

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.  
MAY 14, 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. **APPROVAL OF MINUTES OF PREVIOUS MEETING(S).**

6. **APPROVAL OF FINANCIAL REPORT.**

7. **CLAIMS.**

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

9. **PROCLAMATION**

10. **APPOINTMENTS –**

- KAB (Keep Auburn Beautiful)
- Budget/Finance Committee
- Ordinance Committee

11. **PRESENTATION** of National Historic District for Auburn by Audrey Mohr, National Register & CLG Coordinator and Jill Dolberg, Review and Compliance Coordinator, from the Nebraska State Historical Society.

12. **REQUEST** by American Legion Post 23 for a Special Designated Liquor License for July 13, 2012 at 909 I Street.

13. **REQUEST** by American Legion 23 for a Special Designated Liquor License for July 14, 2012 at Nemaha County Fair Ball Field.

14. **DISCUSSION** on letter from Valley View Apartment residents to clean up their neighborhood.
15. **REQUEST** from the Auburn Community Garden Club for \$200.00 of Keno funds to purchase plants for the city planters.
16. **AUBURN RESCUE SQUAD** regarding public safety.
17. **APPROVE** Updates to City of Auburn Housing Program Guidelines.
18. **RESOLUTION** to authorize submission of Pre Application for a 2012 Citywide Owner Occupied Housing Rehab Program Grant.
19. **DRAWDOWN #5** – Project Funds (CDBG #10-DTR-105) and related claims.
20. **APPROVE** Downtown Revitalization ReUse plan for Commercial Rehab Program Income.
21. **APPROVAL** – Auburn Fire Department General Operating Guidelines.
22. **UPDATE** to City Salary Ordinance.
23. **REPORTS/RECOMMENDATIONS** - - From Dept. Heads.
  - a. Street Department –
  - b. Fire Department –
  - c. Police Department –
  - d. Library –
  - e. Treasurer -
24. **REPORTS/RECOMMENDATIONS** - - From Committees.
  - a. Street –
  - b. Keep Auburn Beautiful -
  - c. Economic Development –
  - d. Safety Committee –
  - e. Building Committee -
  - f. Legislative –
  - g. Other Committees & Reports –
25. **ADJOURNMENT.**

# Possible Motion Format 5-14-12

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

POSSIBLE MOTION: I move to dispense with the reading of the April 9, 2012, and April 17, 2012, meetings' 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 Auburn Plumbing, Htg. & AC Inc. in the amount of \$348.74

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)/trainings as requested

9. **PROCLAMATION**

10. **APPOINTMENTS** –
  - KAB (Keep Auburn Beautiful)
  - Budget/Finance Committee
  - Ordinance Committee

POSSIBLE ACTION: Roll Call on Appointments

11. **PRESENTATION** of National Historic District for Auburn by Audrey Mohr, National Register & CLG Coordinator and Jill Dolberg, Review and Compliance Coordinator, from the Nebraska State Historical Society.

12. **REQUEST** by American Legion Post 23 for a Special Designated Liquor License for July 13, 2012 at 909 I Street.

**POSSIBLE MOTION:** I move to approve the request by the American Legion Post 23 for a Special Designated Liquor License for a beer garden event to be held on July 13, 2012 at 909 I Street.

13. **REQUEST** by American Legion 23 for a Special Designated Liquor License for July 14, 2012 at Nemaha County Fair Ball Field.

**POSSIBLE MOTION:** I move to approve the request by the American Legion Post 23 for a Special Designated Liquor License for a beer garden event to be held on July 14, 2012 at the Nemaha County Fair Ball Field

14. **DISCUSSION** on letter from Valley View Apartment residents to clean up their neighborhood.

15. **REQUEST** from the Auburn Community Garden Club for \$200.00 of Keno funds to purchase plants for the city planters.

**POSSIBLE MOTION:** I move to approve the expenditure of an amount up to \$200 from Keno funds to purchase plants for the city planters

16. **AUBURN RESCUE SQUAD** regarding public safety.

17. **APPROVE** Updates to City of Auburn Housing Program Guidelines.

**POSSIBLE MOTION:** I move to approve the updates to the City of Auburn Housing Program Guidelines as presented

18. **RESOLUTION** to authorize submission of Pre Application for a 2012 Citywide Owner Occupied Housing Rehab Program Grant.

