

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.
MARCH 11, 2013

1. **PLEDGE OF ALLEGIANCE**

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

3. **ROLL CALL**

4. **RECOGNITION OF VISITORS***

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

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

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

6. **APPROVAL OF FINANCIAL REPORT.**

7. **CLAIMS.**

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

9. **7:10 P.M. – PUBLIC HEARING** on the Board of Public Works Reconciliation Statements for the Wastewater Departments.

Action on said public hearing.

10. **AGREEMENT** between the City of Auburn and State of Nebraska Department of Roads – Project No. STP-136-7(123) Reconstructing US-136 in Auburn. **Resolution.**

11. **APPROVAL** – Historic Preservation District grant application.

12. **RESOLUTION** to approve the Local Emergency Operations Plan.

13. **RESOLUTION** – To accept a proposal for Infill Housing.

14. **DRAWDOWN #1** General Admin for 12-HO-6044 (Owner Occupied Housing Rehab project) and related claims.

15. **APPOINTMENTS/REAPPOINTMENTS –**
 - Board of Public Works

16. **DISCUSSION & POSSIBLE MOTION** on enacting City policy for City Representatives and Officials on releasing information and/or statements regarding City conduct, business or future business.

17. **REPORTS/RECOMMENDATIONS - - From Dept. Heads.**
 - a. Street Department –
 - b. Fire Department –
 - c. Library –
 - d. Treasurer -

18. **REPORTS/RECOMMENDATIONS - - From Committees.**
 - a. Street Committee –
 - b. Keep Auburn Beautiful -
 - c. Economic Development –
 - d. Safety Committee –
 - e. Building Committee -
 - f. Legislative –
 - g. Parks and Pool Committee -
 - h. Other Committees & Reports –

19. **ADJOURNMENT.**

Possible Motion Format 3-11-13

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

POSSIBLE MOTION: I move to dispense with the reading of the February 11, 2013 meeting's minutes and to approve the same as written (or as amended)

6. **APPROVAL OF FINANCIAL REPORT.**

POSSIBLE MOTION: I move to approve the financial report

7. **CLAIMS.**

POSSIBLE MOTION: I move to approve the claim submitted by Captain Handy (Larry Holtzman) in the amount of \$240.00

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

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

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

9. **7:10 P.M. – PUBLIC HEARING** on the Board of Public Works Reconciliation Statements for the Wastewater Departments.

POSSIBLE MOTION: I move to approve the Board of Public Works Proprietary Function Reconciliation Statement for the Wastewater Departments

10. **AGREEMENT** between the City of Auburn and State of Nebraska Department of Roads – Project No. STP-136-7(123) Reconstructing US-136 in Auburn. **Resolution.**

POSSIBLE MOTION: I move to approve the agreement between the City of Auburn and State of Nebraska Department of Roads – Project No. STP-136-7(123) Reconstructing US-136 in Auburn by the passage and adoption of Resolution No. 7-13

11. **APPROVAL** – Historic Preservation District grant application.

POSSIBLE MOTION: I move to approve the Historic Preservation District grant application

12. **RESOLUTION** to approve the Local Emergency Operations Plan.

POSSIBLE MOTION: I move to approve Resolution No. 9-13 relating to the Local Emergency Operations Plan

13. **RESOLUTION** – To accept a proposal for Infill Housing.

POSSIBLE MOTION: I move to authorize and approve a grant of \$10,000 to Eric Bohling for the purpose of infill housing as proposed by the passage and adoption of Resolution No. 10-13

POSSIBLE MOTION: I move to authorize and approve a grant of real estate to Terry Fulton/TCB Contracting for the purpose of infill housing as proposed by the passage and adoption of Resolution No. 11-13

14. **DRAWDOWN #1** General Admin for 12-HO-6044 (Owner Occupied Housing Rehab project) and related claims.

POSSIBLE MOTION: I move to approve CDBG #12-HO-6044 (Own Owner Occupied Housing Rehab project) Drawdown #1 and the related claims.

15. **APPOINTMENTS/REAPPOINTMENTS** –

- Board of Public Works

POSSIBLE ACTION: Roll call on the appointment

16. **DISCUSSION & POSSIBLE MOTION** on enacting City policy for City Representatives and Officials on releasing information and/or statements regarding City conduct, business or future business.

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

- a. Street Department –
- b. Fire Department –
- c. Library –
- d. Treasurer -

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

- a. Street Committee –
- b. Keep Auburn Beautiful -
- c. Economic Development –
- d. Safety Committee –
- e. Building Committee -
- f. Legislative –

- g. Parks and Pool Committee -
- h. Other Committees & Reports -

19. **ADJOURNMENT.**

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 February 11, 2013, 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 February 8, 2013. Mayor Scott Kudrna presided over the meeting. The City Clerk of the City of Auburn, Nemaha County, Nebraska, recorded the proceedings.

