



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 9, 2022

Pledge of Allegiance

Call to Order

This is an open meeting of the Auburn City Council. The City of Auburn abides by the Open Meetings Act in conducting business. A copy of the Open Meetings Act is displayed in these City Council Chambers as required by state law.

The City Council may vote to go into **Closed Session** on any agenda item as allowed by state law.

Invocation

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 City Council is not required to allow citizens to speak at each meeting but may not forbid public participation at all meetings. Any member of the Public addressing the Council at this meeting shall provide her/his name and address unless waived pursuant to Nebraska Law.

Roll Call

A - SUBMITTAL OF REQUESTS FOR FUTURE ITEMS

Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items form located at the Information table. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a meeting, notification of the date will be given.

B – RESERVE TIME TO SPEAK ON AGENDA ITEMS

This is an opportunity for individuals wishing to provide input on any of tonight's agenda items to reserve time to speak. Please come forward, state your name and address, and the Agenda topic on which you will be speaking.

C – PRESENTATIONS and PROCLAMATIONS

None for this meeting.

The Consent Agenda shall be presented by the Mayor or City Clerk at the beginning of Council session. Items within the Consent Agenda may be removed by the request of any one Councilmember. Items not removed from the Consent Agenda may be adopted by general consent without further discussion or debate. Removed items may be taken up either immediately after the Consent Agenda or placed later within the Agenda at the discretion of the Council.

D – CONSENT AGENDA

D – 1 Approving Minutes of April 11, 2022, meeting.

D – 2 Approval of City Financial Report.

D – CONSENT AGENDA (cont'd)

D – 3 Request for attendance at meetings and/or conferences.

- Nebraska Economic Developers Association 2022 Annual Conference – Valentine, NE May 11-13 for Crystal
- Nebraska 2022 Fire School – Grand Island, NE May 20-22 for Auburn Volunteer Fire Department
- Nebraska League of Municipalities Municipal Accounting and Finance Conference – Kearney June 15-17 for Crystal and Sherry
- Nebraska City/County Management Association 2022 Summer Conference – McCook, NE June 22-24 for Crystal

D – 4 Appointment(s) to City Housing Committee: Chris Erickson (City); Jeff Jeanneret (City); Tim Becker (CRA); Joe Casey (CRA); Kim Beger (ADC); Janny Crotty (ADC); and Amber Kinnaman (Planning Commission).

D – 5 SENDD – CDBG #18-HO-36067 Drawdown No. 21 (homeowner occupied housing program) and related claims

E – PAYMENT OF CLAIMS

E – 1 Approving Payment of Claims

F – PUBLIC HEARINGS

None for this meeting.

G – ORDINANCES

- G – 1 Ord No. 6-22: consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to include City Ord. No. 14-12, "Historic Preservation Commission/Board" passed & approved on Oct. 8, 2012, and City Ord. No. 10-14, passed and approved on November 10, 2014, "The Auburn Historic District" under Chapter 152: "Zoning – Schedule of District Regulations § 152.040" to harmonize City Code Sections with said Ordinance.
- G – 2 Ord No. 8-22: consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to amend and include City Ordinance No. 5-15, passed and approved on February 9, 2015, to Title XI: Business Regulations, Ch. 12 Sales & Advertising; and to harmonize the provisions with State statutory age requirements.
- G – 3 Ord No. 9-22: consideration of repeal of Ord. No. 6-15 to harmonize & follow Neb. Rev. Stat. § 28-1418, which covers use of tobacco, etc. under 21 years of age.
- G – 4 Ord No. 10-22: consideration of amending Auburn City Code of Ordinances to include City Ord. No. 12-15, passed and approved on December 14, 2015, as City Code of Ordinance § 31.055.
- G – 5 Ord No. 11-22: consideration of proposed amendment to Auburn City Code Section 92.01, "City Property – Maintenance & Control." to include provisions within City Ord. No. 18-15, to harmonize City Code Sections and State Statute.
- G – 6 Ord No. 12-22: consideration of proposed amendment to Auburn City Code Section 93.02, "Cleaning & Maintenance." to include provisions within City Ord. No. 19-15, to harmonize City Code Sections.
- G – 7 Ord No. 13-22: consideration of proposed amendment to Ord No. 10-21, Fixing Compensation of Officers & Employees of the City of Auburn, passed and approved on September 13, 2021.

H – RESOLUTIONS

None for this meeting.

I – REPORTS & RECOMMENDATIONS

I – 1 From Dept. Heads/Boards

- a. Street Department
- b. Fire Department
- c. Library
- d. Treasurer
- e. Airport Report
- f. Board of Health

I – 2 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. Housing
 - i. Other Committees & Reports
-

J – MOTIONS, REQUESTS AND REFERRALS

None for this meeting.

MOTION TO ADJOURN

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 11, 2022, 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 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 8, 2022. Mayor Dan White presided over the meeting and the City Clerk recorded the proceedings.

The meeting was called to order by Mayor Dan White. Upon calling the roll, the following members of the City Council were present: Katy Billings, Shawn Clark, Tom Clark, Rick Janssen, and Jeff Jeanneret. Absent: Chris Erickson.

Mayor White announced that the City of Auburn abides by the Open Meetings Act in conducting business and that a copy of the Open Meetings Act is displayed at the City Council Chambers (posted on the North wall of these Chambers by the entrance door) as required by law.

The Mayor proclaimed April 29, 2022 as Arbor Day, which proclamation was:

PROCLAMATION
Arbor Day

WHEREAS in 1872, the Nebraska Board of Agriculture established a special day to be set aside for the planting of trees, and

WHEREAS this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS Arbor Day is now observed throughout the nation and the world, and

WHEREAS trees can be a solution to combating climate change by reducing the erosion of our precious topsoil by wind and water, cutting heating and cooling costs, moderating the temperature, cleaning the air, producing life-giving oxygen, and providing habitat for wildlife, and

WHEREAS trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and

WHEREAS trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS trees — wherever they are planted — are a source of joy and spiritual renewal.

NOW, THEREFORE, I, Dan White, Mayor of the City of Auburn, do hereby proclaim April 29, 2022 as ARBOR DAY In the City of Auburn, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Agenda Item D – Consent Agenda

- D – 1 Approving Minutes of March 14, 2022, meeting.
- D – 2 Approval of City Financial Report
- D – 3 Request for attendance at meetings and/or conferences
- D – 4 Appointment(s) to City Housing Committee: Chris Erickson (City); Jeff Jeanneret (City); Tim Becker (CRA); Joe Casey (CRA); Kim Beger (ADC); Janny Crotty (ADC); and Amber Kinnaman (Planning Commission).
- D – 5 Appointment to Historic Preservation Board (Allen Clapper)
- D – 6 Request for approval of Special Designated Liquor License application submitted by Ruth Heywood at Gallery 75, 1122 J Street, Auburn, Nebraska for an event on May 7, 2022
- D – 7 Request for approval of Special Designated Liquor License application submitted by Ruth