**POSSIBLE MOTION:** I move to authorize the submission of the 2012 Owner Occupied Rehabilitation Pre-Application forms to the Nebraska Department of Economic Development by the passage and adoption of Resolution No. 13-12

19. **DRAWDOWN #5** – Project Funds (CDBG #10-DTR-105) and related claims.

**POSSIBLE MOTION:** I move to approve CDBG #10-DTR-105 (Downtown Revitalization Program) Drawdown #5 in the amount of \$146,913 and the related claims

20. **APPROVE** Downtown Revitalization ReUse plan for Commercial Rehab Program Income.

POSSIBLE MOTION: I move to approve the Downtown Revitalization ReUse plan for Commercial Rehab Program Income

21. **APPROVAL** – Auburn Fire Department General Operating Guidelines.

POSSIBLE MOTION: I move to approve the Auburn Fire Department General Operating Guidelines

22. **UPDATE** to City Salary Ordinance.

POSSIBLE ACTION: (Ordinance Record-Ordinance No. 8-12

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

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

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

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

25. **ADJOURNMENT.**

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

City Council Proceedings  
April 9, 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 April 9, 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, and Holtzman. 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".

Mayor Kudrna appointed Mary Kruger to the position of Council Member 1<sup>st</sup> Ward to fill the vacancy on the City Council created by Chris Erickson's resignation. The oath of office was administered and Mary Kruger took her place at the City Council table.

Council Member Frank Critser was elected Council President.

Council approved the March 12, 2012 meeting's minutes as written.

The City Council approved the financial report.

The following claims were presented before the Council for ratification: Action Technology Services Inc., Se-300.00; American Family Life Assurance Co., Wh-81.32; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-151.87; Black Hills Energy, Ut-24.85; Blue Cross-Blue Shield, Ins-9133.00; Board of Public Works, Ut-3619.52; Consolidated Management Co., Su-287.50; Consolidated Management Co., Su-79.25; Five Nines Technology Group, Se-40.00; Linda Bantz, Se-309.00; Mark Harms, Ex-500.00; Nemaha County, Se-4693.47; NE Dept. of Revenue, Keno Lic-100.00; Region V SENDS, Se-325.00; Ron Kostecka, DTR Grant-2025.00; Sonic Equipment Co., Keno Project Projector-33,000.00; Southeast NE Development District, CDBG Se-3258.42; The Standard, Ins-370.06; Time Warner Cable, Se-323.14; Verizon Wireless, Se-107.21; Windstream, Ut-170.93; Wright Express, Su-2467.74. The following claims (not previously approved by motion or resolution) were presented: Auburn Plumbing, Htg. & AC Inc., Se-155.00; Amazon, Bk-1324.35; Auburn Memorial Library Petty Cash, Su-96.73; Auburn Newspapers, Se-265.33; Baker & Taylor, Bk-68.48; Bohl Plumbing & Htg. Inc., Se-164.34; Bulldog Auto Parts, Su-477.83; Casey Agency Inc., Ins-439.00; Center Point Large Print, Bk-27.22; Concrete Industries Inc., Su-Se-723.75; Demco, Su-125.60; Dettmer Farm Service Inc., Su-997.50; Eakes Office Plus, Su-153.97; Ecolab, Su-221.16; Eggers Brothers Inc., Su-95.85; Emergency Repair Service Inc., Se-Re-6929.34; Filter Care, Se-32.70; Five Nines Technology Group, Se-75.00; Follet Software Co., Se-320.00; General Fire and Safety Equipment, Se-43.00; Holiday Inn, Ex-224.85; Ikon Office Solutions, Se-74.62; Ingram, Bk-129.81; JEO Consulting Group Inc.; Se-7590.00; NE Dept. of Roads, Se-2861.25; NE Law Enforcement, Ex-50.00; Nemaha County Register of Deeds, Se-7.00; Nemaha County Sheriff, Se-3919.35; OCLC, Sub-43.56; Orscheln, Su-148.70; Petersens Auto Repair, Se-17.31; Petty Cash, Se-Su-Reim-184.85; Pieters Construction, Se-375.00; Reid Alden, Se-51.00; Sack Lumber Co., Su-261.02; Sherry Heskett, Reim-264.80; Stutheit Implement Co., Su-8.44; Town & Country Vet Clinic, Se-135.00; Tri-State Office Products, Su-80.92.

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 in the amount of \$155.00. Council Member Bishop abstained from voting on said claim.