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

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

Council Member Holtzman moved to dispense with the reading of the January 14, 2013 meeting's minutes and to approve the same as written. The foregoing motion was seconded by Council Member Shawn Clark and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Holtzman, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

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

The following claims were presented before the Council for ratification: Auburn State Bank, Bond Interest-5381.25; Black Hills Energy, Ut-127.73; NE Dept. of Revenue, Keno Tax-1656.28; Region V-SENDS, Se-325.00; Terry Fulton, Infill Housing Grant-5000.00; Time Warner Cable, Se-Ut-211.55; Verizon Wireless, Se-51.95; Wex Bank, Fuel-2708.91; AFLAC, Wh-73.80; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-168.76; Board of Public Works, Ut-11415.00; Five Nines Technology Group, Se-40.00; Linda Bantz, Se-329.00; Mark Harms, Ex-500.00; Nemaha County, Se-23,583.33; The Standard, Ins-363.76; Time Warner Cable, Se-Ut-118.78; Windstream, Ut-Se-172.44; Wex Bank, Fuel-1569.49. The following claims (not previously approved by motion or resolution) were presented: Captain Handy, Se-120.00; Amazon, Bk-605.04; American Legal Publishing, Se-275.63; Auburn Memorial Library Petty Cash, Su-71.70; Auburn Newspapers, Se-530.89; Auburn Plumbing, Htg. & AC Inc., Se-150.00; Baker & Taylor, Bk-217.04; Board of Public Works, Reim-555.80; Bobcat of Omaha, Su-Se-350.53; Book Services, Bk-31.98; Demco, Su-343.43; Eakes Office Plus, Su-134.83; Eggers Brothers Inc., Su-76.07; Filter Care, Se-22.95; First National Bank of Omaha, Equip-Fe-925.29; Five Nines Technology Group, Se-177.50; Follett Software Company, Se-829.00; General Fire and Safety Equipment, Se-346.45; Glenn's Corner Market, Su-345.40; Harry Bridgmon, Reim-Reg-60.00; IAFC, Mem-204.00; JEO Consulting Group Inc., Se-500.00; Lynch's Hardware & Gifts, Su-168.93; Michael Todd & Co. Inc., Su-1058.20; NE Environmental Product, Su-500.00; NE Fire Chiefs Assoc., Mem-60.00; Nemaha County Clerk, Se-274.71; Nemaha Valley Mutual Aid, Mem-100.00; OCLC Inc., Sub-50.44; OK Tire, Re-40.00; Oriental Trading Co. Inc., Su-30.99; Card Services (Orscheln), Su-549.83; Sack Lumber Co., Su-136.43; Southeast Area Clerk's Assoc., Mem-10.00; Southeast Nebraska Development District., Se-406.30; Stutheit Implement Co., Su-85.79; Tom's Radiator Service, Se-185.00; Nebraska Assigned Risk Pool, Ins-14.00; Tri-State Office Products, Su-584.74; Xerox Corporation, Se-Su-291.26.

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 Captain Handy (Larry Holtzman) in the amount of \$120.00. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. Council Member Holtzman abstained from voting. Motion: Carried.

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

Approval was requested that one library staff member be approved to attend the storytime workshop on March 8, 2013 and that approval be given for Tree Board Member Pam Allison to attend the 2013 Tree Care Workshop on March 12, 2013. Council Member Janssen moved to allow attendance at meetings/trainings as requested; Seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, Holtzman, and Janssen. The following voted "NAY": No one. Motion: Carried.

Lee Connor presented the request by the Auburn Eagles/Fire Department to have the July 4th public fireworks display on the property located at Irvin Park and the Auburn High School. Council Member Holtzman moved to approve the request by the Auburn Eagles/Fire Department to have the July 4th public fireworks display on the property located at Irvin Park and the Auburn High School contingent upon Auburn School District #29 approval. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Billings, Shawn Clark, Tom Clark, Holtzman, Janssen, and Jeanneret. The following voted "NAY": No one. Motion: Carried.

Mel Greenwade spoke regarding a law suit on his tree trimming work done for a house moving permit.

Council Member Janssen moved for approval of extending "S" Street south to the Corporate City Limits by the passage and adoption of Resolution No. 4-13. The foregoing motion was seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Holtzman, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 4-13
Of
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A Resolution for approval of extending "S" Street south to the Corporate City Limits.