- Heywood at Gallery 75, 1122 J Street, Auburn, Nebraska for an event on May 26, 2022
- D – 8 Request for approval of Special Designated Liquor License application submitted by Ruth Heywood at Gallery 75, 1122 J Street, Auburn, Nebraska for an event on May 28, 2022
- D – 9 Request for approval of Special Designated Liquor License application submitted by Ruth Heywood at Legion Park for the 140th Birthday Celebration on May 7, 2022
- D – 10 Request by Vicki Erisman for a housing rehabilitation grant funding for location at 1810 J Street
- D – 11 Request by Clayton and Karla Carnahan for a housing rehabilitation grant funding for Location at 1311 13th Street

The Consent Agenda was presented and upon request Agenda Item No. D – 4 was removed from the Consent Agenda. Council Member Tom Clark moved to approve the Consent Agenda excluding D – 4. The motion was seconded by Council Member Janssen. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted “YEA”: Shawn Clark, Tom Clark, Janssen, Jeanneret, and Billings. The following voted “NAY”: No one. Motion: Carried. Council Member Billings moved to table the appointments to the City Housing Committee to a later meeting. The motion was seconded by Council Member Tom Clark. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted “YEA”: Tom Clark, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted “NAY”: No one. Motion: Carried.

Agenda Item E – Payment of Claims. The following March claims were presented for ratification: Aflac, Wh-73.80; Auburn Region V Services, Se-375.00; Black Hills Energy, Ut-966.74; Blue Cross-Blue Shield, Ins-9,216.04; Charter Communications, Se-604.83; Mid-American Benefits, Ins-89.50; NE Dept. of Revenue, Keno Lic-100.00; Nemaha County Treasurer, CRA Refund Ad Valorem Taxes-74,434.92; March Payroll-43,529.60; FICA City Match-3,237.01; Pension City Match-1,542.45; PayChex Payroll Se-213.70; PayChex FSA Se-97.50; Mid-American Benefits, Medical Claims-4,265.89. The following April claims were presented for ratification: American Recycling & Sanitation, Se-374.66; Auburn Board of Public Works, Ut-6,076.79; BCom Solutions, Se-980.00; Capital Business Systems, Se-Su-380.41; Charter Communications, Se-25.62; First National Bank, Card Transactions-5,516.91; Linda Bantz, Se-400.00; Mark Harms, Ex-500.00; Nemaha County, Se-31,500.00; US Cellular, Se-130.65; Wex Bank, Su-1,408.03. The following claims were presented before the Council for approval: Alan Hutton, Su-Se-806.02; Allied 100, Su-228.80; Amazon, Bk-AV-459.73; Arbor Manor, Se-990.84; Auburn Auto Center, Re-40.76; Auburn High School, Bk-AV-55.00; Auburn Mem. Library Petty Cash, Su-105.68; Auburn Newspapers, Se-333.36; Auburn Plumbing, Htg. & AC Inc., Su-97.04; Auburn Senior Center Inc., Operating Costs-12,000.00; Baker & Taylor, Bk-AV-321.97; Beard’s Salvage Inc., Su-487.22; Blackstone Publishing, Bk-AV-238.03; Bulldog Auto Supply, Su-319.79; Crystal Dunekacke, Reim-72.80; Demco, Su-103.83; Eakes Office Solutions, Su-393.91; Filter Care, Se-42.65; First Wireless, Se-154.00; Glenn’s Corner Market, Su-390.00; Greenwade Tree Service, Se-3,350.00; JEO Consulting Group, Se-2,555.00; Chris Jobe, Se-7,275.00; League Assoc. of Risk Management, Ins-1,715.35; Lotter Tree Service, Se-150.00; Lynch’s Hardware & Gifts, Su-40.14; Menards, Su-445.71; Meyer Laboratory, Su-77.90; Microfilm Imaging Systems, Equip-Rent-138.00; NE Dept of Transportation, Se-5,413.10; Nemaha County, Reim-1,611.70; Overdrive Inc., Bk-AV-671.30; Reagan Jordan, Se-500.00; Ricoh USA, Su-27.45; Sack Lumber Co., Su-189.24; Sandry Fire Supply, Su-552.00; The Library Store, Su-32.99; Tony Hector Backhoe & Trenching, Se-2,000.07.

Abbreviations for this legal: AV-Audio Visual; Bk-Book; CDBG-Community Development Block Grant; Contrib-Contribution; CRA-Community Redevelopment Authority; DTR-Downtown Revitalization; ED-Economic Development Investment; Equip-Equipment; Ex-Expense; Fe-Fee; FSA-Flexible Spending Acct.; Ins-Insurance; Inspect-Inspection; Int-Interest; Lic-License; Maint-Maintenance; Mem-Membership; Pen-Pension; Per-Periodical; Re-Repairs; Ref-Reference Materials; Reg-Registration; Reim-Reimbursement; Se-Service; Su-Supplies, Materials & Parts; Sub-Subscription; TIF-Tax Increment Financing; Ut-Utilities; Wh-Withholding.

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 in

accordance with Resolution No. 7-11 that was approved February 28, 2011. The motion was seconded by Council Member Janssen. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried.

It was noted that with regards to Agenda Item F – Public Hearing, there are no public hearings to be held.

Following discussion, Proposed Ordinance No. 7-22, Consideration of proposed amendment to Ordinance No. 14-12, Section 5(d) to reduce timeframe for notice of public meeting of the Historic Preservation Board was presented for consideration. The Mayor announced that the proposed Ordinance was in order. Council Member Billings moved that these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Auburn, Nemaha County, Nebraska", and that said volume be made part of these proceedings the same as though it were spread at large herein, which motion was seconded by Council Member Tom Clark. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried. Council Member Billings introduced the proposed ordinance and moved that the statutory rule requiring reading on three different days be suspended. Council Member Tom Clark seconded the motion to suspend the rules. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, and Janssen. The following voted "NAY": No one. Motion: Carried. The motion to suspend the rules was adopted by the Council and the statutory rule was declared suspended for consideration of said ordinance. Council Member Tom Clark read Ordinance No. 7-22 and moved for final passage of the ordinance, which motion was seconded by Council Member Billings. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Billings, Shawn Clark, Tom Clark, Janssen, and Jeanneret. The following voted "NAY": No one. Motion: Carried.

No action was taken on the following Agenda Items: G – 1 (Ord. No. 6-22 consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to include City Ord. No. 14-12, "Historic Preservation Commission/Board" passed and approved on Oct. 8, 2012, and City Ord. No. 10-14, passed and approved on November 10, 2014, "The Auburn Historic District" under Chapter 152: "Zoning-Schedule of District Regulations §152.040" to harmonize City Code Sections with said Ordinance); G – 3 (Ord. No. 8-22 consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to amend and include City Ordinance No. 5-15, passed and approved on February 9, 2015, to Title XI:Business Regulations, Ch. 12 Sales & Advertising; and to harmonize the provisions with State statutory age requirements); G – 4 (Ord. No. 9-22 consideration of repeal of Ord. No. 6-15 to harmonize & follow Neb. Rev. Stat. §28-1418, which covers use of tobacco, etc. under 21 years of age); G – 5 (Ord. No. 10-22 consideration of amending Auburn City Code of Ordinances to include City Ord. No. 12-15, passed and approved on December 14, 2015, as City Code of Ordinances §31.055); G – 6 (Ord. No. 11-22 consideration of proposed amendment to Auburn City Code Section 92.01, "City Property-Maintenance & Control." to include provisions within City Ord. No. 18-15, to harmonize City Code Sections and State Statute); G- 7 (Ord. No. 12-22 consideration of proposed amendment to Auburn City Code Section 93.02, "Cleaning & Maintenance." to include provisions within City Ord. No. 19-15, to harmonize City Code Sections"). The aforementioned proposed ordinances will be reviewed by the City's ordinance committee for recommendation for consideration at a later meeting.

