parcel ID #640035361, legally described here as: Courthouse Add to Auburn, Blk 1, N80.4' of LT B to Auburn, Nemaha County, Nebraska.

B.2) Blanket UCC assets: Not applicable.

B.3) Non-business based collateral: Not applicable.

C. INSURANCE/EVIDENCE OF CLEAR TITLE:

C.1) TITLE INSURANCE/EVIDENCE OF CLEAR TITLE: Not applicable.

C.2) HAZARD/FIRE/EXTENDED COVERAGE INSURANCE ON THE PROPERTY USED AS COLLATERAL: Not applicable.

C.3) Key Person Life Insurance: Not applicable.

D. GUARANTY: PERSONAL GUARANTY OF PRINCIPAL & SPOUSE: Not applicable.

E. LOAN COSTS: Not applicable.

F. AUTOMATIC DEPOSIT & REPAYMENT SHALL BE MADE FROM EITHER &/OR THE BUSINESS OPERATIONS ACCOUNT &/OR THE PERSONAL ACCOUNTS OF AMBER KINNAMAN: Not applicable.

G. WARRANTY OF REPRESENTATIONS: Owner/Applicant responsible of obtaining & overseeing contractor: It shall be the responsibility of the applicant (or his/her agent) to secure and manage the construction activity, pay the contractor and then seek reimbursement as outlined below.

H. CONDITIONS PRECEDENT TO DISBURSEMENT OF CDBG COMM. REHAB. FUNDS:

H.1) Prior to disbursement of CDBG funds, all other financing shall be in place &/or evidence of approval of total Project financing will be required. Per the following Source & Use of Funds:

LOAN AMOUNT: \$0.00 TERM: 0 years total RATE: 0%
USE OF CDBG FUNDS: = Partial finance of structural integrity construction costs

SOURCES AND USES OF ALL CDBG Project Funds & Owner Equity Injection FUNDS: For structural integrity costs of 1403 19TH Street property in the City of Auburn, Nebraska

Quantities listed below will be monitored for City Commercial Rehabilitation CDBG Compliance Purposes:

DESCRIPTION	TOTAL COST	CDBG/DTR LOAN	AUBURN CDBG DTR GRANT	OWNER EQUITY
MISC. CONSTRUCTION	\$4,000.00	\$0	\$3,000.00	\$5,470.00
(approximate %)	100 %	0 %	35.4 %	64.6 %

H.2) The City will disburse the CDBG funds when the borrower has provided the City with documentation that substantiates the projected utilization of funds per the above CDBG Source & Use that has been made a part of the DTR commercial rehab application. (That is, the applicant incurs the cost to complete the project, then when the grant/loan is closed the DTR funds will be disbursed.)

I. PERFORMANCE REVIEW: Not applicable at this time.

J. FINANCIAL REPORTS: Annual Reports: Not applicable at this time.

K. MALPERFORMANCE/DEFAULT: Not applicable at this time.

L. OTHER STIPULATIONS: Any amendment, renewal &/or extension of the terms and conditions herein contained in this MOU will be dependent upon the timely compliance with the above conditions and subject to approval by the City of Auburn. The City of Auburn is in no way compelled to accept any such requests for amendment, renewal &/or extension, but if it is found to be in the best interest of the City of Auburn, such amendments, renewals &/or extensions will be processed through to the Auburn City Council for action as may be deemed appropriate.

M. CONTINGENT UPON SHPO & OTHER ENVIRONMENTAL APPROVALS:

This proposed project is contingent upon the owner/applicant meeting the SHPO compliance requirements.

IN WITNESS WHEREOF, the parties to this MOU have affixed their signatures on the date(s) specified below:

Amber D. Kinnaman, Owner/Borrower
DATE: _____ 2012

Scott Kudrna, Mayor, City of Auburn
DATE: _____ 2012

Bryan A. Kinnaman, Owner/Borrower
DATE: _____ 2012

RESOLUTION NO. _____
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.

PASSED AND APPROVED, this 13th day of November, 2012.

* Mayor

ATTEST:

City Clerk

FUNDING AGREEMENT

THIS AGREEMENT made and entered into this ____ day of _____, 2012, by and between the City of Auburn, Nebraska, a Municipal Corporation, hereinafter referred to as City, and the Auburn Chamber of Commerce, Inc., a Nebraska Nonprofit Corporation, hereinafter referred to as Chamber,

WITNESSETH, the parties hereto wish to enter into a Funding Agreement for the purpose of promoting economic development in the City of Auburn, Nebraska, and its immediate business, industrial and manufacturing environs;

NOW, THEREFORE, in consideration of the foregoing recitals and the terms and conditions hereinafter set forth, the parties hereto agree as follows:

1. The parties hereto agree to enter into a funding arrangement for the promotion of economic development as set forth above on the basis of the City's fiscal year ending September 30, 2013.
2. City agrees to fund the promotion of economic development by paying to Chamber the sum of \$2,000.
3. The City's funding as set forth above shall be subject to Chamber using said funds for the purpose of: ... encouraging immigration, new industries, and investment and to conduct and carry on a publicity campaign, ..., exploiting and advertising the various agricultural, horticultural, manufacturing, commercial, and other resources, including utility services of the City," all in accordance with Section 13-315 of the Revised Statutes of Nebraska, a copy of which is attached hereto and marked Exhibit "A"
4. As a way of insuring the City's funds will be used in compliance with Section 13-315, the City's Treasurer and the Chamber's President shall reconcile and audit the receipt and expenditure activity of these funds on an annual basis and within sixty (60) days of the close of the City's fiscal year.
5. At the expiration date of this Funding Agreement on September 30, 2013, the parties hereto shall either enter into a new funding agreement for the ensuing fiscal year or this Funding Agreement shall terminate and the end of year reconciliation and audit shall be accomplished as provided in Paragraph 4 above.

IN WITNESS WHEREOF, the parties hereto have executed the foregoing Funding Agreement in duplicate.

City of Auburn, Nebraska, a
Municipal Corporation

Mayor

ATTEST:

City Clerk

Auburn Chamber of Commerce, Inc.

President

13-315. Appropriation or expenditure; purposes; method; limitation.

The city commissioners or council of any city, the board of trustees of any village, and the county board of any county in the state shall have the power to appropriate or expend annually from the general funds or from revenue received from any proprietary functions of their respective political subdivision an amount not to exceed four-tenths of one percent of the taxable valuation of the city, village, or county for the purpose of encouraging immigration, new industries, and investment and to conduct and carry on a publicity campaign, including a publicity campaign conducted for the purpose of acquiring from any source a municipal electrical distribution system or exploiting and advertising the various agricultural, horticultural, manufacturing, commercial, and other resources, including utility services, of the city, village, or county. Such sum may be expended directly by the city, village, or county or may be paid to the chamber of commerce or other commercial organization or a similar county organization or multicounty organization or local development corporation to be expended for the purposes enumerated in this section under the direction of the board of directors of the organization. The total amount levied including the appropriation or expenditure made under this section shall not exceed the amount limited by law.

Source: Laws 1921, c. 187, § 1, p. 699; C.S.1922, § 4392; C.S.1929, § 18-1201; R.S.1943, § 18-1401; Laws 1969, c. 103, § 1, p. 478; Laws 1972, LB 1261, § 1; Laws 1979, LB 187, § 75; Laws 1980, LB 599, § 5; R.S.1943, (1983), § 18-1401; Laws 1991, LB 840, § 24; Laws 1992, LB 719A, § 30.

Annotations

Provisions under this section for expenditure of tax money and income from proprietary functions for purchase by a municipality or a county of property for industrial development violate the Constitution, but the provisions of expenditures for other purposes by a municipality or county itself or through private organizations are constitutional. *Chase v. County of Douglas*, 195 Neb. 838, 241 N.W.2d 334 (1976).



AGREEMENT RENEWAL

Maintenance Agreement No. 51
Maintenance Agreement between the Nebraska Department of Roads and the
Municipality of Auburn
Municipal Extensions in Auburn

We hereby agree that Maintenance Agreement No. 51 described above be renewed for the period January 1, 2013 to December 31, 2013.

All figures, terms and exhibits to remain in effect as per the original agreement dated January 1, 2011.

In witness whereof, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates indicated below.

Executed by the City this _____ day of _____, 2012.

ATTEST: City of Auburn

City Clerk

Mayor

Executed by the State this _____ day of _____, 2012.

ATTEST: State of Nebraska

District Engineer, Department of Roads

**Section 125 Plan
ADOPTION AGREEMENT**

PAYCHEX®

ITEM I - GENERAL INFORMATION

Sponsoring Employer

Employer Name: City of Auburn
Employer Address: PO Box 352
 Auburn, NE 68305

Federal Tax ID Number: 47-6006083

Telephone Number: (402) 274-3420

Recordkeeper

Recordkeeper Name: PAYCHEX, Inc.
Recordkeeper Address: 1175 John Street
 West Henrietta, NY 14586 - 9199

Telephone Number: 1-800-472-0072

ITEM II - PLAN DATA

Plan Name: The City of Auburn Section 125 Plan

**New Plan, Restatement, or
Takeover from Prior Recordkeeper:** New Plan
 Restatement or Takeover from Prior Recordkeeper

Effective Date: 01/01/2013

Plan Year: 01/01/2013 - 12/31/2013 *

* Plan will renew each January 1 following the Plan Year Effective Date or until that time when the Plan has been terminated by the Employer Organization.

ITEM III - ELIGIBILITY AND PARTICIPATION

Coverage: All employees who meet the conditions specified below shall be eligible to participate in the Plan.

Eligible Employees: All Employees

Excluded Employees: Employees excluded from the classification group are those individual employees who fall into one or more of the following categories:

Seasonal employees working less than 12 month(s) per year.

Part-time employees working less than 40 hours per week.

Entry Date: Employees who meet the above eligibility requirements during the Plan Year shall become a Participant in Plan on the following date. The entry date is the date when an employee meeting the eligibility requirements will be able to begin participation in the Plan as

identified below:

PREMIUM ONLY PLAN

Service Period:

All Plan Years:

Incorporated by Reference

Entry Date:

Date all eligibility requirements were met.