WHEREAS, on October 8, 2012, the City Council authorized a survey be prepared to extend "S" Street south to the Corporate City Limits;

WHEREAS, on or about January 22, 2013, Thomas B. Catlett, a registered Nebraska Land Surveyor, submitted said survey of the "S" Street extension entitled: "S" Street Extension Exhibit a Part of Vacated Railroad Street and a Portion of Part of the Vacated Burlington Northern Railroad Right-of-way in Calvert Addition to the City of Auburn, Nemaha County, Nebraska;

WHEREAS, the above identified survey has been reviewed and approved by an agent of the Board of Public Works, the City Zoning Commissioner, and the Chairman of the Planning Commission;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council, of the City of Auburn, Nebraska, that:

1. That said survey entitled: "S" Street Extension Exhibit a Part of Vacated Railroad Street and a Portion of Part of the Vacated Burlington Northern Railroad Right-of-way in Calvert

Addition to the City of Auburn, Nemaha County, Nebraska, is hereby accepted, approved and adopted;

2. That "S" Street is hereby extended south to the Corporate City Limit as shown in the survey approved herein;

3. That said survey shall be filed with the City Clerk, County Clerk, and a copy of said survey shall be submitted to JEO Consulting Group, Inc.

Council Member Holtzman moved to authorize the Chief Elected Official to execute the Housing Implementation Contract and Lead Paint Hazard Clearance Examination Contract Between SENDD and the City of Auburn on CDBG #12-HO-6044 by the passage and adoption of Resolution No. 8-13. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Tom Clark, Holtzman, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 8-13

Authorizing Chief Elected Official to Execute Housing Implementation Contract and
Lead Paint Hazard Clearance Examination Contract
Between SENDD & City of Auburn
For 12-HO-6044

WHEREAS, the City of Auburn, Nebraska, as an eligible unit of general purpose government has been awarded by the Nebraska Department of Economic Development, a CDBG Grant Contract #12-HO-6044 in the amount of \$224,868; and, said grant budget identified funds for the potential of contracting project implementation/special services support;

WHEREAS, the City of Auburn, Nebraska will find it in its best interest to enter into a contract not to exceed \$21,854 for Housing Rehabilitation Management Services and also a contract for \$10,500 for Lead Paint Hazard Screening and Clearance Exams with SENDD for such project coordination/implementation/ special services, and SENDD has the capacity to provide such services; and

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Auburn, Nebraska, hereby directs and authorizes the Mayor of the City of Auburn, Nebraska to proceed with the execution of said contracts with SENDD for an amount based on costs incurred not to exceed \$21,854 and \$10,500 for Owner Occupied Homeowners Rehabilitation Project Implementation/Special Services for this project.

Council Member Billings moved to approve CDBG #10-DTR-105 (Downtown Revitalization Phase II Commercial Rehabilitation) Drawdown #10 and the related claims. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Holtzman, Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried.

Discussion was held and questions were asked regarding the proposed agreement between the City of Auburn and State of Nebraska Department of Roads associated with Project No. STP-136-7(123) Reconstructing US-136 in Auburn. Additional information will be presented at the next city council meeting so that action can be taken.

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. 5-13. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, Tom Clark, and Holtzman. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 5-13

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

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

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

Matthew Martin, 701 "M" Street, Auburn, Nebraska, N. 92' of Lots 5 & 6, Block 31, Sheridan Addition to Auburn, Nemaha County, Nebraska, in the amount of \$50.70;

Betty Banks, 1202 11th Street, Auburn, Nebraska, Lot 12, Block 12, Sheridan Addition to Auburn, Nemaha County, Nebraska, in the amount of \$60.60;

Terry Peck Estate, 1314 "N" Street, S. 12'6 of Lot 2, and All of Lots 3 & 4, Block 6, Reed & Gilmore Addition to Auburn, Nemaha County, Nebraska, in the amount of \$44.39;

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

Bank of America, 601 13th Street, Lot 1, Block 32, Howe & Nixon Second Addition to Auburn, Nemaha County, Nebraska, in the amount of \$65.26;

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

Dale Dettman, 1010 15th Street, Auburn, Nebraska, E35' of Lot 10, Block 9, Howe, Nixon, & Wilson Addition to Auburn, Nemaha County, Nebraska, in the amount of \$25.40;

Edward E. Jarrett, 1807 "L" Street, Auburn, Nebraska, S60' of Lots 5 & 6, Block 26, Howe, Nixon & Wilson Addition to Auburn, Nemaha County, Nebraska, in the amount of \$38.10;

Robert Lee Alexander Estate, 1912 K Street, Auburn, Nebraska, East 80' of Lots 4 & 5 (Tract B Replat), Block 2, Calvert First Addition to Auburn, Nemaha County, Nebraska in the amount of \$42.02;