Council Member Billings moved for approval of community development block grant reuse grant and loan funding as suggested by the revitalization review committee pursuant to memorandum of understanding with property owner(s) to finance construction for commercial rehab. by the passage and adoption of Resolution No. 3-22. The motion was seconded by Council Member Janssen. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Shawn Clark, Tom Clark, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried. A true and correct copy of Resolution No. 3-22 is as follows:

RESOLUTION NO. 3-22

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

SUGGESTED ACTIONS OF REVITALIZATION REVIEW COMMITTEE:

Project #	Address	Total Request	Owner Match	Match %	ReUse Total	ReUse %	ReUse Grant	Grant %	ReUse Loan	Loan %
RU 12	901 Central	\$42,406.37	\$10,601.59	0.25	\$31,804.78	0.75	\$23,853.58	0.75	\$7,951.19	0.25

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

WHEREAS, CDBG reuse 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 Reuse Plan, program, and governing regulations, and,

WHEREAS, the City has previously adopted an amended Downtown Revitalization Reuse 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 \$23,853.58 and total loaned amount of \$7,951.19 to the applicant subject to the City's CDBG Downtown Revitalization Reuse Plan, program guidelines and regulatory provisions governing the Downtown Revitalization Reuse 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.

Written reports and recommendations from Dept. Heads/Boards were provided. Kendall Neiman gave a report on the airport. A written financial report was provided by the Auburn Community Redevelopment Authority and a written report on law enforcement activity within the City of Auburn for March 2022 was also reported.

It was noted that with regards to Agenda Item J – Motions, Requests and Referrals, there are none for this meeting.

There being no further business to come before the Mayor and Council, Council Member Janssen moved for adjournment. The motion was seconded by Council Member Tom Clark. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Tom Clark, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried.

Mayor White declared the meeting adjourned.

Dan White, 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 11, 2022; 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 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 the meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act is posted on the North wall of the City Council Chambers by the entrance door.

Sherry Heskett, City Clerk

City Council Proceedings
April 11, 2022

D-1

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 11, 2022, 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 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 8, 2022. Mayor Dan White presided over the meeting and the City Clerk recorded the proceedings.

The meeting was called to order by Mayor Dan White. Upon calling the roll, the following members of the City Council were present: Katy Billings, Shawn Clark, Tom Clark, Rick Janssen, and Jeff Jeanneret. Absent: Chris Erickson.

Mayor White announced that the City of Auburn abides by the Open Meetings Act in conducting business and that a copy of the Open Meetings Act is displayed at the City Council Chambers (posted on the North wall of these Chambers by the entrance door) as required by law.

The Mayor proclaimed April 29, 2022 as Arbor Day.

Agenda Item D – Consent Agenda

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The Consent Agenda was presented and upon request Agenda Item No. D – 4 was removed from the Consent Agenda. Council Member Tom Clark moved to approve the Consent Agenda excluding D – 4. The motion was seconded by Council Member Janssen. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Shawn Clark, Tom Clark, Janssen, Jeanneret, and Billings. The following voted "NAY": No one. Motion: Carried. Council Member Billings moved to table the appointments to the City Housing Committee to a later meeting. The motion was seconded by Council Member Tom Clark. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Tom Clark, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted "NAY": No one. Motion: Carried.

Agenda Item E – Payment of Claims. The following March claims were presented for ratification: Aflac, Wh-73.80; Auburn Region V Services, Se-375.00; Black Hills Energy, Ut-966.74; Blue Cross-Blue Shield, Ins-9,216.04; Charter Communications, Se-604.83; Mid-American Benefits, Ins-89.50; NE Dept. of Revenue, Keno Lic-100.00; Nemaha County Treasurer, CRA Refund Ad Valorem Taxes-74,434.92; March Payroll-43,529.60; FICA City Match-3,237.01; Pension City Match-1,542.45; PayChex Payroll Se-213.70; PayChex FSA Se-97.50; Mid-American Benefits, Medical Claims-4,265.89. The following April claims were presented for ratification: American Recycling & Sanitation, Se-374.66; Auburn Board of Public Works, Ut-6,076.79; BCom

Solutions, Se-980.00; Capital Business Systems, Se-Su-380.41; Charter Communications, Se-25.62; First National Bank, Card Transactions-5,516.91; Linda Bantz, Se-400.00; Mark Harms, Ex-500.00; Nemaha County, Se-31,500.00; US Cellular, Se-130.65; Wex Bank, Su-1,408.03. The following claims were presented before the Council for approval: Alan Hutton, Su-Se-806.02; Allied 100, Su-228.80; Amazon, Bk-AV-459.73; Arbor Manor, Se-990.84; Auburn Auto Center, Re-40.76; Auburn High School, Bk-AV-55.00; Auburn Mem. Library Petty Cash, Su-105.68; Auburn Newspapers, Se-333.36; Auburn Plumbing, Htg. & AC Inc., Su-97.04; Auburn Senior Center Inc., Operating Costs-12,000.00; Baker & Taylor, Bk-AV-321.97; Beard's Salvage Inc., Su-487.22; Blackstone Publishing, Bk-AV-238.03; Bulldog Auto Supply, Su-319.79; Crystal Dunekacke, Reim-72.80; Demco, Su-103.83; Eakes Office Solutions, Su-393.91; Filter Care, Se-42.65; First Wireless, Se-154.00; Glenn's Corner Market, Su-390.00; Greenwade Tree Service, Se-3,350.00; JEO Consulting Group, Se-2,555.00; Chris Jobe, Se-7,275.00; League Assoc. of Risk Management, Ins-1,715.35; Lotter Tree Service, Se-150.00; Lynch's Hardware & Gifts, Su-40.14; Menards, Su-445.71; Meyer Laboratory, Su-77.90; Microfilm Imaging Systems, Equip-Rent-138.00; NE Dept of Transportation, Se-5,413.10; Nemaha County, Reim-1,611.70; Overdrive Inc., Bk-AV-671.30; Reagan Jordan, Se-500.00; Ricoh USA, Su-27.45; Sack Lumber Co., Su-189.24; Sandry Fire Supply, Su-552.00; The Library Store, Su-32.99; Tony Hector Backhoe & Trenching, Se-2,000.07.

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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 in accordance with Resolution No. 7-11 that was approved February 28, 2011. The motion was seconded by Council Member Janssen. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried.

It was noted that with regards to Agenda Item F – Public Hearing, there are no public hearings to be held.