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

Approval for attendance at meetings was given for 2 library staff members to attend the Training Extravaganza on May 17<sup>th</sup>; for 12 firemen to attend fire school; and a representative to attend the Nebraska Community Forestry Conference/Tree City USA Recognition Day.

Mayor Kudrna proclaimed April 27, 2012 as Arbor Day.

The City Council confirmed the appointment of Kelsey Crawford to the Auburn Volunteer Fire Department.

Don Wright asked that the City consider placing speed limit signage or signage that would caution drivers to look out for children playing on M Street from Hwy 136 to 18<sup>th</sup> Street. The Street Committee will look at the situation.

Alan Jackson the Peru State College Marketing Class Professor spoke about working with the City to develop signage and logo concepts for Auburn.

Discussion was held concerning how future requests for city services from individuals outside of the City limits should be addressed and public comment was heard. No action was taken.

The bid of Pavers Inc. in the amount of \$232,986.15 for the 2012 Street Improvements Asphaltic Concrete Overlay project was accepted.

By the passage and adoption of Resolution No. 9-12, the City Council approved a grant of \$10,000 to Terry Fulton/TCB Contracting for the purpose of infill housing on the lot located at 1208 11<sup>th</sup> Street.

The sale of city-owned real estate (Lots Nine, Ten, Eleven, and Twelve) located in Block 29 of Sheridan Addition to Nevin and Lois Miller was approved by the passage and approval of Ordinance No. 5-12.

The sale of city-owned real estate (Lots One Hundred Six and One Hundred Seven) located in Crestview Addition to Brian Lavigne owner of Lavigne Construction Inc. was approved by the passage and approval of Ordinance No. 6-12.

The City Council approved the use of Auburn 10-DTR-105 Community Development Block Grant Commercial Rehab funding as suggested by the Revitalization Review Committee by the passage and adoption of Resolution No. 10-12.

CDBG #09-HO-6047 (Citywide Owner-Occupied Housing Rehabilitation Program) Drawdown #25 in the amount of \$2,382.00 and the related claims were approved.

CDBG #09-HO-6047 (Citywide Owner-Occupied Housing Rehabilitation Program) Drawdown #26 in the amount of \$160.00 and the related claims were approved.

The City Council approved Resolution No. 11-12 regarding the temporary use of the state highways for parades to be held in conjunction with the Nemaha County Fair.

With five Council Members (Critser, Kruger, Holtzman, Bishop, and Clark) voting in favor, and one Council Member (Billings) voting in opposition, authorization was given for the City to apply for a credit card pursuant to the terms of the Business Edition Visa Card application by the passage and adoption of Resolution No. 12-12.

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

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

Ordinance No. 7-12, regarding qualification standards for keno sales outlets was approved.

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.



AGENDA ITEM  
NO 5

Auburn, Nebraska  
April 9, 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 April 9, 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 April 6, 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, and Holtzman. 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".

Mayor Kudrna appointed Mary Kruger to the position of Council Member 1<sup>st</sup> Ward to fill the vacancy on the City Council created by Chris Erickson's resignation. Upon calling the roll, the following Council Members voted "YEA": Bishop, Clark, Critser, Holtzman, and Billings. The following voted "NAY": No one. The oath of office was administered by the City Clerk and Mary Kruger took her place at the City Council table.

Mayor Kudrna asked for nominations for Council President. Council Holtzman nominated Council Member Frank Critser; Seconded by Council Member Billings. There were no other nominations offered. Upon calling the roll on Council Member Frank Critser being elected Council President, the following Council Members voted "YEA": Clark, Kruger, Holtzman, Billings, and Bishop. The following voted "NAY": No one. Council Member Critser abstained from voting. Council Member Frank Critser was elected Council President.

Council Member Billings moved to dispense with the reading of the March 12, 2012 meeting's minutes and to approve the same as written. The foregoing motion was seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Critser, Kruger, Holtzman, Billings, Bishop, and Clark. The following voted "NAY": No one. Motion: Carried.

City 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": Kruger, Holtzman, Billings, Bishop, Clark, and Critser. The following voted "NAY": No one. Motion: Carried.