FLEXIBLE SPENDING ACCOUNT

Service Period:

All Plan Years:

12 months after date of hire.

Entry Date:

First day of the month following the date the eligibility requirements are met.

ITEM IV - CAFETERIA PLAN BENEFITS

Premium Only Plan

The salary reduction amount shall equal that portion of the Premium for any of the Benefit Plans checked below that is the Participant's responsibility, as communicated by the Employer before the beginning of the Plan Year.

CMP CORE HEALTH BENEFITS

PER CONTRACT MEDICAL

DEN NON-CORE HEALTH BENEFITS

PER CONTRACT DENTAL

VIS NON-CORE HEALTH BENEFITS

PER CONTRACT VISION

UME Medical Flexible Spending Account

The maximum amount that a Participant may elect to salary reduce under the Medical FSA for the Plan Year shall be \$2,500.00.

The minimum amount that a Participant may elect to salary reduce under the Medical FSA for the Plan Year shall be \$0.00.

DCA Dependent Care Flexible Spending Account

The maximum amount that a Participant may elect to salary reduce under the Dependent Care FSA for the Plan Year shall be \$5,000.00.

The minimum amount that a Participant may elect to salary reduce under the Dependent Care FSA for the Plan Year shall be \$0.00.

ITEM V - 2-1/2 MONTH GRACE PERIOD

For purposes of incurring Qualifying Medical Expenses and/or Qualifying Dependent Care Expenses:

A Participant may incur Qualifying Medical Expenses on or before the March 15th following the close of the Plan Year.

A Participant may incur Qualifying Dependent Care Expenses on or before the March 15th following the close of the Plan Year.

ITEM VI - LIMITED PURPOSE MEDICAL FSA

This feature is not currently available under the City of Auburn Section 125 Plan.

ITEM VII - DEBIT CARD

Effective 01/10/2011, an Employer may elect to allow Participants to pay for Qualifying Medical Expenses and Qualifying Dependent Care Expenses that are reimbursable under Article IV or V of the Plan with a debit card, subject to the rules set forth in 9.1(c) of the Basic Plan Document.

ITEM VIII - APPLICABLE LAW

The plan shall be governed by the laws of the State of NEBRASKA.

Please note that this Adoption Agreement is to be used in conjunction with the City of Auburn Section 125 Plan

Plan Sponsor Signature: _____

Name: _____

Title: _____ **Date:** _____

SUMMARY PLAN DESCRIPTION

City of Auburn Section 125 Plan

Introduction	1
Section 1 - Eligibility and Participation in the Plan	2
Eligibility Requirements	2
Enrollment	2
Termination of Participation	2
Reinstatement During Plan Year	2
Section 2 - Election Form/Compensation Reduction Agreement Under the Plan	3
Plan Elections	3
Limits on Salary Reduction Amounts Elected	3
Change in Election Due to Change in Status	3
Change in Election Due to Change in Cost or Coverage	4
Change in Election Due to Certain Other Events	4
Change in Election Due to FMLA Leave	5
Section 3 - Benefit Options Under the Plan	6
Premium Only Plan	6
Medical FSA	6
Limited Purpose Medical Flexible Spending Arrangement	7
Dependent Care FSA	7
Section 4 - Claims Procedures for Medical FSA and/or Dependent Care FSA	9
How to File a Claim for Benefits	9
Reimbursement	9
Payment with FSA Debit Card	9
Claims Procedure	10
Section 5 - Miscellaneous Information	12
Non-Transferability of Plan Benefits	12
Plan Amendment	12
Plan Termination	12
Interpretation of the Plan	12
No Guaranty of Employment	12
Continuation of Coverage	12

Military Service	13
HIPAA Privacy	13
Section 6 - Statement of ERISA Rights	14
Section 7 - Plan Information	16
Plan Name	16
Plan Sponsor	16
Plan Administrator	16
Plan Number	16
Plan Year	16
Type of Plan	16
Funding	17
Service of Process	17
Section 8 - Definitions	18

Introduction

City of Auburn has established the City of Auburn Section 125 Plan (the "Plan") to provide their Employees with choices among certain employee benefits and cash compensation.

The purpose of the Plan is to provide the following Benefit Options to Eligible Employees:

- **Premium Only Plan.** This Arrangement permits you to pay for the cost of your coverage for you, your Spouse, or your Dependents on a pre-tax salary reduction basis under:
 - the Medical Plan
 - the Dental Plan
 - the Vision Plan
- **Medical Flexible Spending Arrangement ("Medical FSA").** The Medical FSA permits you to elect to reduce a portion of your salary on a pre-tax basis to pay for Qualifying Medical Expenses for you, your Spouse, or your Dependents.
- **Dependent Care Flexible Spending Arrangement ("Dependent Care FSA").** The Dependent Care FSA permits you to elect to reduce a portion of your salary on a pre-tax basis to pay for Qualifying Dependent Care Expenses.

This booklet is called a Summary Plan Description ("SPD") and it contains a summary in understandable language of your rights and benefits under the Plan. You may request a copy of the SPD by contacting the Plan Administrator. If you have difficulty understanding any part of this SPD, you should contact the Plan Administrator for assistance. The Plan Administrator may refer you to the Recordkeeper.

This SPD is a brief description of the terms of the Plan. It is not meant to interpret, extend, or change the Plan in any way. A copy of the Plan is on file with the Plan Administrator and you may review the Basic Plan Document at any reasonable time. The Plan governs in the event of any discrepancy between the Plan's provisions and this SPD.

Section 1 Eligibility and Participation in the Plan

Eligibility Requirements

You are eligible to participate in the Plan

PREMIUM ONLY PLAN

- on your date of hire if you are classified as an Eligible Employee

FLEXIBLE SPENDING ACCOUNT

- on the first day of the month beginning after the date you are classified as an Eligible Employee

You are considered an Eligible Employee

PREMIUM ONLY PLAN

- incorporated by reference

FLEXIBLE SPENDING ACCOUNT

- if you have worked for the Employer for 12 months

You will not be considered an Eligible Employee if you are

- a seasonal employee working less than 12 month(s) per year;
- a part-time employee working less than 40 hours per week

Enrollment

You may enroll in the Plan after meeting the Eligibility Requirements. In order to enroll, you must complete an Election Form/Compensation Reduction Agreement provided by the Plan Administrator, through the Flexible Spending Account Information Line, or participant website as described in Section 2, and file it with the Plan Administrator. Your Election Form and Compensation Reduction Agreement will remain in effect unless the Form/Agreement are changed by you or they are revoked.

Termination of Participation

Your coverage under the Plan will end if:

- you revoke your Election Form/Compensation Reduction Agreement;
- you no longer meet the Plan's eligibility criteria;
- your employment with the Employer terminates; or
- the Plan is terminated.

Reinstatement During Plan Year

If you terminate employment and resume employment within thirty (30) days, your elections under the Plan may be automatically reinstated. However, if you resume employment thirty (30) days after the date you were terminated, you may not reinstate your previous elections on a prospective basis, in accordance with the Enrollment procedures discussed above. You may generally not make new elections for the remainder of the Plan Year.

Section 2 Election Form/Compensation Reduction Agreement Under the Plan

Plan Elections

In order to enroll in the Plan, you must complete an Election Form/Compensation Reduction Agreement ("Agreement"), which you will receive from the Plan Administrator, and file the Agreement with the Plan Administrator. Alternatively, for the Flexible Spending Account, you may complete the Agreement through the Flexible Spending Account Information Line or through the participant website at <https://benefits.paychex.com>. The Agreement will be effective for the entire Plan Year, and will remain in effect from one Plan Year to the next unless changed or revoked. The Agreement can only be changed annually during open enrollment or as described in Section 2.

Limits on Salary Reduction Amounts Elected

The limits on salary reduction amounts are as follows:

- **Premium Only Plan.** The maximum amount that you may elect to salary reduce under the Premium Only Plan for the Plan Year, is equal to the amount of the premium that is solely your responsibility under:
 - the Medical Plan
 - the Dental Plan
 - the Vision Plan
- **Medical FSA.** The maximum amount that you may elect to salary reduce under the Medical FSA for the Plan Year is \$2,500.00.

The minimum amount that you may elect to salary reduce under the Medical FSA for the Plan Year is \$0.00.

- **Dependent Care FSA.** The maximum amount that you may elect to salary reduce under the Dependent Care FSA is equal to the lesser of:
 - your earned income for the Plan Year (after all reductions in compensation including the reduction related to Dependent Care Assistance) up to \$5,000;
 - the actual or deemed earned income of your Spouse for the Plan Year; or
 - \$2,500 if you are married and filing a separate federal income tax return.

If your Spouse is a full-time student at an educational institution or is physically or mentally incapable of caring for himself or herself, your Spouse shall be deemed to have earned income of not less than \$250 per month if you have one Dependent and \$500 per month if you have two or more Dependents.

Change in Election Due to Change in Status

You may change your election during the Plan Year if conditions (a), (b), and (c) are satisfied:

- (a) One or more of the following "change in status" events occurs:
- marriage,
 - divorce,

- legal separation,
 - annulment,
 - death of Spouse or Dependent,
 - birth or adoption of child,
 - change in your employment status or that of your Spouse or Dependent,
 - a Dependent satisfying or ceasing to satisfy eligibility requirements, or
 - change in your place of residence or that of your Spouse or Dependent; and
- (b) The proposed change in election is on account of and corresponds with that change in status (for example, the proposed change bears a logical relationship to the event that has occurred); and
- (c) The change in status affects eligibility under the Plan (for example, you, your Spouse or your Dependent either gains or loses coverage in response to an event).

Change in Election Due to Change in Cost or Coverage

If your cost or coverage under the Medical Plan or Dental Plan, or coverage under your Dependent Care FSA changes, the Plan Administrator is authorized to allow you to change your election during the Plan Year with respect to the Premium Only Plan and Dependent Care FSA (but not the Medical FSA) under the following circumstances.