Following discussion, Proposed Ordinance No. 7-22, Consideration of proposed amendment to Ordinance No. 14-12, Section 5(d) to reduce timeframe for notice of public meeting of the Historic Preservation Board was presented for consideration. The Mayor announced that the proposed Ordinance was in order. Council Member Billings moved that these proceedings be kept in a separate and distinct volume known as the "Ordinance Record of the City of Auburn, Nemaha County, Nebraska", and that said volume be made part of these proceedings the same as though it were spread at large herein, which motion was seconded by Council Member Tom Clark. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Janssen, Jeanneret, Billings, Shawn Clark, and Tom Clark. The following voted "NAY": No one. Motion: Carried. Council Member Billings introduced the proposed ordinance and moved that the statutory rule requiring reading on three different days be suspended. Council Member Tom Clark seconded the motion to suspend the rules. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Jeanneret, Billings, Shawn Clark, Tom Clark, and Janssen. The following voted "NAY": No one. Motion: Carried. The motion to suspend the rules was adopted by the Council and the statutory rule was declared suspended for consideration of said ordinance. Council Member Tom Clark read Ordinance No. 7-22 and moved for final passage of the ordinance, which motion was seconded by Council Member Billings. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted "YEA": Billings, Shawn Clark, Tom Clark, Janssen, and Jeanneret. The following voted "NAY": No one. Motion: Carried.

No action was taken on the following Agenda Items: G – 1 (Ord. No. 6-22 consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to include City Ord. No. 14-12, “Historic Preservation Commission/Board” passed and approved on Oct. 8, 2012, and City Ord. No. 10-14, passed and approved on November 10, 2014, “The Auburn Historic District” under Chapter 152: “Zoning-Schedule of District Regulations §152.040” to harmonize City Code Sections with said Ordinance); G – 3 (Ord. No. 8-22 consideration of proposed amendment to City of Auburn, NE, Code of Ordinances to amend and include City Ordinance No. 5-15, passed and approved on February 9, 2015, to Title XI:Business Regulations, Ch. 12 Sales & Advertising; and to harmonize the provisions with State statutory age requirements); G – 4 (Ord. No. 9-22 consideration of repeal of Ord. No. 6-15 to harmonize & follow Neb. Rev. Stat. §28-1418, which covers use of tobacco, etc. under 21 years of age); G – 5 (Ord. No. 10-22 consideration of amending Auburn City Code of Ordinances to include City Ord. No. 12-15, passed and approved on December 14, 2015, as City Code of Ordinances §31.055); G – 6 (Ord. No. 11-22 consideration of proposed amendment to Auburn City Code Section 92.01, “City Property-Maintenance & Control.” to include provisions within City Ord. No. 18-15, to harmonize City Code Sections and State Statute); G- 7 (Ord. No. 12-22 consideration of proposed amendment to Auburn City Code Section 93.02, “Cleaning & Maintenance.” to include provisions within City Ord. No. 19-15, to harmonize City Code Sections”). The aforementioned proposed ordinances will be reviewed by the City’s ordinance committee for recommendation for consideration at a later meeting.

Council Member Billings moved for approval of community development block grant reuse grant and loan funding as suggested by the revitalization review committee pursuant to memorandum of understanding with property owner(s) to finance construction for commercial rehab. by the passage and adoption of Resolution No. 3-22. The motion was seconded by Council Member Janssen. Upon roll call vote: 5 yeas, 0 nays, and 1 absent. The following Council Members voted “YEA”: Shawn Clark, Tom Clark, Janssen, Jeanneret, and Billings. The following voted “NAY”: No one. Motion: Carried.

Written reports and recommendations from Dept. Heads/Boards were provided. Kendall Neiman gave a report on the airport. A written financial report was provided by the Auburn Community Redevelopment Authority and a written report on law enforcement activity within the City of Auburn for March 2022 was also reported.

It was noted that with regards to Agenda Item J – Motions, Requests and Referrals, there are none for this meeting.

There being no further business to come before the Mayor and Council, Council Member Janssen moved for adjournment. The motion was seconded by Council Member Tom Clark. Upon roll call vote, 5 yeas, 0 nays, and 1 absent. The following Council Members voted “YEA”: Tom Clark, Janssen, Jeanneret, Billings, and Shawn Clark. The following voted “NAY”: No one. Motion: Carried.

Mayor White declared the meeting adjourned.

Sherry Heskett
City Clerk

Dan White
Mayor

A complete copy of the minutes is available for inspection at city hall.

TREASURER'S REPORT
CALENDAR 4/2022, FISCAL 7/2021

AGENDA ITEM
NO

D-2

ACCOUNT TITLE	LAST REPORT ON HAND	RECEIVED	DISBURSED	BALANCE
GENERAL CHECKING	1,869,407.40	126,884.95	128,721.33	1,867,571.02
AM RESCUE ACT FUND CHECKING	294,153.63			294,153.63
STREET CHECKING	595,801.43	47,917.07	30,491.20	613,227.30
STREET BOND/WARRANT CHECKING	20,238.48			20,238.48
TOTAL CHECKING:	<u>2,779,600.94</u>	<u>174,802.02</u>	<u>159,212.53</u>	<u>2,795,190.43</u>
TOTAL FIRE DEPT SINKING	100,279.62	.00	.00	100,279.62
TOTAL KENO RESERVE MMA:	34,197.31	1.41	.00	34,198.72
TOTAL KENO CHECKING	28,567.16	1,935.98	3,652.00	26,851.14
TOTAL CDBG CHECKING	7,060.95	.00	.00	7,060.95
TOTAL CDBG DTR REUSE	97,376.10	1,076.29	.00	98,452.39
TOTAL CDBG HD SAVINGS:	1,535.29	4,536.05	.00	6,071.34
TOTAL CRA CHECKING	776,777.36	16,829.11	.00	793,606.47
TOTAL CITY REC CHECKING	44,976.12	.00	.00	44,976.12
GENERAL CD	100,902.73	99.52		101,002.25
TOTAL C.D.'S:	<u>100,902.73</u>	<u>99.52</u>	<u>.00</u>	<u>101,002.25</u>
TOTAL CASH ON HAND:	<u><u>3,971,273.58</u></u>	<u><u>199,280.38</u></u>	<u><u>162,864.53</u></u>	<u><u>4,007,689.43</u></u>



AGENDA ITEM
NO

D-5

April 13, 2022
Sherry Heskett
City of Auburn
1101 J Street
Auburn, NE 68305

RE: Drawdown #21 Hsg. Mgt. & Admin Final Expenses for 18-HO-36067

Dear Sherry,

Enclosed are Drawdown #21 Hsg. Mgt. & Admin final expenses for the Owner Occupied Housing Rehab program. After you have reviewed this material, Dan White, Mayor and Sherry Heskett, City Clerk can sign the DD# 21 forms as noted and mail the original DD forms to SEND D. Please place a copy of this documentation in your grant folder file #4 – Financial Management.