Harbour Portfolio, 1408 24th Street, W70' of S25' of Lot 5 & W70' of Lot 6, Block 2, Calvert Addition to Auburn, Nemaha County, Nebraska, in the amount of \$54.19;

Dale Quinn, 1514 23rd Street, Auburn, Nebraska, E1/2 of Lots 7 & 8, Block 8, Courthouse Addition to Auburn, Nemaha County, Nebraska, in the amount of \$50.70

John Lindinger, 2510 "O" Street, Auburn, Nebraska, Lot 3, Block 19, Calvert Addition to Auburn, Nemaha County, Nebraska, in the amount of \$38.10; and,

Eugene Pegler, 1803 "P" Street, Auburn, Nebraska, N33' of Lot 10 & S 34' of Lot 11, Block 24, Reed & Gilmore Addition to 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 Holtzman 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. 6-13. The foregoing motion was seconded by Council Member Janssen and upon roll call vote, the following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, Holtzman, and Janssen. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 6-13

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 below stated unpaid and delinquent Sewer accounts due and owing to the Board of Public Works, Auburn, Nebraska. The City Clerk shall certify said items 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, Lots 9 & 10, Block 18, Howe & Nixon Addition to Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

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

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

Matthew Martin, 701 "M" Street, Auburn, Nebraska, N92' of Lots 5 & 6, Block 31, Sheridan Addition to Auburn, Nemaha County, Nebraska, in the amount of \$121.62;

Betty Banks, 1202 11th Street, Auburn, Nebraska, Lot 12, Block 12, Sheridan Addition to Auburn, Nemaha County, Nebraska, in the amount of \$135.90;

Terry Peck Estate, 1314 N Street, Auburn, Nebraska, S12'6 of Lot 2 & all of Lots 3 & 4, Block 6, Reed & Gilmore Addition to Auburn, Nebraska, Nemaha County, in the amount of \$75.10;

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

Bank of America, 601 13th Street, Auburn, Nebraska, Lot 1, Block 32, Howe & Nixon Second Addition to Auburn, Nemaha County, Nebraska, in the amount of \$137.68;

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

Dale Dettman, 1010 15th Street, E35' of Lot 10, Block 9, Howe, Nixon, & Wilson Addition to Auburn, Nemaha County, Nebraska, in the amount of \$42.00;

Edward E. Jarrett, 1807 "L" Street, Auburn, Nebraska, S60' of Lots 5 & 6, Block 26, Howe, Nixon & Wilson Addition to Auburn, Nemaha County, Nebraska, in the amount of \$63.00;

Robert Lee Alexander Estate, 1912 K Street, East 80' Lots 4 & 5 (Tract B Replat), Block 2, Calvert First Addition to Auburn, Nemaha County, Nebraska, in the amount of \$74.24;

Harbour Portfolio, 1408 24th Street, W70' of S25' of Lot 5 & W70' of Lot 6, Block 2, Calvert Addition to Auburn, Nemaha County, Nebraska, the amount of \$89.60;

Dale Quinn, 1514 23rd Street, Auburn, Nebraska, E1/2 of Lots 7 & 8, Block 8, Courthouse Addition to Auburn, Nemaha County, Nebraska, in the amount of \$127.74;

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

Eugene Pegler, 1803 "P" Street, Auburn, Nebraska, N33' of Lot 10 & S34' of Lot 11, Block 24, Reed & Gilmore Addition to 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,

Mayor Kudrna appointed John Billings to the Auburn Volunteer Fire Department. Upon calling the roll, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Holtzman, Janssen, and Jeanneret. The following voted "NAY": No one. Council Member Katy Billings abstained from voting. Appointment: Confirmed.

Mayor Kudrna did not present a name for appointment to the Board of Public Works.

Council Member Holtzman moved to approve Option #1 associated with the purchase of a 2013 Chevrolet Silverado 1500 2WD Reg Cab through the state contract. The foregoing motion was seconded by Council Member Tom Clark and upon roll call vote, the following Council Members voted "YEA": Shawn Clark, Tom Clark, Holtzman, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried.

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

The following committees provided reports: Street, KAB, Economic Development, and Legislative. A written financial report was provided by the Auburn Community Redevelopment Authority. A written report of law enforcement activity within the city of Auburn for January 2013 was provided by the Nemaha County Sheriff.

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 Shawn Clark seconded the foregoing motion and upon roll call vote, the following Council Members voted "YEA": Tom Clark, Holtzman, Janssen, Jeanneret, Billings and Shawn 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 February 11, 2013; 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

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 February 11, 2013, at 7:00 o'clock P.M., in Regular Meeting, open to the general public.