The following claims were presented before the Council for ratification: Action Technology Services Inc., Se-300.00; American Family Life Assurance Co., Wh-81.32; American Recycling & Sanitation, Se-145.00; Black Hills Energy, Ut-151.87; Black Hills Energy, Ut-24.85; Blue Cross-Blue Shield, Ins-9133.00; Board of Public Works, Ut-3619.52; Consolidated Management Co., Su-287.50; Consolidated Management Co., Su-79.25; Five Nines Technology Group, Se-40.00; Linda Bantz, Se-309.00; Mark Harms, Ex-500.00; Nemaha County, Se-4693.47; NE Dept. of Revenue, Keno Lic-100.00; Region V SENDS, Se-325.00; Ron Kostecka, DTR Grant-2025.00; Sonic Equipment Co., Keno Project Projector-33,000.00; Southeast NE Development District, CDBG Se-3258.42; The Standard, Ins-370.06; Time Warner Cable, Se-323.14; Verizon Wireless, Se-107.21; Windstream, Ut-170.93; Wright Express, Su-2467.74. The following claims (not previously approved by motion or resolution) were presented: Auburn Plumbing, Htg. & AC Inc., Se-155.00; Amazon, Bk-1324.35; Auburn Memorial Library Petty Cash, Su-96.73; Auburn Newspapers, Se-265.33; Baker & Taylor, Bk-68.48; Bohl Plumbing & Htg. Inc., Se-164.34; Bulldog Auto Parts, Su-477.83; Casey Agency Inc., Ins-439.00; Center Point Large Print, Bk-27.22; Concrete Industries Inc., Su-Se-723.75; Demco, Su-125.60; Dettmer Farm Service Inc., Su-997.50; Eakes Office Plus, Su-153.97; Ecolab, Su-221.16; Eggers Brothers Inc., Su-95.85; Emergency Repair Service Inc., Se-Re-6929.34; Filter Care, Se-32.70; Five Nines Technology Group, Se-75.00; Follet Software Co., Se-320.00; General Fire and Safety

Equipment, Se-43.00; Holiday Inn, Ex-224.85; Ikon Office Solutions, Se-74.62; Ingram, Bk-129.81; JEO Consulting Group Inc.; Se-7590.00; NE Dept. of Roads, Se-2861.25; NE Law Enforcement, Ex-50.00; Nemaha County Register of Deeds, Se-7.00; Nemaha County Sheriff, Se-3919.35; OCLC, Sub-43.56; Orscheln, Su-148.70; Petersens Auto Repair, Se-17.31; Petty Cash, Se-Su-Reim-184.85; Pieters Construction, Se-375.00; Reid Alden, Se-51.00; Sack Lumber Co., Su-261.02; Sherry Heskett, Reim-264.80; Stutheit Implement Co., Su-8.44; Town & Country Vet Clinic, Se-135.00; Tri-State Office Products, Su-80.92.

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Council Member Holtzman moved to approve the claim submitted by Auburn Plumbing, Htg. & AC in the amount of \$155.00. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Holtzman, Billings, Clark, Critser, and Kruger. The following voted "NAY": No one. Council Member Bishop abstained from voting on said claim. 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 Bishop and upon roll call vote, the following Council Members voted "YEA": Billings, Bishop, Clark, Critser, Kruger, and Holtzman. The following voted "NAY": No one. Motion: Carried.

Approval for attendance at meetings was requested for 2 library staff members to attend the Training Extravaganza on May 17<sup>th</sup>; for 12 firemen to attend fire school; and a representative to attend the Nebraska Community Forestry Conference/Tree City USA Recognition Day. Council Member Holtzman moved to allow attendance at meetings/trainings as requested; Seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Bishop, Clark, Critser, Kruger, Holtzman, and Billings. The following voted "NAY": No one. Motion: Carried.

Mayor Kudrna proclaimed April 27, 2012 as Arbor Day, which proclamation was:

**Arbor Day Proclamation**  
**Nebraska – Home of Arbor Day**

- Whereas,* In 1872, J. Sterling Morton presented a resolution to the Nebraska Board of Agriculture to set aside a special day for the planting of trees, and
- Whereas,* on the first tree-planting holiday, called Arbor Day, more than one million trees were planted in Nebraska, and
- Whereas,* Arbor Day is now celebrated in all fifty states to observe the role of trees in our lives and to promote tree planting and care, and
- Whereas,* trees provide wood products, wildlife habitat, erosion control, clean the air, produce oxygen, and help to lower heating and cooling costs, and
- Whereas,* trees enhance our business areas and beautify our communities, and
- Whereas,* Auburn has been recognized as a Tree City USA for 36 years since the program's implementation and desires to continue its tree planting practices,

*Now Therefore,* I, Scott Kudrna, Mayor of the City of Auburn, Nebraska do hereby proclaim **April 27, 2012** as

**Arbor Day**

in the City of Auburn, and I urge all citizens to celebrate Arbor Day by planting a tree and to help support efforts to protect this valuable resource for future generations.