- **Cost Changes.** If the cost of your coverage increases or decreases during the Plan Year, the Employer may prospectively increase or decrease your salary reduction contributions for the Plan Year. If such change is significant, the Employer may allow you to make a corresponding change in election. This only applies in the case of a Dependent Care FSA if the cost change is imposed by a dependent care provider who is not your relative.
- **Coverage Changes.** If your coverage is significantly reduced during the Plan Year (for example, there is a significant increase in the deductible, the co-pay, or the out-of-pocket cost sharing limit under the Health Program), the Employer may allow you to change your election with respect to that coverage and elect similar coverage available under the Plan. If you experience a complete loss of coverage as defined in IRS regulations, the Employer may allow you to drop coverage if no similar coverage is available.
- **Addition or Improvement.** If the Employer adds a coverage option, or if coverage under an existing option is significantly improved during the Plan Year, you may make an election on a prospective basis for the improved option.
- **Change in Coverage Under Another Employer Plan.** You may make a prospective election change that is on account of and corresponds with a change made under another employer's plan, including a plan of your Spouse or Dependent.

Change in Election Due to Certain Other Events

You may change your election during the Plan Year under the Premium Only Plan or Medical FSA if any of the following events occur:

- a special enrollment right under HIPAA;
- a judgment, decree or order requiring that your child receive accident or medical coverage (including a Qualified Medical Child Support Order); or
- your eligibility for Medicare or Medicaid.

Change in Election Due to FMLA Leave

If you take leave under the Family and Medical Leave Act of 1993 ("FMLA"), you may change or revoke your election under the Premium Only Plan (for group health coverage only) or the Medical FSA, subject to the following limitations:

- **Revoking Coverage.** If you are absent on FMLA Leave, you may elect to cease participation in the Premium Only Plan or the Medical FSA at the time your leave begins.
- **Resuming Coverage.** When you return to employment from FMLA Leave, if you have revoked coverage under the Premium Only Plan, you may elect to reinstate your coverage on a prospective basis, but only at the level of coverage elected before your FMLA Leave began. With respect to the Medical FSA, the preceding sentence applies, except that you may either:
 - catch-up the contributions that were due during the period of FMLA Leave, in which you will resume coverage at the same amount elected before FMLA Leave began, or
 - not catch-up such contributions, with the annual amount of your coverage reduced accordingly
- **Continuing Coverage.** If you wish to continue participation in the Plan during FMLA Leave, you may either pay the premiums on a pre-tax basis before taking FMLA Leave (for example, pre-pay), on an after-tax basis during FMLA Leave (for example, pay as you go), or on a catch-up basis when you return from FMLA Leave (for example, catch-up). You must elect one of these payment methods prior to taking FMLA Leave and make all required payments on a timely basis in order to continue coverage during the leave period. If you continue coverage, expenses that you incur during the leave period will be reimbursed. Failure to make payments under the method that you elect will result in the discontinuance of coverage under the Plan during the leave period. If coverage is discontinued, no expenses that you incur during the leave period will be reimbursed.

Section 3 Benefit Options Under the Plan

Premium Only Plan

Cost of Coverage. The Premium Only Plan permits you to pay for the cost of your coverage under

- the Medical Plan
- the Dental Plan
- the Vision Plan

on a pre-tax salary reduction basis. If you cover any individuals who do not satisfy the definition of an Employee, Spouse or Dependents, including your domestic partner, you will be required to pay for such coverage on an after-tax basis. In addition, unless specified otherwise above, Short-Term Disability and Long-Term Disability coverage will be paid on an after-tax basis, so that the benefit will be tax-free.

Medical FSA

If you elect to participate in the Medical FSA, the Employer will establish and maintain on its books a Medical FSA Account that will allow you to pay the Qualifying Medical Expenses incurred by you, your Spouse or you Dependents on a pre-tax salary reduction basis. Each Plan Year will be accounted for separately.

Crediting of Account. Your Medical FSA Account will be credited, as of each date compensation is paid to you, with an amount equal to the salary reduction you elected in your Election Form/Compensation Reduction Agreement. All amounts credited to the Medical FSA Account are the property of the Employer until paid out to you as a Qualifying Medical Expense.

Debiting of Account. Your Medical FSA Account will be debited from time to time in the amount of any payment for Qualifying Medical Expenses as long as you apply for reimbursement on or before March 31 following the close of the Plan Year. You will be eligible to receive reimbursement at any time during the Plan Year up to the amount that you elected in your Election Form/Compensation Reduction Agreement. Instead of applying for reimbursements, you may use the debit card provided by the Plan Administrator to pay for Qualifying Medical Expenses (as described more fully below).

Reimbursements Following Termination. If you terminate employment during the Plan Year, you will only have 90 days following the date of your termination to submit a claim for reimbursement from your Medical FSA of Qualifying Medical Expenses that were incurred prior to the date of your termination. If you do not submit a timely claim for reimbursement, your account balance will be forfeited and you will not be reimbursed for the incurred medical expense.

Forfeiture of Account. If any balance remains in your Medical FSA Account for the Plan Year after all reimbursements are made to you, up until March 31st of the following year, such balance is not carried over to reimburse you for Qualifying Medical Expenses incurred during a subsequent Plan Year, and is not available to you in any other form or manner. Rather, the balance remains the property of the Plan, and you forfeit all rights with respect to the balance.

Grace Period. You may continue to incur Qualifying Medical Expenses up to March 15th following the close of the Plan Year.

Reimbursement of Qualifying Medical Expenses. You will receive, for each Plan Year, reimbursement of Qualifying Medical Expenses up to the dollar amount of coverage that you elect for the Plan Year, provided:

- such expenses are incurred on or before March 15th following the close of the Plan Year; expenses are treated as incurred when the health care services are provided and not when you are billed, charged for, or pay for the services; and
- such expenses are not reimbursable by the Medical Plan or any other medical plan.

If a Participant terminates employment during the Plan Year, Qualifying Medical Expenses will include only those expenses that are incurred prior to the date of termination of employment, unless such individual elects to continue coverage under COBRA.

Qualifying Medical Expenses. Qualifying Medical Expenses are expenses for medical care, within the meaning of section 213(d) of the Internal Revenue Code, incurred by you, your Spouse or your Dependents, but do not include premium payments for other medical plan coverage, including premiums paid for medical coverage under a plan maintained by your Spouse's or Dependent's employer. Examples of Qualifying Medical Expenses include:

- deductibles and co-payments under any Medical Plan or Dental Plan sponsored by the Employer and under other accident and health insurance that you, your Spouse or your Dependents maintain;
- dental care, including routine dental checkups, orthodontic work, and dentures;
- prescription and nonprescription medicine and drugs purchased to remedy current medical conditions for you, your Spouse or your Dependents;
- eye care, including vision checkups, eyeglasses, and contact lenses;
- hearing care, including hearing examinations and hearing aids; and
- routine physical examinations.

Limited Purpose Medical Flexible Spending Arrangement

If you contribute to a Health Savings Account, you are not eligible to participate in a Medical FSA. However, you may participate in a Limited Purpose Medical Flexible Spending Arrangement ("Limited Purpose Medical FSA"). Under a Limited Purpose Medical FSA, you may receive reimbursements for dental or vision care expenses or certain preventative care expenses the same way you would receive reimbursements if you participated in a Medical FSA. Contact the Plan Administrator for more information about a Limited Purpose Medical FSA.

Dependent Care FSA

If you elect to participate in the Dependent Care FSA, the Employer will establish and maintain on its books a Dependent Care FSA Account that will allow you to pay Qualifying Dependent Care Expenses (explained below) on a pre-tax salary reduction basis. Each Plan Year will be accounted for separately.

Crediting of Account. Your Dependent Care Account will be credited, as of each date compensation is paid to you, with an amount equal to the salary reduction you elected in your Election Form/Compensation Reduction Agreement. All amounts credited to your Dependent Care Account

are the property of the Employer until paid out as Qualifying Dependent Care Expense.

Debiting of Account. Your Dependent Care Account will be debited from time to time in the amount of any payment for Qualifying Dependent Care Expenses as long as you apply for reimbursement on or before March 31 following the close of the Plan Year. You will only be eligible to receive reimbursement up to the amount that is credited to your account at the time you request such reimbursement. Instead of applying for reimbursements, you may use the debit card provided by the Plan Administrator to pay for Qualifying Dependent Care Expenses (as described more fully below).

Reimbursements Following Termination. If you terminate employment during the Plan Year, you will only have 90 days following the date of your termination to submit a claim for reimbursement from your Dependent Care FSA of Qualifying Dependent Care Expenses that were incurred prior to the date of your termination. If you do not submit a timely claim for reimbursement, your account balance will be forfeited and you will not be reimbursed for the incurred dependent care expense.

Forfeiture of Account. If any balance remains in your Dependent Care Account for the Plan Year after all reimbursements are made to you, up until March 31st of the following year, such balance is not carried over to reimburse you for dependent care during a subsequent Plan Year, and is not available to you in any other form or manner. Rather, the balance remains the property of the Plan, and you forfeit all rights with respect to such balance.

Grace Period. You may continue to incur Qualifying Dependent Care Expenses up to March 15th following the close of the Plan Year.

Qualifying Dependent Care Expenses. Qualifying Dependent Care Expenses are expenses incurred by you which satisfy the following conditions:

- are incurred for the care of your Dependents or for related household services on or before March 15th following the close of the Plan Year; expenses are treated as incurred when the services are provided and not when you are billed, charged for, or pay for the services;
- are paid or payable to a dependent care service provider (i.e., a dependent care center that satisfies the requirements of Code section 21(b)(2)(C) or an individual who is: (i) not your dependent, and (ii) if your child, at least age 19); and
- are incurred to enable you and your Spouse if applicable to be gainfully employed.