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

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

Council approved the January 14, 2013 meeting's minutes as written.

The City Council approved the financial report.

The following claims were presented before the Council for ratification: Auburn State Bank, Bond Interest-5381.25; Black Hills Energy, Ut-127.73; NE Dept. of Revenue, Keno Tax-1656.28; Region V-SENDS, Se-325.00; Terry Fulton, Infill Housing Grant-5000.00; Time Warner Cable, Se-Ut-211.55; Verizon Wireless, Se-51.95; Wex Bank, Fuel-2708.91; AFLAC, Wh-73.80; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-168.76; Board of Public Works, Ut-11415.00; Five Nines Technology Group, Se-40.00; Linda Bantz, Se-329.00; Mark Harms, Ex-500.00; Nemaha County, Se-23,583.33; The Standard, Ins-363.76; Time Warner Cable, Se-Ut-118.78; Windstream, Ut-Se-172.44; Wex Bank, Fuel-1569.49. The following claims (not previously approved by motion or resolution) were presented: Captain Handy, Se-120.00; Amazon, Bk-605.04; American Legal Publishing, Se-275.63; Auburn Memorial Library Petty Cash, Su-71.70; Auburn Newspapers, Se-530.89; Auburn Plumbing, Htg. & AC Inc., Se-150.00; Baker & Taylor, Bk-217.04; Board of Public Works, Reim-555.80; Bobcat of Omaha, Su-Se-350.53; Book Services, Bk-31.98; Demco, Su-343.43; Eakes Office Plus, Su-134.83; Eggers Brothers Inc., Su-76.07; Filter Care, Se-22.95; First National Bank of Omaha, Equip-Fe-925.29; Five Nines Technology Group, Se-177.50; Follett Software Company, Se-829.00; General Fire and Safety Equipment, Se-346.45; Glenn's Corner Market, Su-345.40; Harry Bridgmon, Reim-Reg-60.00; IAFC, Mem-204.00; JEO Consulting Group Inc., Se-500.00; Lynch's Hardware & Gifts, Su-168.93; Michael Todd & Co. Inc., Su-1058.20; NE Environmental Product, Su-500.00; NE Fire Chiefs Assoc., Mem-60.00; Nemaha County Clerk, Se-274.71; Nemaha Valley Mutual Aid, Mem-100.00; OCLC Inc., Sub-50.44; OK Tire, Re-40.00; Oriental Trading Co. Inc., Su-30.99; Card Services (Orscheln), Su-549.83; Sack Lumber Co., Su-136.43; Southeast Area Clerk's Assoc., Mem-10.00; Southeast Nebraska Development District., Se-406.30; Stutheit Implement Co., Su-85.79; Tom's Radiator Service, Se-185.00; Nebraska Assigned Risk Pool, Ins-14.00; Tri-State Office Products, Su-584.74; Xerox Corporation, Se-Su-291.26.

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 claim submitted by Captain Handy (Larry Holtzman) in the amount of \$120.00 was approved. Council Member Holtzman abstained from voting.

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

Approval was given for one library staff member to attend the storytime workshop on March 8, 2013 and for Tree Board Member Pam Allison to attend the 2013 Tree Care Workshop on March 12, 2013.

The City Council approved the request by the Auburn Eagles/Fire Department to have the July 4th public fireworks display on the property located at Irvin Park and the Auburn High School contingent upon Auburn School District #29 approval.

Mel Greenwade spoke regarding a law suit on his tree trimming work done for a house moving permit.

February 11, 2013

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The City Council gave approval of extending "S" Street south to the Corporate City Limits by the passage and adoption of Resolution No. 4-13.

The Chief Elected Official was authorized to execute the Housing Implementation Contract and Lead Paint Hazard Clearance Examination Contract Between SENDD and the City of Auburn associated with CDBG #12-HO-6044 by the passage and adoption of Resolution No. 8-13.

CDBG #10-DTR-105 (Downtown Revitalization Phase II Commercial Rehabilitation) Drawdown #10 and the related claims were approved.

Discussion was held and questions were asked regarding the proposed agreement between the City of Auburn and State of Nebraska Department of Roads associated with Project No. STP-136-7(123) Reconstructing US-136 in Auburn. Additional information will be presented at the next city council meeting so that action can be taken.

The report of unpaid water accounts was approved and authorization was given to certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 5-13.

The report of unpaid sewer accounts was approved and authorization was given to certify said items to the Nemaha County Clerk by the passage and adoption of Resolution No. 6-13.