Mayor Kudrna appointed Kelsey Crawford to the Auburn Volunteer Fire Department. Upon calling the roll, the following Council Members voted "YEA": Clark, Critser, Kruger, Holtzman, Billings, and Bishop. The following voted "NAY": No one. Appointment: Confirmed.

Don Wright asked that the City consider placing speed limit signage or signage that would caution drivers to look out for children playing on M Street from Hwy 136 to 18<sup>th</sup> Street. The Street Committee will look at the situation.

Alan Jackson the Peru State College Marketing Class Professor spoke about working with the City to develop signage and logo concepts for Auburn.

Discussion was held concerning how future requests for city services from individuals outside of the City limits should be addressed and public comment was heard. No action was taken.

The bid tabulation for the 2012 Street Improvements Asphaltic Concrete Overlay was reviewed. It was noted that the bid was well under the engineer's estimate and that with good experience with the bidder in previous projects, JEO Consulting Group Inc. recommended that the bid of Pavers Inc. in the amount of \$232,986.15 be accepted. Council Member Holtzman moved to accept the bid of Pavers Inc. in the amount of \$232,986.15 for the 2012 Street Improvements Asphaltic Concrete Overlay project. The foregoing motion was seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Critser, Kruger, Holtzman, Billings, Bishop, and Clark. The following voted "NAY": No one. Motion: Carried.

Council Member Bishop moved to authorize and approve a grant of \$10,000 to Terry Fulton/TCB Contracting for the purpose of infill housing as proposed by the passage and adoption of Resolution No. 9-12. The foregoing motion was seconded by Council Member Holtzman and upon roll call vote, the following Council Members voted "YEA": Kruger, Holtzman, Billings, Bishop, Clark, and Critser. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO.9-12  
Of  
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A RESOLUTION AUTHORIZING AND APPROVING A GRANT OF \$10,000.00 TO TERRY FULTON / TCB CONTRACTING FOR THE PURPOSE OF INFILL HOUSING ON THE LOT LOCATED AT 1208 11TH STREET, AUBURN, NEBRASKA.

**WHEREAS**, the City of Auburn published a Request for Proposals for the development of infill housing on vacant lots where dilapidated structures were previously removed, in which the City would provide a grant of \$10,000.00 for the development of a residence/housing structure on said vacant lot;

**WHEREAS**, Terry Fulton, owner of TCB Contracting submitted a Proposal for lot infill with a single family dwelling apartment/garage at 1208 11th Street, Auburn, Nebraska. Said proposal is attached hereto, marked as Exhibit "A" and incorporated herein by this reference;

**WHEREAS**, on or about April 3, 2012, Keep Auburn Beautiful (KAB), at committee meeting, after consideration of the Exhibit "A" and discussion with Terry Fulton, passed motion to recommend a grant of \$10,000.00 to Terry Fulton/TCB Contracting to complete infill housing on the above identified vacant lot pursuant to Exhibit "A";

**WHEREAS**, it is the understanding by and between the City and Terry Fulton/TCB Contracting, that the proposed infill house project shall be completed within 120 days of approval of this Resolution;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn, Nemaha County, Nebraska, that the Council hereby authorizes and approves the grant of \$10,000.00 to TCB Contracting/Terry Fulton to fully and completely develop infill housing at 1208 11th Street, Auburn, NE. in conformity with Exhibit "A";

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the City Council of the City of Auburn, Nemaha County, Nebraska, that said \$10,000.00 grant shall be awarded to TCB Contracting/Terry Fulton, by providing \$5,000.00 at the beginning of construction and the remaining \$5,000.00 upon final completion;

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the City Council of the City of Auburn, Nemaha County, Nebraska, that the Mayor is hereby authorized to sign any agreement, stipulation, or any other documents necessary to carry out the terms and provisions of this Resolution.

Proposed Ordinance No. 5-12 confirming the sale of city-owned real estate (Lots Nine, Ten, Eleven, and Twelve) located in Block 29 of Sheridan Addition to Nevin and Lois Miller was presented for consideration. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 5-12  
Confirm Sale of Lots  
Lots 9, 10, 11 and 12 of Block 29, Sheridan Addition

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": Holtzman, Billings, Bishop, Clark, Critser, and Kruger. The following voted "NAY": No one.