Qualifying Dependent Care Expenses do not include expenses incurred for services outside your household for the care of a Dependent unless such Dependent is: (i) your Dependent who is under the age of 13 and who lives with you for over half the calendar year, (ii) your Dependent who is mentally or physically unable to care for himself, lives with you for over half the calendar year, regularly spends at least eight hours each day in your household, or (iii) your Spouse who is mentally or physically unable to care for himself, lives with you for over half the calendar year, and regularly spends at least eight hours each day in your household.

Section 4 Claims Procedures for Medical FSA and/or Dependent Care FSA

How to File a Claim for Benefits

If you have entered into an Election Form/Compensation Reduction Agreement for the Plan Year with respect to the Medical FSA and/or the Dependent Care FSA, you may pay for Qualifying Dependent Care Expenses and/or Qualifying Medical Expenses with your own funds and request reimbursement from the Plan in accordance with the procedures described in this section. Alternatively, you may use the debit card provided by the Plan Administrator to pay for these expenses in accordance with the procedures described in this section.

Reimbursement

If you pay for a Qualifying Dependent Care Expenses and/or Qualifying Medical Expenses with your own funds, you may receive reimbursement from your Medical FSA and/or Dependent Care FSA by submitting the request in writing to the Plan Administrator in such form as the Plan Administrator may prescribe, setting forth:

- the amount, date and nature of the expense for which reimbursement is requested;
- the name of the Service Provider to which the expense was paid; and
- such other information as the Plan Administrator may from time to time require.

The request must be accompanied by bills, invoices, receipts, or other statements showing the amounts of such expenses, together with any additional documentation that the Plan Administrator may request.

For the Dependent Care FSA, reimbursement will not be made until your Dependent Care Account balance is sufficient to pay your reimbursement. For the Medical FSA, the total amount that you elect for the Plan Year is, at all times, available for reimbursement. Therefore, it does not matter whether your claims exceed the balance in your Medical FSA Account at the time of the reimbursement, as long as your claims do not exceed the amount you elected to contribute for the Plan Year.

Payment with FSA Debit Card

Rather than using your own funds to pay for Qualifying Dependent Care Expenses and/or Qualifying Medical Expenses and requesting reimbursement, you may pay for such expenses with a debit card provided by the Plan Administrator, subject to the rules described below.

Conditional Debit Card Charges. Any debit card charges that do not fit within one of the categories of automatic substantiation described below are treated as conditional, pending confirmation of the charge. For all conditional charges, you must file a claim for reimbursement with the Plan Administrator and submit additional third-party information, such as merchant or service provider receipts, for review and substantiation. If, upon review, the Plan Administrator determines that these charges are not Qualifying Medical Expenses and/or Qualifying Dependent Care Expenses, the Plan Administrator will notify you. The Plan Administrator will then recoup the improper payment by requiring you to reimburse the Plan Administrator by check, or alternatively, by requesting the Plan Administrator to reduce your salary on an after-tax basis in an amount equal to the improper payment subject to state wage and hour laws.

Automatic Substantiation. The following categories of debit card transactions are considered "automatically substantiated." This means that you do not have to provide a receipt for

review by the Plan Administrator unless otherwise requested:

- transactions that take place at a doctor's office, if the amount of the transaction equals the amount of your co-payment under the Medical Plan;
- transactions involving a co-payment amount that equals an exact multiple (or combination of co-payments) of not more than five times the dollar amount of the co-payment for the specific service;
- transactions where a third-party uses inventory control information to determine whether an expense qualifies as a Qualifying Medical Expense;
- transactions that are recurring and match previously approved claims;

Claims Procedure

Initial Claim. If your claim under the Medical FSA and/or Dependent Care FSA is denied, a notice will be sent within a reasonable time period, but not longer than 30 days from the date the Plan Administrator receives your claim. If the Plan Administrator determines that an extension is necessary due to matters beyond control of the Plan, this time may be extended 15 days. You will receive notice prior to the extension that indicates the circumstances requiring the extension and the date by which the Plan expects to render a determination. If the extension is necessary to request additional information, the extension notice will describe the required information, and you will be given at least 45 days to submit the information. The Plan Administrator will make its determination within 15 days from the date it receives your information, or, if earlier, the deadline to submit your information.

If your claim is partially or wholly denied, you will receive notice of an adverse benefit determination that will:

- state the specific reason(s) for the adverse benefit determination;
- reference the specific Plan provisions on which the determination is based;
- describe additional material or information, if any, needed to perfect the claim and the reasons such material or information is necessary;
- describe the Plan's claims review procedures and the time limits applicable to such procedures, including a statement of your right to bring a civil action under section 502(a) of ERISA following an adverse benefit determination on review;
- disclose any internal rule, guideline, or protocol relied on in making the adverse determination (or state that such information is available free of charge upon request); and
- if the denial is based on a medical necessity or experimental treatment or similar limit, explain the scientific or clinical judgment for the determination (or state that such information will be provided free of charge upon request).

Appealing a Denied Claim. You will have 180 days from the receipt of an adverse benefit determination to file an appeal with the Plan Administrator. Requests for appeals should be sent to the address specified in the adverse benefit determination. Your request must include a description of the issues and evidence you think are relevant. If you do not raise these issues during your appeal, you may not be able to raise them at a later time, such as in a judicial proceeding.

You will have the opportunity to submit written comments, documents, or other information in support

of your appeal and you will have access to all documents that are relevant to your claim. Your appeal will be conducted by a person different from the person who made the initial decision. No deference will be afforded to the initial determination.

If your claim involves a medical judgment question, the Plan Administrator will consult with an appropriately qualified health care practitioner with training and experience in the field of medicine involved. If a health care professional was consulted for the initial determination, a different health care professional will be consulted on appeal. Upon request, the Plan Administrator will provide you with the identification of any medical expert whose advice was obtained on behalf of the Plan in connection with your appeal.

You will be notified of the Plan Administrator's benefit determination on appeal within a reasonable time, but not later than 60 days from receipt of the appeal. If the Plan Administrator issues a negative decision, it will provide a written decision setting forth:

- the specific reason(s) for the adverse determination;
- a reference to specific Plan provision(s) on which the benefit determination is based;
- a statement that you are entitled to receive, upon request and free of charge, reasonable access to, and copies of, all documents, records, and other information relevant to the claim for benefits;
- a statement describing any voluntary appeal procedures offered by the Plan and your right to obtain such procedures and a statement regarding your right to bring an action under section 502(a) of ERISA;
- a disclosure of any internal rule, guidelines, or protocol relied on in making the adverse determination (or state that such information will be provided free of charge upon request);
- if the denial is based on a medical necessity or experimental treatment or similar limit, explain the scientific or clinical judgment for the determination (or state that such information will be provided free of charge upon request).

You also will receive a notice if your claim on appeal is approved.

You, or any other person claiming a benefit under the Plan, must follow the applicable claims procedures before taking action in any other forum regarding a claim for benefits under the Plan. Any suit or legal action initiated under the Plan must be brought no later than one year following a final decision on the claim for benefits under these claims procedures. If a civil action is not filed within this period, the asserted benefit claim is deemed permanently waived and abandoned.

Section 5 Miscellaneous Information

Non-Transferability of Plan Benefits

Benefits under the Plan may not be transferred, assigned, or used as collateral for a loan outside of the Plan, except to the extent required by law.

Plan Amendment

The Employer, at its sole discretion, may amend the Plan at any time. The Employer's right to amend or modify the Plan may be exercised by the Plan Administrator, provided the Employer does not object within 30 days following the Plan Administrator's issuance of written notice to the Employer of the amendment or modification. In no event will any amendment decrease a benefit you have a right to receive under the Plan.

Plan Termination

The Employer has no legal or contractual obligation to continue the Plan. While the Employer currently intends to continue the Plan indefinitely, it reserves the right to change or terminate the Plan at any time as circumstances may dictate. Any amendment or termination of the Plan will be in accordance with applicable law.

Interpretation of the Plan

The Plan Administrator has the power and discretionary authority to construe the terms of the Plan and to determine all questions that arise under the Plan. This power and authority include, for example, the administrative discretion necessary to resolve issues with respect to your eligibility for benefits, years of service, disability, and retirement, or to interpret any other term contained in the Plan documents. The Plan Administrator's interpretations and determinations are binding on all Participants, Employees, former Employees, and their beneficiaries and are intended to be afforded the maximum deference under the law. Benefits under the Plan will be paid only if the Plan Administrator, or its designee, decides at its discretion that the claimant is entitled to them.

No Guaranty of Employment

Participation in the Plan does not guarantee your right to employment with the Employer.

Continuation of Coverage

If you cease to be an Eligible Employee under the Plan and you have elected to participate in the Medical FSA or the Limited Purpose FSA, you may choose statutory continuation coverage under the Plan if you are eligible to do so under COBRA. If you elect COBRA continuation coverage, you may turn in claims for Qualifying Medical Expenses incurred during the Plan Year provided that COBRA participation is in effect. Information about COBRA will be provided to you when you or your Dependent becomes eligible for such coverage.

For more information regarding COBRA, contact the Plan Administrator.

Military Service

If you are on a military leave of absence, you may be eligible to continue coverage under the Plan for both yourself and your eligible Dependents. You also have certain rights to re-enroll in the Plan upon reemployment. Please contact the Plan Administrator for more information.

HIPAA Privacy

The Plan or Insurance Company may disclose certain health information to the Employer for plan administration functions. The Employer will keep this information confidential and will not use this information for any employment-related purpose.

Section 6 Statement of ERISA Rights

If you are a Participant in the Medical FSA or Limited Purpose Medical FSA, you are entitled to certain rights and protections under the Employee Retirement Income Security Act of 1974 ("ERISA"). ERISA provides that all Plan Participants shall be entitled to:

Receive Information About the Medical FSA or Limited Purpose Medical FSA

- Examine, without charge, at the Plan Administrator's office and at other specified locations all documents governing the Medical FSA or Limited Purpose Medical FSA, including, if applicable, insurance contracts, collective bargaining agreements, and a copy of the latest annual report filed by the Plan with the U.S. Department of Labor and available at the Public Disclosure Room of the Employee Benefits Security Administration.
- Obtain copies of documents governing the operation of the Medical FSA or Limited Purpose Medical FSA, including, if applicable, insurance contracts and copies of the latest annual report (Form 5500 Series) and an updated SPD. The Plan Administrator may make a reasonable charge for the copies.