The City Council confirmed the appointment of John Billings to the Auburn Volunteer Fire Department. Council Member Katy Billings abstained from voting.

Mayor Kudrna did not present a name for appointment to the Board of Public Works.

Option #1 associated with the purchase of a 2013 Chevrolet Silverado 1500 2WD Reg Cab through the state contract was approved.

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

The following committees provided reports: Street, KAB, Economic Development, and Legislative. A written financial report was provided by the Auburn Community Redevelopment Authority. A written report of law enforcement activity within the city of Auburn for January 2013 was provided by the Nemaha County Sheriff.

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.

CALENDAR 2/2013, FISCAL 5/2012

AGENDA ITEM
 NO. 6

ACCOUNT TITLE	LAST REPORT ON HAND	RECEIVED	DISBURSED	BALANCE
GENERAL CHECKING	246,687.51	144,497.20	61,000.01	330,184.70
STREET CHECKING	22,655.92	31,611.88	18,015.27	36,252.53
STREET BOND/WARRANT CHECKING	44,170.56			44,170.56
TOTAL CHECKING:	313,513.99	176,109.08	79,015.28	410,607.79
TOTAL NSF A/R	.00	.00	.00	.00
TOTAL FIRE DEPT SINKING	33,947.15	.00	.00	33,947.15
TOTAL KENO OPER CHECKING:	.00	.00	.00	.00
TOTAL KENO RESERVE MMA:	10,678.59	1.64	.00	10,680.23
TOTAL KENO CHECKING	53,011.55	6.10	.00	53,017.65
TOTAL CDBG CHECKING	7,964.79	66,593.30	66,593.30	7,964.79
TOTAL CDBG ED MMA:	18,471.31	169.50	406.30	18,234.51
TOTAL CDBG DTR REUSE	5,920.07	941.66	.00	6,861.73
TOTAL CDBG HD SAVINGS:	9,516.14	645.33	.00	10,161.47
TOTAL CRA CHECKING	463,280.14	10,683.61	.00	473,963.75
TOTAL CITY REC CHECKING	55,365.27	.00	.00	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	75.94		75,396.39
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:	425,320.45	75.94	.00	425,396.39
TOTAL CASH ON HAND:	1,396,989.45	255,226.16	146,014.88	1,506,200.73

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

AGENDA ITEM
 NO 7

VENDOR NAME	REFERENCE	
	GENERAL FUND	
	ADMIN	
AFLAC	GEN AFLAC WH	73.80
FIVE NINES TECHNOLOGY GROUP	BACKUP AGREEMENT	63.70
REGION V-SENDS	JANUARY CLEANING	135.00
TIME WARNER CABLE	ACCT# 8347 10 022 0053329	223.30
	=====	
	ADMIN	495.80
	FIRE DEPARTMENT	
BLACK HILLS ENERGY	ACCT# 1240 4130 01	77.22
	=====	
	FIRE DEPARTMENT	77.22
	SR. CENTER DEPARTMENT	
REGION V-SENDS	JANUARY CLEANING	190.00
	=====	
	SR. CENTER DEPARTMENT	190.00
	POOL DEPARTMENT	
BLACK HILLS ENERGY	ACCT#2565541677	18.60
TIME WARNER CABLE	ACCT# 8347 10 022 0053337	41.35
	=====	
	POOL DEPARTMENT	59.95
	=====	
	GENERAL FUND	822.97
	STREET FUND	
	ADMIN	
TIME WARNER CABLE	ACCT# 8347 10 022 0053352	41.35
	=====	
	ADMIN	41.35
	=====	
	STREET FUND	41.35
	CDBG GRANT FUND	
	ADMIN	
CHARLES NIXON	DTR DD10 923 CENTRAL AVE GRANT	42,562.00
NEMAHA VALLEY MUSEUM	DTR DD10 1423 19TH ST GRANT	15,000.00
PHYLLIS HEMMINGSEN	DTR DD#10 921 CENTRAL AVE GRAN	8,625.00

VENDOR NAME	REFERENCE	VENDOR TOTAL
		=====
	ADMIN	66,187.00
		=====
	CDBG GRANT FUND	66,187.00
		=====
**** PAID	TOTAL ****	67,051.32
		=====
****	REPORT TOTAL ****	67,051.32
		=====