After submittal of the Drawdown for Project #18-HO-36067, in 10 to 15 days, when the automatic transfer is received from NDED and deposited in a non-interest bearing/City CDBG account and following City Council action on such bills, please write the following check(s):

Drawdown #21 Hsg. Mgt. & Admin final expenses. The following CDBG Activity Code 0181, 0580, 0580a & 0530 bills have not yet been paid. Please mail copies of all checks to the Lincoln SEND D Office.			
	Total:	CDBG:	Program Income:
SEND D Invoice #'s: 17-19 Acct # 10-291	\$2,612.48	\$2,612.48	\$0.00
SEND D Invoice #'s: 22 Acct # 10-292	\$2,742.48	\$2,742.48	\$0.00
SEND D Invoice #'s: Acct # 10-293	\$0.00	\$0.00	\$0.00
Totals:	\$5,354.96	\$5,354.96	\$0.00

LINCOLN OFFICE
7407 O Street
Lincoln, NE 68510
Office: 402-475-2560

www.sendd.org



SEND D is an Equal Opportunity Provider and Employer



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

\$2,612.48 - Total to SEND D (from CDBG Activity Code 0181)

\$2,742.48 - Total to SEND D (from CDBG Activity Code 0580) Drawdown #20

\$0.00 - Total to SEND D (from CDBG Activity Code 0580a) Drawdown #20

**** Please include a copy of this letter and a copy of the contractor checks with your payment****

Please feel free to give me a call at (402) 475-2560 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "James Warrelmann", written over a horizontal line.

James Warrelmann
Housing / Construction Manager

LINCOLN OFFICE
7407 O Street
Lincoln, NE 68510
Office: 402-475-2560

www.sendd.org



SEND D is an Equal Opportunity Provider and Employer



**Request for Funds (Drawdown/Payment Request)
Community Development Block Grant Program
Nebraska Department of Economic Development**

Name of Subrecipient (Local Unit of Government) City of Auburn		Mailing Address 1101 J Street		City Auburn	State NE	ZIP 68305
CDBG Agreement Number 18-HO-36067	Federal Identification Number 47-6006083	DUNS Number 080199193	UEI Number PB26EDL16EE4	Number sequence order of funds 21	Final Drawdown Final	DED Program Representative Amy Kienzler

Part I – STATUS OF FUNDS

1. CDBG Funds Received to Date						\$475,491.12
2. Add: Program Income Received to Date (exclude RLF)						\$66,409.72
3. Subtotal						\$541,900.84
4. Less: Federal Funds Disbursed To Date (Must Agree To Total Of Part II, Line 3)						\$541,900.84
5. Total: Federal Funds On Hand (Must Agree To Part II, Line 6)						

Part II – CASH REQUIREMENTS (Identify all activities listed in the CDBG Agreement, even if funds are not being requested.)

Activity/Budget Category	0181	0580	0580a	0530	TOTAL
1. Total Cash Requirements To Date					
2. Less: Local Funds Disbursed (includes RLF)	\$24,938.25	\$47,198.09	\$24,806.96	\$450,312.50	\$547,255.80
3. Less: Federal Funds Disbursed (include Program Income) Total Must Agree To Part I, Line 4 (exclude RLF)	\$22,325.77	\$44,455.61	\$24,806.96	\$450,312.50	\$541,900.84
4. Total Current Cash Requirements	\$2,612.48	\$2,742.48			\$5,354.96
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					\$5,354.96

By signing this report, I certify to the best of my knowledge and belief that the report is true, complete, and accurate, and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812). I also certify 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 Dan White, Mayor	Date
Signature of Authorized Official (Clerk/Treasurer)	Typed Name of Authorized Official Sherry Heskett, City Clerk	Date
Person Preparing Request for CDBG Funds Form Name: James Warrelmann	Organization: SEND	Telephone Number: 402-475-2560
		Email: jwarrelmann@sendd.org

PLEASE REFER TO INSTRUCTIONS FOR ADDITIONAL GUIDANCE. INCOMPLETE OR INCORRECT FORMS WILL NOT BE PROCESSED

****To update calculations, either tab two (2) fields or click on a different field with your mouse.**

AGENDA ITEM NO. E - 1

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

CLAIMS REPORT
 Check Range: 4/08/2022- 4/30/2022

**AGENDA ITEM
NO**

E-1

VENDOR NAME	REFERENCE	
GENERAL FUND		
AUBURN ARTS AND EVENTS	FUNDS TO SUPPOORT 140TH BDAY	3,000.00
BKD CPAs & ADVISORS	AUDIT SERVICES	11,167.43
GUARDIAN	LIFE INSURANCE	242.85
MID-AMERICAN BENEFITS INC	HEALTH INSURANCE	41.50
AUBURN REGION V SERVICES	CLEANING SERVICES	125.00
WINDSTREAM NEBRASKA INC	PHONE ACCT	16.22

	ADMIN TOTAL	14,593.00
FIRE DEPARTMENT		
BLACK HILLS ENERGY	GAS BILL ACCT	441.24
GUARDIAN	LIFE INSURANCE	132.99
AUBURN REGION V SERVICES	CLEANING SERVICES	50.00
CHARTER COMMUNICATIONS	PHONE ACCT	114.61

	FIRE DEPARTMENT TOTAL	738.84
SR. CENTER DEPARTMENT		
BLACK HILLS ENERGY	GAS BILL ACCT	75.91
AUBURN REGION V SERVICES	CLEANING SERVICES	200.00

	SR. CENTER DEPARTMENT TOTAL	275.91
LIBRARY DEPARTMENT		
GUARDIAN	LIFE INSURANCE	42.69
MID-AMERICAN BENEFITS INC	HEALTH INSURANCE	12.00

	LIBRARY DEPARTMENT TOTAL	54.69
POOL DEPARTMENT		
BLACK HILLS ENERGY	GAS BILL ACCT	35.02
NE DEPT. OF REVENUE	SALES AND USE TAX	35.68
CHARTER COMMUNICATIONS	PHONE ACCT	137.97

	POOL DEPARTMENT TOTAL	208.67
	GENERAL FUND TOTAL	15,871.11
STREET FUND		
GUARDIAN	LIFE INSURANCE	136.67
MID-AMERICAN BENEFITS INC	HEALTH INSURANCE	36.00

	TOTAL	172.67
	STREET FUND TOTAL	172.67
KENO FUND		

CLAIMS REPORT
Check Range: 4/08/2022- 4/30/2022

VENDOR NAME	REFERENCE	VENDOR TOTAL
KENO BETTERMENT NE DEPT. OF REVENUE	KENO TAX JAN-MAR 2022	652.00
	KENO BETTERMENT TOTAL	----- 652.00
	KENO FUND TOTAL	----- 652.00
	Accounts Payable Total	=====
		16,695.78