Continue Group Health Plan Coverage

- Continue health care coverage for yourself, Spouse, or Dependents if there is a loss of coverage under the Medical FSA or Limited Purpose Medical FSA as a result of a qualifying event. You or your Dependents may have to pay for such coverage. Review this SPD and the documents governing the Medical FSA or Limited Purpose Medical FSA on the rules governing your COBRA continuation coverage rights.

Prudent Actions by Plan Fiduciaries

In addition to creating rights for Plan Participants, ERISA imposes duties upon the people who are responsible for the operation of the Employee Benefit Plan. The people who operate the Medical FSA or Limited Purpose Medical FSA, called "fiduciaries," have a duty to do so prudently and in the interest of you and other Plan Participants and beneficiaries. No one, including your Employer or any other person, may fire you or otherwise discriminate against you in any way to prevent you from obtaining a welfare benefit or exercising your rights under ERISA.

Enforce Your Rights

If your claim for a welfare benefit is denied or ignored, in whole or in part, you have a right to know why this was done, to obtain copies of documents relating to the decision without charge, and to appeal any denial, all within certain time schedules.

Under ERISA, there are steps you can take to enforce the above rights. For instance, if you request a copy of the Medical FSA or Limited Purpose Medical FSA or the latest annual report from the Medical FSA or Limited Purpose Medical FSA and do not receive them within 30 days, you may file suit in a Federal court. In such a case, the court may require the Plan Administrator to provide the materials and pay you up to \$110 a day until you receive the materials, unless the materials were not sent because of reasons beyond the control of the Administrator. If you have a claim for benefits which is denied or ignored, in whole or in part, you may file suit in a state or Federal court. In addition, if you disagree with the Employer's decision or lack thereof concerning the qualified status of a domestic relations order or a medical child support order, you may file suit in Federal court. If it should happen that the fiduciaries misuse the Medical FSA or Limited Purpose Medical FSA's money, or if you are discriminated against for asserting your rights, you may seek assistance from the U.S. Department of Labor, or you may file suit in a Federal court. The court will decide who should pay court costs and legal fees. If you are successful the court may order the person you have sued to pay these costs and fees. If you lose, the court may order you to pay these costs and fees, for example, if it finds your claim is frivolous.

Assistance with Your Questions

If you have any questions about the Medical FSA or Limited Purpose Medical FSA, you should contact the Plan Administrator. If you have any questions about this statement or about your rights under ERISA, or if you need assistance in obtaining documents from the Plan Administrator, you should contact the nearest office of the Employee Benefits Security Administration, U.S. Department of Labor, listed in your telephone directory or the Division of Technical Assistance and Inquiries, Employee Benefits Security Administration, U.S. Department of Labor, 200 Constitution Avenue N.W., Washington, D.C. 20210. You may also obtain certain publications about your rights and responsibilities under ERISA by calling the publications hotline of the Employee Benefits Security Administration.

**Section 7
Plan Information**

Plan Name

Paychex Section 125 Plan

Plan Sponsor

City of Auburn
PO Box 352
Auburn, NE 68305
(402) 274-3420

The Employer's Identification Number is:

47-6006083

Plan Administrator

The Plan Administrator is responsible for the administration of the Plan. The Plan Administrator's duties are specifically identified in the Plan document. The name, address, and business telephone number of the Plan Administrator is:

City of Auburn
PO Box 352
Auburn, NE 68305
(402) 274-3420

The Employer has delegated some of its duties as Plan Administrator to Paychex, Inc. The address and business telephone number of Paychex, Inc. is:

PAYCHEX, Inc.
1175 John Street
West Henrietta, NY 14586 - 9199
1-800-472-0072

Plan Number

The Plan number is 501

Plan Year

01/01/2013 - 12/31/2013*

* Plan will renew each January 1 following the initial Plan Year or until that time when the Plan has been terminated by the Employer Organization.

Type of Plan

The Premium Only Plan is intended to qualify as a cafeteria plan under Code section 125, the Medical FSA as an ERISA welfare plan under ERISA section 3(1) and a medical reimbursement plan under Code section 105, and the Dependent Care FSA as a dependent care assistance program under Code section 129.

Funding

The Plan is funded through the Employer's general assets.

Service of Process

The Plan's agent for service of legal process is:

City of Auburn
PO Box 352
Auburn, NE 68305
(402) 274-3420

Service of process may also be made on the Plan Administrator.

Section 8 **Definitions**

The following are some key definitions that are used in the Summary Plan Description to describe benefits under the Plan.

Code

The Internal Revenue Code

Dependent

For purposes of the Premium Only Plan and Medical FSA, Dependent means:

- any individual who qualifies as a Dependent under Section 152 of the Code (as modified by Section 105(b) of the Code).
- a child of divorced parents is treated as a dependent of both parents if section 152(e) of the Code applies (regarding a child of divorced or separated parents who receives over half of his or her support from the parents and lives in the custody of one or both parents for more than one-half of the calendar year).

For purposes of the Dependent Care FSA, Dependent means:

- a Dependent of the Participant who is under the age of 13 and who lives with the Participant for more than half the calendar year; or
- a Dependent of the Participant who is physically or mentally incapable of caring for herself or himself, lives with the Participant for more than half the calendar year, regularly spends at least 8 hours a day in the Participant's household, and has gross income of less than the exemption amount under Code section 151(d), if required by law; or
- a Spouse of the Participant who is physically or mentally incapable of caring for herself or himself, lives with the Participant for more than half the calendar year, and regularly spends at least 8 hours per day in the Participant's household.

Employee

Any person who is a common law Employee of the Employer. You are not considered an Eligible Employee under the Plan if the Employer classifies you as a leased employee, independent contractor, or temporary employee.

Employer

City of Auburn

ERISA

The Employee Retirement Income Security Act of 1974, as amended.

FMLA Leave

Leave under the Family and Medical Leave Act of 1993.

Participant

An individual who has satisfied the Plan's eligibility requirements and has elected to participate in the Plan.

Plan

City of Auburn

Section 125 Plan

Plan Administrator

The Employer or person or entity that the Employer designates to perform specific administrative duties under the Plan.

Plan Document

The written document detailing the provisions of the Plan.

Plan Year

The twelve-month period selected by the Employer to be the Plan Year.

Recordkeeper

The person or entity to which the Employer delegates purely administrative functions otherwise exercisable by the Employer as Plan Sponsor.

Spouse

An individual who is legally married to a Participant as determined under applicable state law, and who is treated as a Spouse under the Code. However, for purposes of the Dependent Care FSA, the term "Spouse" does not include:

- an individual legally separated from the Participant under a divorce or separate maintenance decree; or
- an individual who, although married to the Participant, files a separate federal income tax return, maintains a principal residence separate from the Participant during the last six months of the taxable year, and does not furnish more than half the cost of maintaining the principal place of abode of the Participant.

Summary Plan Description

This is the summary of the Basic Plan Document.

City of Auburn
2013 Holidays

New Year's Day	January 1, 2013
Memorial Day	May 27, 2013
Independence Day	July 4, 2013
Labor Day	September 2, 2013
Veteran's Day	November 11, 2013
Thanksgiving Day	November 28, 2013
Friday after Thanksgiving	November 29, 2013
Christmas Eve Afternoon	December 24, 2013
Christmas Day	December 25, 2013
Personal Day	*Choice with Dept. Approval

AGENDA ITEM
NO 22

Auburn Memorial Library

1810 Courthouse Ave
Auburn, NE 68305

City Council Report November 2012

- December 4th and 5th at 10:30 a.m. we will be hosting a special holiday story and craft time. Parents sign up for either the 4th or 5th, with registration being limited to 20 children per session. This is for ages 18 months – 5 years old.

Statistical Report:

<u>Date:</u>	<u>Circulation:</u>	<u>Patrons:</u>	<u>Money to City:</u>	<u>Computer Use:</u>
October 2012	4,865	2,791	\$812.15	501
October 2011	4,477	2,733	\$688.65	526
September 2012	4,331	2,295	\$718.37	402
September 2011	4,318	2,348	\$696.03	516



AGENDA ITEM
NO 22

AUBURN POLICE DEPARTMENT

1805 N STREET • AUBURN, NE 68305
PHONE (402) 274-4977 • FAX (402) 274-5066

KRIS R. BAKER
Chief of Police

Monthly Activity Report October 2012

3607 Miles Driven (3111 miles in October of 2011)
49 Citations issued (41)
8 Warnings issued (79)
15 Arrests made (12)
419 Calls for service (210)
26 Hours spent on animal control (4)
7 Traffic accidents investigated (11)

Other notable activity:

AGENDA ITEM #22

**Budget Reports Submitted by City Treasurer
Receipts by Department**

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-00-3100	GEN FEDERAL REVENUES	20,000.00	3,500.00	3,500.00	17.50	16,500.00
01-00-3200	GEN STATE EQUALIZATION	198,044.58	.00	.00	.00	198,044.58
01-00-3202	GEN STATE MOTOR VH FEE	.00	.00	.00	.00	.00
01-00-3203	GEN MTR VEHICLE PRORATE	1,800.00	186.63	186.63	10.37	1,613.37
01-00-3204	GEN STATE AID	1,150.00	.00	.00	.00	1,150.00
01-00-3205	GEN STATE MIRF	.00	.00	.00	.00	.00
01-00-3208	GEN OTHER STATE	25,000.00	.00	.00	.00	25,000.00
01-00-3301	GEN LICENSES & PERMITS	17,000.00	715.00	715.00	4.21	16,285.00
01-00-3306	GEN REIM/REFUNDS	7,000.00	21.25	21.25	.30	6,978.75
01-00-3310	GEN FRANCHISE FEES	67,000.00	713.33	713.33	1.06	66,286.67
01-00-3311	GEN IN LIEU OF TAXES	.00	.00	.00	.00	.00
01-00-3312	GEN BPW REVENUE PAYMENT	116,000.00	8,231.89	8,231.89	7.10	107,768.11
01-00-3314	GEN ST LIC AND CITY FINES	3,500.00	20.00	20.00	.57	3,480.00
01-00-3325	GEN TICKET SALES	42,000.00	.00	.00	.00	42,000.00
01-00-3326	GEN CONCESSIONS	600.00	.00	.00	.00	600.00
01-00-3327	GEN LESSONS	7,000.00	.00	.00	.00	7,000.00
01-00-3331	GEN FINANCING	.00	.00	.00	.00	.00
01-00-3332	GEN SALE OF MUNI PROPERTY	1,500.00	79.65	79.65	5.31	1,420.35
01-00-3335	GEN CITY SALES TAX	350,000.00	31,039.90	31,039.90	8.87	318,960.10
01-00-3340	GEN INTEREST	2,200.00	75.60	75.60	3.44	2,124.40
01-00-3342	GEN PROGRAM & USE FEES	7,000.00	695.00	695.00	9.93	6,305.00
01-00-3346	GEN FOOTBALL PROGRAM REV	.00	.00	.00	.00	.00
01-00-3347	GEN GRANTS/DONATIONS	4,000.00	.00	.00	.00	4,000.00
01-00-3350	GEN MFO	8,768.97	.00	.00	.00	8,768.97
01-00-3351	GEN PROPERTY TAXES	510,563.00	72,298.71	72,298.71	14.16	438,264.29
01-00-3352	GEN MTR VEHICLE TAXES	65,000.00	5,993.87	5,993.87	9.22	59,006.13
01-00-3359	GEN CO TREAS OTHER	100.00	.00	.00	.00	100.00
01-00-3360	GEN MISC REVENUES	7,000.00	666.10	666.10	9.52	6,333.90
01-00-3361	FIRE PROPERTY TAXES	43,060.00	5,812.98	5,812.98	13.50	37,247.02
01-00-3362	FIRE MTR VEHICLE TAXES	.00	.00	.00	.00	.00
01-00-3363	FIRE MTR VEHICLE PRORATE	150.00	15.01	15.01	10.01	134.99
01-00-3368	FIRE OTHER STATE	2,050.00	.00	.00	.00	2,050.00
01-00-3369	FIRE CO TREAS OTHER	8.00	.00	.00	.00	8.00
01-00-3999	GEN TRANSFERS IN	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	1,507,494.55	130,064.92	130,064.92	8.63	1,377,429.63
		=====	=====	=====	=====	=====
	PROOF	1,507,494.55	130,064.92	130,064.92	8.63	1,377,429.63
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
03-00-3100	STREET FEDERAL REVENUES	.00	.00	.00	.00	.00
03-00-3200	STREET STATE EQUALIZATION	.00	.00	.00	.00	.00
03-00-3201	STREET HIGHWAY ALLOCATION	290,000.00	25,484.23	25,484.23	8.79	264,515.77
03-00-3202	STREET STATE MOTOR VEHICLE FEE	26,500.00	7,005.75	7,005.75	26.44	19,494.25
03-00-3203	STREET MTR VEHICLE PRORAT	.00	.00	.00	.00	.00
03-00-3208	STREET OTHER STATE REV	.00	.00	.00	.00	.00
03-00-3306	STREET REIM/REFUNDS	.00	.00	.00	.00	.00
03-00-3311	STREET IN LIEU OF TAXES	.00	.00	.00	.00	.00
03-00-3321	STREET PAV/WATER/SEWER	.00	.00	.00	.00	.00
03-00-3331	STREET BOND ISSUE	.00	.00	.00	.00	.00
03-00-3332	STREET SALE OF MUNI PROP	.00	.00	.00	.00	.00
03-00-3335	STREET CITY SALES TAX	50,000.00	5,237.54	5,237.54	10.48	44,762.46
03-00-3340	STREET INTEREST	.00	.00	.00	.00	.00
03-00-3351	STREET PROPERTY TAXES	.00	.00	.00	.00	.00
03-00-3352	STREET MTR VEHICLE TAXES	.00	.00	.00	.00	.00
03-00-3359	STREET CO TREAS OTHER	.00	.00	.00	.00	.00
03-00-3360	STREET MISC REVENUES	.00	.00	.00	.00	.00
03-00-3999	STREET TRANSFERS IN (CRA)	60,000.00	.00	.00	.00	60,000.00
		=====	=====	=====	=====	=====
	DIFFERENCE	426,500.00	37,727.52	37,727.52	8.85	388,772.48
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	426,500.00	37,727.52	37,727.52	8.85	388,772.48
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
04-00-3321	PAVING WATER SEWER	44,700.00	5,839.45	5,839.45	13.06	38,860.55
04-00-3331	BOND ISSUE	.00	.00	.00	.00	.00
04-00-3360	MISC REVENUES	.00	.00	.00	.00	.00
04-00-3999	TRANSFERS IN	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	44,700.00	5,839.45	5,839.45	13.06	38,860.55
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	44,700.00	5,839.45	5,839.45	13.06	38,860.55
		=====	=====	=====	=====	=====