AGENDA ITEM
 NO 7

VENDOR NAME	REFERENCE	

	GENERAL FUND	
	ADMIN	
CAPTAIN HANDY	SNOW REMOVAL	40.00
		=====
	ADMIN	40.00
	SR. CENTER DEPARTMENT	
CAPTAIN HANDY	SNOW REMOVAL	40.00
		=====
	SR. CENTER DEPARTMENT	40.00
	LIBRARY DEPARTMENT	
CAPTAIN HANDY	SNOW REMOVAL	80.00
		=====
	LIBRARY DEPARTMENT	80.00
	GENERAL FUND	160.00
	STREET FUND	
	ADMIN	
CAPTAIN HANDY	SNOW REMOVAL/PK LOT CENTRAL	80.00
		=====
	ADMIN	80.00
	STREET FUND	80.00
**** PAID TOTAL ****		240.00
		=====
***** REPORT TOTAL *****		240.00
		=====

AGENDA ITEM
 NO 7

VENDOR NAME	REFERENCE	

GENERAL FUND		
ADMIN		
AMERICAN RECYCLING SANITATION	ACCT# 101180	145.00
BOARD OF PUBLIC WORKS	ELECTRIC ACCT#13003105.00	491.23
THE STANDARD	CITY HALL	67.74
		=====
	ADMIN	703.97
POLICE DEPARTMENT		
NEMAHA COUNTY	LAW ENFORCEMENT	23,583.33
THE STANDARD	POLICE	101.13
		=====
	POLICE DEPARTMENT	23,684.46
FIRE DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC	1,244.61
THE STANDARD	FIRE PERSONS	130.10
TIME WARNER CABLE	PHONE	88.83
		=====
	FIRE DEPARTMENT	1,463.54
PARK DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC ACCT#20006300.00	804.86
TIME WARNER CABLE	PHONE	29.95
		=====
	PARK DEPARTMENT	834.81
SR. CENTER DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC	643.05
		=====
	SR. CENTER DEPARTMENT	643.05
LIBRARY DEPARTMENT		
AMERICAN RECYCLING SANITATION	ACCT # 100321	38.50
BOARD OF PUBLIC WORKS	ELECTRIC ACCT#15003000.00	1,103.89
LINDA BANTZ	LIBRARY CLEANING	329.00
THE STANDARD	LIBRARY	20.95
WINDSTREAM NEBRASKA INC	PHONE	48.48
		=====
	LIBRARY DEPARTMENT	1,540.82
POOL DEPARTMENT		
BOARD OF PUBLIC WORKS	ELECTRIC ACCT# 20013905.00	699.36

VENDOR NAME	REFERENCE	VENDOR TOTAL
		=====
	POOL DEPARTMENT	699.36
		=====
	GENERAL FUND	29,570.01
	STREET FUND	
	ADMIN	
BOARD OF PUBLIC WORKS	ELECTRIC ACCT#20015005.00	891.59
MARK HARMS	USE OF PROPERTY	500.00
THE STANDARD	STREET	43.84
VERIZON WIRELESS	PHONE	51.95
		=====
	ADMIN	1,487.38
		=====
	STREET FUND	1,487.38
		=====
**** PAID TOTAL ****		31,057.39
		=====
***** REPORT TOTAL *****		31,057.39
		=====

AGENDA ITEM
 NO 7

VENDOR NAME	REFERENCE	

GENERAL FUND		
ADMIN		
ANGELO M. LIGOURI	CITY	2,959.27
AUBURN NEWSPAPERS	2/7 INFILL HOUSING	165.22
EAKES OFFICE PLUS	CLIPS, BINDER, RIBBON	164.55
FIRST NATIONAL BANK OMAHA	STORAGE CONTAINERS	91.53
FIVE NINES TECHNOLOGY GROUP	SYSTEM ENGINEER	25.00
GLENN'S CORNER MARKET	NAPKINS, COOKIES	25.34
LEAGUE OF NE MUNICIPALITIES	2013 MIDWINTER CONFERENCE	339.00
NEMAHA COUNTY CLERK	FILING	28.00
PETTY CASH	THE CLEANERS	226.65
POSTMASTER	STAMPS	112.00
SCOTT KUDRNA	MILEAGE	157.07
SUNMART #728	CLEANING SUPPLIES	64.28
TRI-STATE OFFICE PRODUCTS	ORGANIZER, BOOK	18.27
		=====
	ADMIN	4,376.18
FIRE DEPARTMENT		
BULLDOG AUTO PARTS	BATTERY, CABLES, TERMINALS	214.48
LYNCH'S HARDWARE & GIFTS	PAINT, TAPE, TRAY, BULBS	78.54
CARD SERVICES	TARPS, PAIL, SHOVEL	383.42
RANDY BENNETT	REGISTRATION	399.04
		=====
	FIRE DEPARTMENT	1,075.48
PARK DEPARTMENT		
BEARD'S SALVAGE INC.	6.5' ANGLE	11.18
BOARD OF PUBLIC WORKS	STRAP 3/4" ST	6.00
GRAINGER	ICE MACHINE FILTER	83.10
CARD SERVICES	SPRAY PAINT	208.13
SACK LUMBER COMPANY	PAINT THINNER	12.49
		=====
	PARK DEPARTMENT	320.90
SR. CENTER DEPARTMENT		
LYNCH'S HARDWARE & GIFTS	KEY	1.69
RAYMOND'S ELECTRIC	BALLAST, CAT 5 REC	292.04
		=====
	SR. CENTER DEPARTMENT	293.73
LIBRARY DEPARTMENT		
AMAZON	BOOKS	921.37
AUBURN MEM. LIBRARY PETTY CASH	2-1 POSTAGE	79.03
AUBURN NEWSPAPERS	1/3 TODDLER STORYTIME AD	33.50
AUBURN PUBLIC SCHOOLS	AHS YEAR BOOK	40.00
BAKER & TAYLOR	RETURN	387.34
EAKES OFFICE PLUS	TONER, SOAP	225.58