CLAIMS REPORT
 Check Range: 5/01/2022- 5/03/2022

**AGENDA ITEM
NO**

E-1

VENDOR NAME	REFERENCE	
GENERAL FUND		
AMERICAN RECYCLING SANITATION	RECYCLE LOT MONTHLY	335.00
BLUE CROSS-BLUE SHIELD	HEALTH INSURANCE	5,413.95
AUBURN BPW	REIMBURSEMENT	957.73
CAPITAL BUSINESS SYSTEMS INC	COPIER LEASE/SUPPLIES	487.56
FIRST NATIONAL BANK OMAHA	CARD TRANSACTIONS	819.75
CHARTER COMMUNICATIONS	PHONE ACCT	319.95
	ADMIN TOTAL	8,333.94
POLICE DEPARTMENT		
NEMAHA COUNTY	LAW/CODE ENFORCEMENT	31,500.00
	POLICE DEPARTMENT TOTAL	31,500.00
FIRE DEPARTMENT		
AUBURN BPW	ELEC	305.15
WEX BANK	FUEL EXPENSE	12.88
	FIRE DEPARTMENT TOTAL	318.03
PARK DEPARTMENT		
AUBURN BPW	ELEC	2,329.68
FIRST NATIONAL BANK OMAHA	CARD TRANSACTIONS	1,059.48
WEX BANK	FUEL EXPENSE	191.99
	PARK DEPARTMENT TOTAL	3,581.15
SR. CENTER DEPARTMENT		
AUBURN BPW	ELEC	546.66
	SR. CENTER DEPARTMENT TOTAL	546.66
LIBRARY DEPARTMENT		
BLUE CROSS-BLUE SHIELD	HEALTH INSURANCE	1,105.79
AUBURN BPW	ELEC	718.08
LINDA BANTZ	CUSTODIAL SERVICES	400.00
WINDSTREAM NEBRASKA INC	PHONE ACCT	127.30
	LIBRARY DEPARTMENT TOTAL	2,351.17
POOL DEPARTMENT		
AUBURN BPW	ELEC	836.92
	POOL DEPARTMENT TOTAL	836.92
	GENERAL FUND TOTAL	47,467.87
STREET FUND		
BLACK HILLS ENERGY	GAS BILL ACCT	138.30
BLUE CROSS-BLUE SHIELD	HEALTH INSURANCE	2,696.30

CLAIMS REPORT
Check Range: 5/01/2022- 5/03/2022

VENDOR NAME	REFERENCE	VENDOR TOTAL
AUBURN BPW	ELEC	607.77
FIRST NATIONAL BANK OMAHA	CARD TRANSACTIONS	438.12
MARK HARMS	LAND USE	500.00
CHARTER COMMUNICATIONS	PHONE ACCT	32.18
WEX BANK	FUEL EXPENSE	1,660.50
	TOTAL	6,073.17
	STREET FUND TOTAL	6,073.17
	Accounts Payable Total	53,541.04

CLAIMS REPORT
 Check Range: 5/04/2022- 5/05/2022

AGENDA ITEM NO

E-1

VENDOR NAME	REFERENCE	
GENERAL FUND		
AMAZON	BKS/AVS	83.14
ANGELO M. LIGOURI	LEGAL SERVICES	6,550.50
AUBURN DESIGN SHOP LLC	SIGNAGE	20.00
AUBURN NEWSPAPERS	PUBLISHING	497.07
BEATRICE AREA SOLID WASTE	DISPOSAL OF MATERIALS	1,378.80
CRYSTAL DUNEKACKE	REIMBURSEMENT TRAVEL	272.03
EAKES OFFICE SOLUTIONS	SUPPLIES	708.56
JEO CONSULTING GROUP INC.	PROFESSIONAL SERVICES	1,825.00
LYNCH'S HARDWARE & GIFTS	SUPPLIES	36.74
MENARDS	SUPPLIES	109.99
MEYER LABORATORY INC	SUPPLIES	39.95
MICROFILM IMAGING SYSTEMS INC	EQUIPMENT RENT	138.00
NEMAHA COUNTY CLERK	FILING FEES	74.00
PETTY CASH	PETTY CASH	66.66
RAYMOND'S ELECTRIC	ELECTRICAL PARTS/SERVICE	234.00
SACK LUMBER COMPANY	SUPPLIES	229.15
USPS	STAMPS	116.00
	ADMIN TOTAL	12,379.59
FIRE DEPARTMENT		
AUBURN FIRE DEPARTMENT	REIMBURSEMENT FIRE SCHOOL	1,035.00
ED M. FELD EQUIPMENT CO. INC.	SERVICE AIR COMPRESSOR	800.00
SANDRY FIRE SUPPLY	EQUIPMENT	2,870.25
	FIRE DEPARTMENT TOTAL	4,705.25
PARK DEPARTMENT		
AKRS	PARTS/SUPPLIES	17.06
AMERICAN LAWCARE INC.	LAWCARE	1,400.00
ANDREW TUCKPOINTING LLC	TUCKPOINT AND REPAIR BANDSHELL	22,380.00
AUBURN PLUMBING,HTG & AC INC.	PARTS/SUPPLIES	14.62
BULLDOG AUTO SUPPLY INC	PARTS/SUPPLIES	362.43
COMMERCIAL RECREATION SPECIAL	PARTS FOR SPLASHPAD	1,339.40
LYNCH'S HARDWARE & GIFTS	SUPPLIES	14.99
MENARDS	SUPPLIES	368.94
MEYER LABORATORY INC	SUPPLIES	382.80
PETTY CASH	PETTY CASH	13.85
RAYMOND'S ELECTRIC	ELECTRICAL PARTS/SERVICE	3,105.55
SACK LUMBER COMPANY	SUPPLIES	136.79
YOLANDA KERR	FLOWER/GARDENING SERVICES	500.00
	PARK DEPARTMENT TOTAL	30,036.43
SR. CENTER DEPARTMENT		
GENERAL FIRE AND SAFETY EQUIPM	INSPECTION FIRE SYSTEM	797.85
MEYER LABORATORY INC	SUPPLIES	129.21
	SR. CENTER DEPARTMENT TOTAL	927.06

CLAIMS REPORT
 Check Range: 5/04/2022- 5/05/2022

VENDOR NAME	REFERENCE	VENDOR TOTAL
LIBRARY DEPARTMENT		
AMAZON	BKS/AVS	537.04
AUBURN MEM. LIBRARY PETTY CASH	POSTAGE/ILL	121.07
AUBURN NEWSPAPERS	PUBLISHING	142.50
BAKER & TAYLOR	BKS/AVS	985.73
BLACKSTONE PUBLISHING	BKS/AVS	42.95
EAKES OFFICE SOLUTIONS	SUPPLIES	239.25
CENGAGE LEARNING INC/GALE	BKS/AVS	307.59
HISTORY NEBRASKA	SUBSCRIPTION/MEMBERSHIP	35.00
OCLC INC	ILL/SUBSCRIPTION	127.38
OVERDRIVE, INC.	BKS/AVS	281.88
REDITECH	COMPUTER SERVICES	200.00
RICOH USA, INC	EQUIPMENT COPIES	23.62
THE PENWORTHY COMPANY	BKS/AVS	470.08
	LIBRARY DEPARTMENT TOTAL	3,514.09
POOL DEPARTMENT		
MEYER LABORATORY INC	SUPPLIES STAINLESS CLEAN	118.90
PETTY CASH	POOL STARTING CASH	175.00
	POOL DEPARTMENT TOTAL	293.90
	GENERAL FUND TOTAL	51,856.32
STREET FUND		
CLARK EQUIPMENT CO.DBA BOBCAT	EQUIPMENT	1,165.84
EGGERS BROTHERS INC	PARTS/SUPPLIES	15.60
FILTER CARE	CLEAN FILTERS	41.75
GREENWADE TREE SERVICE	TREE REMOVAL	3,250.00
LEAGUE ASSOC OF RISK MANAGEMEN	INSURANCE EQUIPMENT	252.27
LYNCH'S HARDWARE & GIFTS	SUPPLIES	13.56
MENARDS	SUPPLIES	285.77
PETTY CASH	PETTY CASH	46.79
RUETER'S	PARTS/SUPPLIES	1,683.94
	TOTAL	6,755.52
	STREET FUND TOTAL	6,755.52
	Accounts Payable Total	58,611.84