AGENDA ITEM #22

**Budget Reports Submitted by City Treasurer
Expenditures by Department**

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-00-4101	GEN SALARIES	117,000.00	9,567.48	9,567.48	8.18	107,432.52
01-00-4102	GEN HEALTH INSURANCE	27,474.88	3,792.32	3,792.32	13.80	23,682.56
01-00-4103	GEN LIFE INSURANCE	1,200.00	138.63	138.63	11.55	1,061.37
01-00-4104	GEN PENSION PLAN	6,000.00	375.63	375.63	6.26	5,624.37
01-00-4105	GEN WORKMEN COMP	775.00	.00	.00	.00	775.00
01-00-4106	GEN UNEMPLOYMENT	.00	.00	.00	.00	.00
01-00-4108	GEN FLEX SPENDING PLAN	950.00	69.50	69.50	7.32	880.50
01-00-4111	GEN FICA MATCH	9,000.00	701.88	701.88	7.80	8,298.12
01-00-4201	GEN LEGAL EXPENSES	25,000.00	.00	.00	.00	25,000.00
01-00-4202	GEN UTILITIES	8,500.00	204.75	204.75	2.41	8,295.25
01-00-4203	GEN INSURANCE	8,200.00	125.00	125.00	1.52	8,075.00
01-00-4204	GEN MEMBERSHIPS/SUBSCRIP	8,000.00	195.00	195.00	2.44	7,805.00
01-00-4205	GEN MEETING EXPENSES	4,000.00	120.00	120.00	3.00	3,880.00
01-00-4206	GEN SERVICES	37,000.00	1,016.35	1,016.35	2.75	35,983.65
01-00-4208	GEN BLDG & GROUNDS MAINT	5,000.00	46.90	46.90	.94	4,953.10
01-00-4209	GEN EQUIP & EQUIP MAINT	5,000.00	454.15	454.15	9.08	4,545.85
01-00-4217	GEN ECONOMIC DEVELOP	2,000.00	.00	.00	.00	2,000.00
01-00-4218	GEN STATUTES & REFERENCE	275.00	.00	.00	.00	275.00
01-00-4223	GEN TREE PROGRAM	4,275.00	.00	.00	.00	4,275.00
01-00-4230	GEN SALES TAX	.00	.00	.00	.00	.00
01-00-4240	GEN REIM/REFUNDS	200.00	.00	.00	.00	200.00
01-00-4245	GEN ST LIC AND CITY FINES	3,500.00	.00	.00	.00	3,500.00
01-00-4250	GEN SUPPLIES/MATERIALS	8,000.00	312.09	312.09	3.90	7,687.91
01-00-4289	GEN SAFETY PROGRAM	.00	.00	.00	.00	.00
01-00-4299	GEN MISC EXPENSES	500.00	143.54	143.54	28.71	356.46
01-00-4400	GEN CAPITAL OUTLAYS	.00	.00	.00	.00	.00
01-00-4500	GENERAL DEBT RETIRE PRINC	140,000.00	140,000.00	140,000.00	100.00	.00
01-00-4600	GEN DEBT RETIRE-INTEREST	2,500.00	1,600.00	1,600.00	64.00	900.00
01-00-4700	GEN BOND FEES	.00	.00	.00	.00	.00
01-00-4800	GEN GRANT & SPECIAL PROJECTS	172,000.00	2,274.29	2,274.29	1.32	169,725.71
01-00-4999	GENERAL TRANSFERS OUT	.00	25,000.00	25,000.00	.00	25,000.00-
		=====	=====	=====	=====	=====
	DIFFERENCE	596,349.88	186,137.51	186,137.51	31.21	410,212.37
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	596,349.88	186,137.51	186,137.51	31.21	410,212.37
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-02-4101	POLICE SALARIES	196,000.00	15,593.73	15,593.73	7.96	180,406.27
01-02-4102	POLICE HEALTH INSURANCE	57,750.00	9,158.18	9,158.18	15.86	48,591.82
01-02-4103	POLICE LIFE INSURANCE	1,225.00	202.26	202.26	16.51	1,022.74
01-02-4104	POLICE PENSION PLAN	11,760.00	649.42	649.42	5.52	11,110.58
01-02-4105	POLICE WORKMEN COMP	7,000.00	.00	.00	.00	7,000.00
01-02-4106	POLICE UNEMPLOYMENT	.00	.00	.00	.00	.00
01-02-4107	POLICE UNIFORM ALLOWANCE	3,600.00	.00	.00	.00	3,600.00
01-02-4108	POLICE FLEX SPENDING PLAN	.00	.00	.00	.00	.00
01-02-4111	POLICE FICA MATCH	15,300.00	980.04	980.04	6.41	14,319.96
01-02-4201	POLICE LEGAL EXPENSES	.00	.00	.00	.00	.00
01-02-4202	POLICE UTILITIES	1,600.00	133.46	133.46	8.34	1,466.54
01-02-4203	POLICE INSURANCE	4,500.00	.00	.00	.00	4,500.00
01-02-4204	POLICE MEMBERSHIPS & SUBS	250.00	.00	.00	.00	250.00
01-02-4205	POLICE MEETING EXPENSES	3,500.00	95.00	95.00	2.71	3,405.00
01-02-4206	POLICE SERVICES	50,000.00	4,166.67	4,166.67	8.33	45,833.33
01-02-4208	POLICE BLDG & GROUNDS MAI	.00	.00	.00	.00	.00
01-02-4209	POLICE EQUIP & EQUIP MAINT	32,000.00	1,440.29	1,440.29	4.50	30,559.71
01-02-4218	POLICE STATUTES & REFEREN	200.00	.00	.00	.00	200.00
01-02-4240	POLICE REIM/REFUNDS	.00	.00	.00	.00	.00
01-02-4250	POLICE SUPPLIES/MATERIALS	21,000.00	1,148.57	1,148.57	5.47	19,851.43
01-02-4299	POLICE MISC. EXPENSES	300.00	.00	.00	.00	300.00
01-02-4400	POLICE CAPITAL OUTLAYS	.00	.00	.00	.00	.00
01-02-4500	POLICE DEBT RETIRE PRIN	.00	.00	.00	.00	.00
01-02-4800	POLICE GRANTS	.00	.00	.00	.00	.00
01-02-4999	POLICE TRANSFERS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	405,985.00	33,567.62	33,567.62	8.27	372,417.38
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	405,985.00	33,567.62	33,567.62	8.27	372,417.38
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-05-4101	FIRE DEPT SALARIES	5,722.68	476.89	476.89	8.33	5,245.79
01-05-4103	FIRE DEPT LIFE INS	1,650.00	269.65	269.65	16.34	1,380.35
01-05-4105	FIRE DEPT WORKMEN COMP	2,000.00	.00	.00	.00	2,000.00
01-05-4106	FIRE DEPT UNEMPLOYMENT	.00	.00	.00	.00	.00
01-05-4110	FIRE DEPT OTHER PERSONAL	.00	.00	.00	.00	.00
01-05-4111	FIRE DEPT FICA MATCH	437.79	36.48	36.48	8.33	401.31
01-05-4202	FIRE DEPT UTILITIES	6,700.00	117.40	117.40	1.75	6,582.60
01-05-4203	FIRE DEPT INSURANCE	5,750.00	.00	.00	.00	5,750.00
01-05-4204	FIRE DEPT MEMBERSHIPS/SUB	1,575.00	800.00	800.00	50.79	775.00
01-05-4205	FIRE DEPT MEETING EXPENSES	1,500.00	.00	.00	.00	1,500.00
01-05-4206	FIRE DEPT SERVICES	400.00	.00	.00	.00	400.00
01-05-4208	FIRE DEPT BLDG & GROUNDS	10,000.00	.00	.00	.00	10,000.00
01-05-4209	FIRE DEPT EQUIP & MAINT	8,000.00	4,652.15	4,652.15	58.15	3,347.85
01-05-4222	FIRE DEPT CHIEF EXPENSES	1,050.00	.00	.00	.00	1,050.00
01-05-4240	FIRE DEPT REIM/REFUNDS	.00	.00	.00	.00	.00
01-05-4250	FIRE DEPT SUPPLIES	2,700.00	158.24	158.24	5.86	2,541.76
01-05-4299	FIRE DEPT MISC EXPENSES	.00	.00	.00	.00	.00
01-05-4400	FIRE DEPT CAPITAL OUTLAYS	20,000.00	.00	.00	.00	20,000.00
01-05-4500	FIRE DEPT DEBT SERV PRINCIP	.00	.00	.00	.00	.00
01-05-4800	FIRE DEPT GRANTS	.00	.00	.00	.00	.00
01-05-4999	FIRE DEPT TRANSFERS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	67,485.47	6,510.81	6,510.81	9.65	60,974.66
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	67,485.47	6,510.81	6,510.81	9.65	60,974.66
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-07-4101	PARKS SALARIES	19,640.00	1,507.50	1,507.50	7.68	18,132.50
01-07-4102	PARKS HEALTH INSURANCE	.00	.00	.00	.00	.00
01-07-4103	PARKS LIFE INSURANCE	.00	.00	.00	.00	.00
01-07-4104	PARKS PENSION PLAN	.00	.00	.00	.00	.00
01-07-4105	PARKS WORKMEN COMP	1,000.00	.00	.00	.00	1,000.00
01-07-4106	PARK UNEMPLOYMENT	.00	.00	.00	.00	.00
01-07-4108	PARK FLEX SPENDING PLAN	.00	.00	.00	.00	.00
01-07-4111	PARKS FICA MATCH	1,502.46	115.33	115.33	7.68	1,387.13
01-07-4202	PARKS UTILITIES	14,000.00	244.39	244.39	1.75	13,755.61
01-07-4203	PARKS INSURANCE	3,200.00	.00	.00	.00	3,200.00
01-07-4204	PARK MEMBERSHIPS & SUB.	.00	.00	.00	.00	.00
01-07-4205	PARKS MEETING EXPENSES	.00	.00	.00	.00	.00
01-07-4206	PARKS SERVICES	.00	.00	.00	.00	.00
01-07-4208	PARKS BLDG & GROUNDS MAIN	10,000.00	2,060.31	2,060.31	20.60	7,939.69
01-07-4209	PARKS EQUIP & MAINT	5,000.00	111.22	111.22	2.22	4,888.78
01-07-4223	PARK TREE PROGRAM	.00	.00	.00	.00	.00
01-07-4230	PARKS SALES TAX/LODGING	600.00	.00	.00	.00	600.00
01-07-4240	PARKS REIM/REFUNDS	.00	.00	.00	.00	.00
01-07-4250	PARKS SUPPLIES & EQUIP	8,000.00	1,438.63	1,438.63	17.98	6,561.37
01-07-4290	PARKS EQUIP/LAND RENTAL	.00	.00	.00	.00	.00
01-07-4299	PARKS MISC EXPENSES	500.00	.00	.00	.00	500.00
01-07-4400	PARKS CAPITAL OUTLAYS	32,000.00	.00	.00	.00	32,000.00
01-07-4500	PARK DEBT SERVICING PRINC.	.00	.00	.00	.00	.00
01-07-4800	PARKS GRANTS	.00	.00	.00	.00	.00
01-07-4999	PARKS TRANSFERS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	95,442.46	5,477.38	5,477.38	5.74	89,965.08
		=====	=====	=====	=====	=====
	PROOF	95,442.46	5,477.38	5,477.38	5.74	89,965.08
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-09-4105	SR CENTER WORKMEN COMP	.00	.00	.00	.00	.00
01-09-4202	SR CENTER UTILITIES	8,000.00	.00	.00	.00	8,000.00
01-09-4203	SR CENTER INSURANCE	2,800.00	1,603.00	1,603.00	57.25	1,197.00
01-09-4206	SR CENTER SERVICES	2,700.00	265.00	265.00	9.81	2,435.00
01-09-4208	SR CENTER BLDG & GROUNDS	5,500.00	.00	.00	.00	5,500.00
01-09-4209	SR CENTER EQUIP & MAINT	2,000.00	594.92	594.92	29.75	1,405.08
01-09-4250	SR CENTER SUPPLIES/MATER	300.00	69.87	69.87	23.29	230.13
01-09-4299	SR CENTER MISC EXPENSES	.00	.00	.00	.00	.00
01-09-4400	SR CENTER CAPITAL OUTLAYS	.00	.00	.00	.00	.00
01-09-4999	SR CENTER TRANSFERS	9,000.00	5,000.00	5,000.00	55.56	4,000.00
		=====	=====	=====	=====	=====
	DIFFERENCE	30,300.00	7,532.79	7,532.79	24.86	22,767.21
		=====	=====	=====	=====	=====
	PROOF	30,300.00	7,532.79	7,532.79	24.86	22,767.21
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-51-4101	LIBRARY SALARIES	65,500.00	5,642.31	5,642.31	8.61	59,857.69
01-51-4102	LIBRARY HEALTH INSURANCE	10,709.91	1,761.50	1,761.50	16.45	8,948.41
01-51-4103	LIBRARY LIFE INSURANCE	480.00	41.90	41.90	8.73	438.10
01-51-4104	LIBRARY PENSION PLAN	3,046.95	218.69	218.69	7.18	2,828.26
01-51-4105	LIBRARY WORKMEN COMP	100.00	.00	.00	.00	100.00
01-51-4106	LIBRARY UNEMPLOYMENT	.00	.00	.00	.00	.00
01-51-4108	LIBRARY FLEX SPENDING	.00	.00	.00	.00	.00
01-51-4111	LIBRARY FICA MATCH	5,015.00	420.71	420.71	8.39	4,594.29
01-51-4201	LIBRARY LEGAL	.00	.00	.00	.00	.00
01-51-4202	LIBRARY UTILITIES	7,000.00	434.49	434.49	6.21	6,565.51
01-51-4203	LIBRARY INSURANCE	3,250.00	.00	.00	.00	3,250.00
01-51-4204	LIBRARY MEMBERSHIPS/SUB	500.00	.00	.00	.00	500.00
01-51-4205	LIBRARY MEETING EXPENSES	400.00	.00	.00	.00	400.00
01-51-4206	LIBRARY SERVICES	6,300.00	896.42	896.42	14.23	5,403.58
01-51-4208	LIBRARY BLDG & GROUNDS	2,000.00	2,065.00	2,065.00	103.25	65.00-
01-51-4209	LIBRARY EQUIP & MAINT	4,120.00	222.93	222.93	5.41	3,897.07
01-51-4228	LIBRARY BOOKS/AVS	14,000.00	1,175.91	1,175.91	8.40	12,824.09
01-51-4230	LIBRARY SALES TAX	60.00	.00	.00	.00	60.00
01-51-4240	LIBRARY REIM/REFUNDS	.00	.00	.00	.00	.00
01-51-4250	LIBRARY SUPPLIES/MATERIALS	6,000.00	124.33	124.33	2.07	5,875.67
01-51-4299	LIBRARY MISC EXPENSES	500.00	132.25	132.25	26.45	367.75
01-51-4400	LIBRARY CAPITAL OUTLAYS	.00	.00	.00	.00	.00
01-51-4800	LIBRARY GRANTS	.00	.00	.00	.00	.00
01-51-4999	LIBRARY TRANS OUT (LOAN)	6,000.00	.00	.00	.00	6,000.00
		=====	=====	=====	=====	=====
	DIFFERENCE	134,981.86	13,136.44	13,136.44	9.73	121,845.42
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	134,981.86	13,136.44	13,136.44	9.73	121,845.42
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
01-52-4101	SWIM POOL SALARIES	50,762.00	.00	.00	.00	50,762.00
01-52-4105	SWIM POOL WORKMEN COMP	1,800.00	.00	.00	.00	1,800.00
01-52-4107	SWIM POOL UNIFORMS	1,000.00	.00	.00	.00	1,000.00
01-52-4111	SWIM POOL FICA MATCH	3,883.30	.00	.00	.00	3,883.30
01-52-4202	SWIM POOL UTILITIES	12,000.00	126.69	126.69	1.06	11,873.31
01-52-4203	SWIM POOL INSURANCE	2,100.00	.00	.00	.00	2,100.00
01-52-4206	SWIM POOL SERVICES	1,000.00	.00	.00	.00	1,000.00
01-52-4208	SWIM POOL BLDG & GROUNDS	3,000.00	1,552.61	1,552.61	51.75	1,447.39
01-52-4209	SWIM POOL EQUIP & MAINT	13,000.00	731.66	731.66	5.63	12,268.34
01-52-4230	SWIM POOL SALES TAX	2,800.00	679.38	679.38	24.26	2,120.62
01-52-4240	SWIM POOL REIM/REFUNDS	.00	.00	.00	.00	.00
01-52-4250	SWIM POOL SUPPLIES/MATER	8,000.00	352.72	352.72	4.41	7,647.28
01-52-4299	SWIM POOL MISC EXPENSES	250.00	.00	.00	.00	250.00
01-52-4400	SWIM POOL CAPITAL OUTLAYS	.00	.00	.00	.00	.00
01-52-4999	SWIM POOL TRANSFERS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	99,595.30	3,443.06	3,443.06	3.46	96,152.24
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	99,595.30	3,443.06	3,443.06	3.46	96,152.24
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
03-00-4101	STREET SALARIES	119,125.00	8,003.47	8,003.47	6.72	111,121.53
03-00-4102	STREET HEALTH INSURANCE	19,094.42	3,002.32	3,002.32	15.72	16,092.10
03-00-4103	STREET LIFE INSURANCE	600.00	87.68	87.68	14.61	512.32
03-00-4104	STREET PENSION PLAN	7,000.00	480.21	480.21	6.86	6,519.79
03-00-4105	STREET WORKMEN COMP	9,500.00	.00	.00	.00	9,500.00
03-00-4106	STREET UNEMPLOYMENT	.00	.00	.00	.00	.00
03-00-4108	STREET FLEX SPENDING PLAN	.00	.00	.00	.00	.00
03-00-4110	STREET OTHER PERSONAL EX	400.00	.00	.00	.00	400.00
03-00-4111	STREET FICA MATCH	9,115.00	580.93	580.93	6.37	8,534.07
03-00-4201	STREET LEGAL EXPENSES	.00	.00	.00	.00	.00
03-00-4202	STREET UTILITIES	8,200.00	114.41	114.41	1.40	8,085.59
03-00-4203	STREET INSURANCE	7,300.00	.00	.00	.00	7,300.00
03-00-4204	STREET MEMBERSHIPS/SUBS	.00	.00	.00	.00	.00
03-00-4205	STREET MEETING EXPENSES	.00	.00	.00	.00	.00
03-00-4206	STREET SERVICES	4,300.00	349.25	349.25	8.12	3,950.75
03-00-4208	STREET BLDG & GR MAINT	500.00	.00	.00	.00	500.00
03-00-4219	STREET ROAD MAINT BY OTHER	.00	.00	.00	.00	.00
03-00-4220	STREET SNOW REMOVAL OTH	3,000.00	.00	.00	.00	3,000.00
03-00-4230	STREET SALES TAX	.00	.00	.00	.00	.00
03-00-4231	STREET ROAD EQUIP PARTS	12,000.00	428.33	428.33	3.57	11,571.67
03-00-4232	STREET ROAD EQUIP LABOR	3,000.00	50.00	50.00	1.67	2,950.00
03-00-4233	STREET FREIGHT & EXPRESS	75.00	.00	.00	.00	75.00
03-00-4234	STREET OTHER EQUIP REPAIRS	.00	.00	.00	.00	.00
03-00-4240	STREET REIM/REFUNDS	200.00	.00	.00	.00	200.00
03-00-4250	STREET SUPPLIES	.00	.00	.00	.00	.00
03-00-4251	STREET POSTAGE	.00	.00	.00	.00	.00
03-00-4252	STREET OFFICE SUPPLIES	.00	.00	.00	.00	.00
03-00-4254	STREET CLEANING SUPPLIES	.00	.00	.00	.00	.00
03-00-4256	STREET CHEMICAL SUPPLIES	2,500.00	7.98	7.98	.32	2,492.02
03-00-4257	STREET MEDICAL SUPPLIES	.00	.00	.00	.00	.00
03-00-4258	STREET SHOP SUPPLIES	1,200.00	63.78	63.78	5.32	1,136.22
03-00-4259	STREET SHOP TOOLS	1,000.00	151.72	151.72	15.17	848.28
03-00-4260	STREET SMALL TOOLS	.00	.00	.00	.00	.00
03-00-4265	STREET PLUMBING SUPPLIES	.00	.00	.00	.00	.00
03-00-4271	STREET GASOLINE	22,000.00	832.65	832.65	3.78	21,167.35
03-00-4272	STREET OIL/GREASE/ETC	800.00	67.96	67.96	8.50	732.04
03-00-4273	STREET TIRES & TIRE REPAIR	3,000.00	.00	.00	.00	3,000.00
03-00-4274	STREET ASPHALTIC MATERIALS	10,000.00	3,313.50	3,313.50	33.14	6,686.50
03-00-4275	STREET GRAVEL & BORROW	6,000.00	.00	.00	.00	6,000.00
03-00-4276	STREET SNOW/SAFETY FENCE	.00	.00	.00	.00	.00
03-00-4277	STREET CONCRETE	10,000.00	.00	.00	.00	10,000.00
03-00-4278	STREET CULVERTS	500.00	.00	.00	.00	500.00
03-00-4279	STREET STEEL PRODUCTS	150.00	20.70	20.70	13.80	129.30
03-00-4280	STREET LUMBER	100.00	.00	.00	.00	100.00
03-00-4283	STREET SIGNS	500.00	.00	.00	.00	500.00
03-00-4284	STREET SIGN POSTS	200.00	.00	.00	.00	200.00
03-00-4285	STREET GUIDE POSTS & DELIN	.00	.00	.00	.00	.00
03-00-4286	STREET SIGNALS	.00	.00	.00	.00	.00
03-00-4287	STREET PAVEMENT MARKING	1,200.00	.00	.00	.00	1,200.00
03-00-4288	STREET FLARES/FLAGS/BARRI	50.00	.00	.00	.00	50.00
03-00-4289	STREET SAFETY PROGRAM	350.00	.00	.00	.00	350.00