VENDOR NAME	REFERENCE	VENDOR TOTAL
ELLISON	ELLISON XL STAND CUTTING PAD	8.00
GENERAL FIRE AND SAFETY EQUIPM	SEMI ANNUAL INSPECTION	103.00
OCLC INC	ILL SUBSCRIPTION MONTHLY	50.88
TRI-STATE OFFICE PRODUCTS	PAPER	74.00
	LIBRARY DEPARTMENT	1,922.70
	GENERAL FUND	7,988.99
	STREET FUND	
	ADMIN	
BOBCAT OF OMAHA	ARM WIPE/BLADE	96.82
BOWMAN EQUIPMENT & REPAIR	DUMP TRUCK/HYD. CYLINDER	50.00
BULLDOG AUTO PARTS	CONTACTS	416.43
CATLETT SURVEYING INC	S STREET EXT DRAWING	300.00
CONCRETE INDUSTRIES INC	SALT AND SAND MIX	1,056.95
EGGERS BROTHERS INC	HYD CYL, SWIVEL, FITTINGS	226.71
FILTER CARE	NEW FILTER	23.68
JEO CONSULTING GROUP INC.	P STREET BRIDGE	910.00
MELLAGE TRUCK & TRACTOR	FILTER	21.97
NEBRASKA DEPT OF ROADS	MAINT AGREE 51 SNOW REMOVAL	2,861.25
CARD SERVICES	GRIP GUN, PRIMER, SPRAY	462.14
PETTY CASH	MEALS	39.97
RUETER'S	FILTER, SWITCH, MASTER	304.01
STUTHEIT IMPLEMENT CO.	GROUND WIRE	5.57
	ADMIN	6,775.50
	STREET FUND	6,775.50
**** PAID TOTAL ****		14,764.49
***** REPORT TOTAL *****		14,764.49

Budget Reconciliation

2012 BUDGET STATEMENT - ELECTRIC DEPARTMENT		Actual 2012	Budget 2012	Difference budget-vs-act.	% +/- Budget
Revenues:					
Operating		5,708,487	5,985,966	(277,479)	
Non-Operating		141,039	104,745	36,294	
Total Revenues		5,849,526	6,090,711	(241,185)	-3.96%
Expenditures:					
Operating, includes depreciation		5,529,707	5,849,544	(319,837)	
Non-Operating		42,162	10,523	31,639	
Debt Service (Principal & Interest)		-	-	-	
Capital Improvements (Difference in Physical Assts 2012 - 2011)		789,249	1,450,000	(660,751)	
Less Contribution-in-aid-of-construction* 3-34-4391		-	-	-	
Total Expenditures		6,361,118	7,310,067	(948,949)	-12.98%
Revenue Less Expenditures		(511,591)	(1,219,356)	(707,765)	
2012 BUDGET STATEMENT - WATER DEPARTMENT					
Revenues:					
Operating		1,012,395	1,073,875	(61,480)	
Non-Operating		17,984	21,838	(3,854)	
NDEQ Loan & Grant		-	-	-	
Total Revenues		1,030,379	1,095,713	(65,334)	-5.96%
Expenditures:					
Operating, includes depreciation		806,045	833,216	(27,171)	
Non-Operating		8,136	8,140	(4)	
Debt Service (Principal & Interest)		246,513	390,000	(143,487)	
Capital Improvements (Difference in Physical Assts 2012 - 2011)		25,066	65,000	(39,934)	
Less Contribution-in-aid-of-construction*		-	-	-	
Total Expenditures		1,085,760	1,296,356	(210,596)	-16.25%
Revenue Less Expenditures		(55,382)	(200,643)	(145,261)	