Proposed Ordinance No. 6-12 confirming the sale of city-owned real estate (Lots One Hundred Six and One Hundred Seven) located in Crestview Addition to Brian Lavigne owner of Lavigne Construction Inc. was presented for consideration. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 6-12  
Confirm Sale of Lots  
Lots 106 and 107 in Crestview Addition

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": Clark, Critser, Kruger, Holtzman, Billings, and Bishop. The following voted "NAY": No one.

Council Member Billings moved to approve the use of Auburn 10-DTR-105 Community Development Block Grant Commercial Rehab funding as suggested by the Revitalization

Review Committee by the passage and adoption of Resolution No. 10-12. The foregoing motion was seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Holtzman, Billings, Bishop, Clark, Critser, and Kruger. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 10-12  
CommRehabGrant&Loan Aub 10-DTR-105

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

SUGGESTED ACTIONS OF REVITALIZATION REVIEW COMMITTEE ON APRIL 3, 2012:

**Property #22 (916 Central Avenue):** grant \$2,175.00, loan of \$2,175.00, match of \$1,450.00

**Property #23 (1213 K Street):** grant \$5,512.50.00, loan \$5,512.50, match of \$3,675.00

**Property #24 (923 Central Avenue):** grant \$42,975.00, match \$14,325.00

**Property #25 (1423 19<sup>th</sup> Street):** grant \$15,000.00, match \$5,000.00

**Property #26 (1222 J Street):** grant \$1,237.50, loan \$1,237.50, match \$825.00

**Property #27 (919-921 Central Avenue):** grant \$2,175.00, match \$725.00

**Property #28 (1213 K Street):** grant \$1,606.25, loan \$1,606.25, match \$2,220.50

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Auburn, Nebraska hereby approves a total granted amount of \$70,681.25 and total loaned amount of \$10,531.25 to the Round #6 applicants (6 properties) subject to the City's CDBG Downtown Revitalization Plan, program guidelines and regulatory provisions governing the Downtown Revitalization Plan and subject to the specific MOU's signed regarding each applicant.

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

Council Member Holtzman moved to approve CDBG #09-HO-6047 (Citywide Owner-Occupied Housing Rehabilitation Program) Drawdown #25 in the amount of \$2,382.00 and the related claims. The foregoing motion was seconded by Council Member Billings and upon roll call vote, the following Council Members voted "YEA": Billings, Bishop, Clark, Critser, Kruger, and Holtzman. The following voted "NAY": No one. Motion: Carried.

Council Member Holtzman moved to approve CDBG #09-HO-6047 (Citywide Owner-Occupied Housing Rehabilitation Program) Drawdown #26 in the amount of \$160.00 and the related claims. The foregoing motion was seconded by Council Member Billings and upon roll call

vote, the following Council Members voted "YEA": Bishop, Clark, Critser, Kruger, Holtzman, and Billings. The following voted "NAY": No one. Motion: Carried.

Council Member Holtzman moved to approve Resolution No. 11-12 regarding the temporary use of the state highways for parades to be held in conjunction with the Nemaha County Fair. The foregoing motion was seconded by Council Member Bishop and upon roll call vote, the following Council Members voted "YEA": Clark, Critser, Kruger, Holtzman, Billings, and Bishop. The following voted "NAY": No one. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO.11-12  
Of  
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

A RESOLUTION ACKNOWLEDGING THAT THE CITY ACCEPTS THE DUTIES SET OUT IN NEB. REV. STAT. §39-1359(2), FOR THE TEMPORARY USE OF THE STATE HIGHWAYS, US HWY 75 AND US HWY 136, BY THE CITY FOR THE HOLDING OF A SPECIAL EVENT DESIGNATED BY THE CITY.