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
03-00-4290	STREET EQUIP/LAND RENTAL	6,000.00	500.00	500.00	8.33	5,500.00
03-00-4299	STREET MISC SUPPLIES & MAT	700.00	.00	.00	.00	700.00
03-00-4300	STREET CAPITAL IMPROVE.	330,000.00	2,745.00	2,745.00	.83	327,255.00
03-00-4400	STREET CAPITAL OUTLAYS	22,000.00	.00	.00	.00	22,000.00
03-00-4500	STREET DEBT SERV PRINC	36,727.51	.00	.00	.00	36,727.51
03-00-4600	STREET DEBT SERV INTEREST	6,785.38	.00	.00	.00	6,785.38
03-00-4700	STREET BOND/WARRANTS	.00	.00	.00	.00	.00
03-00-4999	STREET TRANSFERS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	665,172.31	20,799.89	20,799.89	3.13	644,372.42
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	665,172.31	20,799.89	20,799.89	3.13	644,372.42
		=====	=====	=====	=====	=====

CITY OF AUBURN
BUDGET REPORT
CALENDAR 10/2012, FISCAL 1/2012

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	PTD BALANCE	YTD BALANCE	PERCENT EXPENDED	UNEXPENDED
04-00-4206	STREET IMPROVEMENT SERVICES	200.00	.00	.00	.00	200.00
04-00-4299	STREET IMPROVEMENT MISC	.00	.00	.00	.00	.00
04-00-4300	STREET IMPROVEMENT CAP IMPROVE	.00	.00	.00	.00	.00
04-00-4400	STREET IMPROVEMENT CAP OUTLAYS	.00	.00	.00	.00	.00
04-00-4500	ST IMPROVE DEBT SERV PRINCIPAL	115,000.00	.00	.00	.00	115,000.00
04-00-4600	ST IMPROVE DEBT SERV INTEREST	44,567.50	.00	.00	.00	44,567.50
04-00-4700	ST IMPROVE DEBT OTHER	.00	.00	.00	.00	.00
04-00-4999	STREET IMPROVEMENTS TRANS OUT	.00	.00	.00	.00	.00
		=====	=====	=====	=====	=====
	DIFFERENCE	159,767.50	.00	.00	.00	159,767.50
		=====	=====	=====	=====	=====
		=====	=====	=====	=====	=====
	PROOF	159,767.50	.00	.00	.00	159,767.50
		=====	=====	=====	=====	=====