ORDINANCE NO. 6 - 22
OF
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE ADOPTING & ADDING CITY ORDINANCE NOS. 14-12 & 10-14, AS §§ 152.40 & 152.41 TO CHAPTER 152 - ZONING WITHIN THE CITY OF AUBURN, NEBRASKA, CODE OF ORDINANCES, RELATING TO THE ESTABLISHMENT OF THE HISTORIC PRESERVATION COMMISSION/BOARD & THE AUBURN HISTORIC DISTRICT; DECLARING PROVISION SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA:

SECTION 1. Section 152.40 of the City of Auburn, Nebraska, Code of Ordinances, hereby be, & is adopted as presented and stated within Ordinance No. 14-12, passed and approved on the 8th day of October 2012, a certified copy attached hereto and incorporated herein by this reference; & shall be titled "HISTORIC PRESERVATION COMMISSION/BOARD".

SECTION 2. Section 152.41 of the City of Auburn, Nebraska, Code of Ordinances, hereby be, & is adopted as presented and stated within Ordinance No. 10-14, passed and approved on the 10th day of November 2014, a certified copy attached hereto and incorporated herein by this reference; & shall be titled "THE AUBURN HISTORIC DISTRICT".

SECTION 3. Provisions Severable. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are hereby declared to be severable.

SECTION 4. In accordance with City Code § 35.07, this Ordinance shall be in full force and effect fifteen days from and after its passage, approval.

Passed and Approved by City Council on this ___ day of _____ 2022, by the following votes:

Tom Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Shawn Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Katy Billings (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Rick Janssen (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Chris Erickson (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Jeff Jeanneret (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____

R. Daniel White, Mayor of
City of Auburn, Nebraska

ATTEST:

Sherry Heskett, Municipal Clerk
of City of Auburn, Nebraska
(Seal)

Approved as to Form & Legality:

City Attorney

Date

G-2

ORDINANCE NO. 8 - 22
OF
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE AMENDING, ADOPTING, & ADDING CITY ORDINANCE NO. 5-15, TO THE CITY OF AUBURN, NEBRASKA, CODE OF ORDINANCES AS § 112.03 OF CHAPTER 112: SALES & ADVERTISING, GENERAL PROVISIONS; RELATING TO TOBACCO & CIGARETTES - LICENSE TO SELL, ISSUANCE, & AMENDMENT OF AGE REQUIREMENT; DECLARING PROVISION SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA:

SECTION 1. City Ordinance No. 5-15, passed & approved on the 9th day of February, 2015, established tobacco & cigarettes, license to sell, issuance, application, rights, fee, terms, and forfeiture. Said Ordinance included a required age for purchase of over the age of 18. Since passage and approval State Statute has been amended to prohibit sale or distribution to person(s) under the age of 21.

City Ordinance No. 5-15, is hereby amended to prohibit sale, transfer, or distribution of all tobacco, or alternative nicotine products, as stated in Ordinance No. 5-15, to person(s) under the age of 21.

SECTION 2. Section 112.03 of the City of Auburn, Nebraska, Code of Ordinances, hereby be, & is adopted as presented and stated within Ordinance No. 5-15, as amended herein, a certified copy of original Ordinance No. 5-15, passed and approved on the 9th day of February, 2015 is attached hereto and incorporated herein. Section 112.03 shall be titled "ISSUANCE & LICENSE TO SELL TOBACCO, CIGARETTES, & OTHER NICOTINE PRODUCTS".

SECTION 3. All ordinances or parts of ordinance in conflict herewith are hereby repealed.

SECTION 4. Provisions Severable. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are hereby declared to be severable.

SECTION 5. In accordance with City Code § 35.07, this Ordinance shall be in full force and effect fifteen days from and after its passage, approval.

Passed and Approved by City Council on this ___ day of _____ 2022, by the following votes:

Tom Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Shawn Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Katy Billings (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Rick Janssen (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Chris Erickson (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Jeff Jeanneret (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____

R. Daniel White, Mayor of
City of Auburn, Nebraska

ATTEST:

Sherry Heskett, Municipal Clerk
of City of Auburn, Nebraska
(Seal)

Approved as to Form & Legality:

City Attorney

Date

ORDINANCE NO. 9-22
OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE TO REPEAL CITY ORDINANCE NO. 6-15 TO HARMONIZE WITH STATE STATUTE, RELATING TO THE SALE AND USE OF TOBACCO UNDER 18 YEARS OF AGE; & TO PROVIDE FOR AN EFFECTIV DATE.

RECITALS:

WHEREAS, City Ordinance No. 6-15 was passed and approved on the 9th day of February, 2015, pursuant to the recommendation by the 2014 Model Ordinance updates by the League of Nebraska Municipalities.

WHEREAS, Since adoption of said Ordinance Nebraska State Law has been amended to restrict the sale or use of tobacco or alternative nicotine products, in any form whatsoever, to persons under 21 years of age.

WHEREAS, City Ordinance No. 6-15 does not harmonize with current Nebraska State Law.

NOW THEREFORE, BE IT ORBAINED BY THE CITY COUNCIL OF THE CITY OF AUBURN, NEBRASKA:

SECTION 1. City Ordinance No. 6-15 is hereby repealed to harmonize with Nebraska Statute.

SECTION 2. In accordance with City Code § 35.07, this Ordinance shall be in full force and effect fifteen days from and after its passage, approval.

Passed and Approved by City Council on this ___ Day of _____ 2022, by the following votes:

Tom Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Shawn Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Katy Billings (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Rick Janssen (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Chris Erickson (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Jeff Jeanneret (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____

R. Daniel White, Mayor of
City of Auburn, Nebraska

ATTEST:

Sherry Heskett, Municipal Clerk
of City of Auburn, Nebraska

(Seal)

Approved as to Form & Legality:

City Attorney

Date

ORDINANCE NO. 10 - 22
OF
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE ADOPTING & ADDING CITY ORDINANCE NO. 12-15 WITHIN THE CITY OF AUBURN, NEBRASKA, CODE OF ORDINANCES, RELATING TO RECALL PROCEDURE; DECLARING PROVISION SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA:

SECTION 1. Section 31.055 of the City of Auburn, Nebraska, Code of Ordinances, hereby be, & is adopted as presented and stated within Ordinance No. 12-15, passed and approved on the 14th day of December 2015, a certified copy attached hereto and incorporated herein by this reference; & shall be titled "RECALL PROCEDURE".