**WHEREAS**, The City of Auburn is requesting temporary use of US HWY 75 and US HWY 136 for a parade on Friday, July 13, 2012 and Saturday, July 14, 2012, in conjunction with the Nemaha County Fair;

**WHEREAS**, Pursuant to Nebraska Law, the Auburn City Council must formally acknowledge acceptance of the duties set out in NEB. REV. STAT. §39-1359(2) for a special event permit with the Nebraska Department of Roads (NDOR);

**WHEREAS**, The Auburn City Council is aware of the duties and obligations set upon the City in Neb. Rev. Stat. §39-1359(2) and formally accepts the same herein;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Auburn, Nebraska, that the City shall have the legal duty to protect highway property from any damage that may occur arising out of the parade scheduled for Friday, July 13, 2012 and Saturday, July 14, 2012; and the State of Nebraska shall not have any such duty during the time the City of Auburn is in control of the Highways as specified in the notice provided pursuant to NEB. REV. STAT. §39-1359(3);

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the City Council of the City of Auburn, Nebraska, that upon a claim being made against the State of Nebraska, the City shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, which may arise as a result of the City's special event permit with the NDOR FOR July 13, 2012 and July 14, 2012.

Council Member Bishop moved that the City apply for a credit card pursuant to the terms of the Business Edition Visa Card application by the passage and adoption of Resolution No. 12-12. The foregoing motion was seconded by Council Member Clark and upon roll call vote, the following Council Members voted "YEA": Critser, Kruger, Holtzman, Bishop, and Clark. The following voted "NAY": Billings. Motion: Carried. A true, correct and complete copy of said resolution is as follows:

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

A RESOLUTION AUTHORIZING THE APPLICATION FOR AND THE USE OF A CITY CREDIT CARD PURSUANT TO THE TERMS OF THE BUSINESS EDITION VISA CARD APPLICATION

WHEREAS, there are times when the ordering and purchasing of necessary items to be used by City requires the use of a credit card;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, Nemaha County, Nebraska, that the Mayor is hereby authorized to sign any agreement, stipulation, or any other documents necessary to carry out the terms and provisions of this Resolution.

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

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

Ordinance No. 7-12, regarding qualification standards for keno sales outlets was presented for consideration. The Mayor announced that the introduction of the proposed Ordinance was in order.

ORDINANCE NO. 7-12  
Qualification Standards for Keno Sales Outlets

Council Member Bishop 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 Holtzman. Upon roll call vote, the following voted "YEA": Kruger, Holtzman, Billings, Bishop, Clark, and Critser. The following voted "NAY": No one.

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 Critser seconded the foregoing motion and upon roll call vote, the following Council Members voted "YEA": Bishop, Clark, Critser, Kruger, Holtzman, and Billings. 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 April 9, 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.

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Sherry Heskett, City Clerk



City Council Proceedings  
April 17, 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 April 17, 2012, at 7:00 o'clock P.M., in Special Meeting, open to the general public.

The meeting was called to order by Council President Frank Critser. Upon roll call, the following members of the City Council were present: Billings, Clark, Critser, Holtzman, and Kruger. Absent: Mayor Kudrna and Council Member Bishop.

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

The request by Auburn Discount Liquor for a Special Designated License for a wine tasting event to be held on May 5, 2012 was approved.

It was noted that a request by David Rieger to use his property to operate a refuse and recycling business has been received. No action was taken by the City Council. The City Attorney will contact Mr. Rieger regarding the additional information required and the procedure to be followed.

No action was taken regarding the city ordinance banning on street parking or regarding CDBG Ed-RLF ReUse Loan #95-05-03.

There being no further business to come before the City Council, the City Council adjourned.

Sherry Heskett  
City Clerk

Frank Critser  
Council President

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

AGENDA ITEM  
NO 5

Auburn, Nebraska  
April 17, 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 April 17, 2012, at 7:00 o'clock P.M., in Special Meeting, open to the general public. Advance notice of said Special 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 April 13, 2012. Council President Frank Critser 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 Council President Frank Critser. Upon roll call, the following members of the City Council were present: Billings, Clark, Critser, Holtzman, and Kruger. Absent: Mayor Kudrna and Council Member Bishop.

Council President Critser 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 Billings moved to approve the request by Auburn Discount Liquor for a Special Designated License for a wine tasting event to be held on May 5, 2012. 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": No one. Motion: Carried.

It was noted that a request by David Rieger to use his property to operate a refuse and recycling business has been received. No action was taken by the City Council. The City Attorney will contact Mr. Rieger regarding the additional information required and the procedure to be followed.

No action was taken regarding the city ordinance banning on street parking or regarding CDBG Ed-RLF ReUse Loan #95-05-03.

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

Council President Critser declared the meeting adjourned.

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Frank Critser, Council President

ATTEST:

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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 City Council on April 17, 2012; that all of the subjects included in the foregoing proceedings were contained in the agenda for the