SECTION 2. All ordinances or parts of ordinance in conflict herewith are hereby repealed.

SECTION 3. Provisions Severable. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are hereby declared to be severable.

SECTION 4. In accordance with City Code § 35.07, this Ordinance shall be in full force and effect fifteen days from and after its passage, approval.

Passed and Approved by City Council on this ___ day of _____ 2022, by the following votes:

Tom Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Shawn Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Katy Billings (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Rick Janssen (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Chris Erickson (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Jeff Jeanneret (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____

R. Daniel White, Mayor of
City of Auburn, Nebraska

ATTEST:

Sherry Heskett, Municipal Clerk
of City of Auburn, Nebraska

(Seal)

Approved as to Form & Legality:

City Attorney

Date

ORDINANCE NO. 11-22
OF
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE TO AMEND § 92.01 OF THE CITY OF AUBURN, NEBRASKA, CODE OF ORDINANCES TO CONFORM WITH STATE STATUTE; TO INCLUDE PROVISIONS WITHIN CITY ORDINANCE 18-15; TO REPEAL ANY CONFLICTING ORDINANCES OR RESOLUTIONS OF SAID CITY OR PARTS THEREOF IN CONFLICT WITH THIS ORDINANCE AMENDMENT; TO DECLARE PROVISION SEVERABILITY; AND TO DECLARE AN EFFECTIVE DATE FOR THIS ORDINANCE.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA:

SECTION 1. Section 92.01 of the City of Auburn, Nebraska, Code of Ordinances is amended to read as follows:

"§ 92.01 MAINTENANCE & CONTROL.

- (A) The City Council has control & supervision of all public highways, bridges, streets, alleys, rights-of-way, public squares, & public commons with the City.
- (B) The City, Council, & Mayor, shall have the power and authority to have removed all obstructions from sidewalks, curbstones, gutters, & crosswalks, at the cost of the person placing them there or the landowner, and to require and regulate the planting & protection of shade trees in and along the streets, as well as, the trimming and removal of trees.
- (C) The City, Council, & Mayor, shall have the power and authority to regulate the building of bulkheads, cellars and/or basements, stairways, railways, windows, doorways, awnings, hitching posts & rails, lampposts, awning posts, and all other structures that project upon or over and adjoining, as well as, all types of excavations through and/or under the sidewalks and rights-of-way within the City.

(Prior Code § 8-101)(Prior Ord. No. 8-15, passed 12-14-2015).

Statutory reference:

Related provisions, see Neb. RS 17-567"

SECTION 2. That prior City Code Section 92.01 of the City of Auburn, Nemaha County, Nebraska, and any other Ordinances, Resolutions, or parts thereof passed and approved prior to the passage, approval and publication or posting of this Ordinance that are in conflict herewith, are hereby repealed.

SECTION 3. Provisions Severable. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are hereby declared to be severable.

SECTION 4. In accordance with City Code § 35.07, this Ordinance shall be in full force and effect fifteen days from and after its passage, approval.

Passed and Approved by City Council on this ___ Day of _____ 2022, by the following votes:

Tom Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Shawn Clark (Ward 1)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Katy Billings (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Rick Janssen (Ward 2)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Chris Erickson (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____
Jeff Jeanneret (Ward 3)	Aye: _____	Nay: _____	Absent: _____	Abstain: _____

R. Daniel White, Mayor
the City of Auburn, Nebraska

ATTEST:

Sherry Heskett, Municipal Clerk
of the City of Auburn, Nebraska
(Seal)

Approved as to Form & Legality:

City Attorney

Date

ORDINANCE NO. 12-22
OF
THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA

AN ORDINANCE TO AMEND SECTION 93.02 OF THE CITY OF AUBURN, NEBRASKA, CODE OF ORDINANCES TO CONFORM WITH STATE STATUTE; TO INCLUDE PROVISIONS WITHIN ORDINANCE NO. 19-15 OF SAID CITY; TO REPEAL ANY CONFLICTING ORDINANCES, RESOLUTIONS OR PARTS THEREOF IN CONFLICT WITH THIS ORDINANCE AMENDMENT; TO DECLARE PROVISION SEVERABILITY; AND TO DECLARE AN EFFECTIVE DATE FOR THIS ORDINANCE.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA:

SECTION 1. Section 93.02 of the City of Auburn, Nebraska, Code of Ordinances is amended to read as follows:

"§ 93.02 CLEANING & MAINTENANCE, REMOVAL OF SNOW & ICE.

- (A) The City, Council, & Mayor, shall have power and authority to prevent and remove all encroachments, including snow, ice, mud, and/or other obstructions, upon and/or into all sidewalks, streets, avenues, alleys, rights-of-way, and upon other City property.
- (B) It shall be unlawful for the owner or occupant of any lot, lots, or lands within the City to allow snow, sleet, ice, mud, or other substances to accumulate or remain upon the sidewalks, upon or abutting the lot, lots or lands, except as herein provided.
- (C) All sidewalks shall be cleaned/cleared within five (5) hours after the cessation of the storm causing the obstruction on the sidewalk, unless the storm shall have occurred or continued after sunset, in which case sidewalks shall be cleaned before 8:30 a.m. the following day.
- (D) If sidewalks are not cleaned/cleaned and as herein provided, the City Street Commissioner may, without notice, clean the sidewalks or cause the sidewalks to be cleaned. Every owner of any lot, lots or lands within the City shall, at times, keep and maintain the sidewalks abutting and contiguous to the lot, lots, or lands in good and proper repair and in a condition reasonably safe for use. The Street Commissioner may require sidewalks within the City to be repaired by the owner of the lot, lots, or lands which the sidewalks abut and/or are contiguous to and maintained in good and proper repair and in a condition reasonably safe for use of the sidewalks. The City shall notify and order the owner of the land to repair the sidewalks within seven (7) business days of the issuance of the notice. It is unlawful for any owner so notified and ordered to repair, to fail, refuse or neglect to repair the sidewalks in the manner and within the time prescribed by City notice. Violators are subject to penalty every 24 hours, pursuant to City Code Section 10.99.
- (E) If the abutting property owner refuses or neglects, after five (5) days' notice to remove all encroachments from sidewalks, as provided in division (A) & (B), the City through Its employees or representatives may cause such encroachments to be removed, and the cost of removal shall be paid out of the street fund. The City shall assess the cost of the notice and removal of the encroachment against the abutting property as a special assessment. The special assessment shall be known as a special sidewalk assessment and, together with the cost of notice, shall be levied and collected as a special assessment in addition to the general revenue taxes and shall be subject



**AGENDA ITEM
NO**

I-1(a.)

May 9, 2022

City of Auburn

1101 J Street
Auburn, Nebraska 68305
402-274-3420
402-274-4154 fax
www.auburn.ne.gov

MAYOR

Dan White

COUNCIL MEMBERS

Katy Billings

Shawn Clark

Tom Clark

Chris Erickson

Rick Janssen

Jeff Jeanneret

**Street Department Activity Report
(April 2022)**

- Appliance and Furniture Recycle Lot – 2 time
- Brush Lot – 4 times
- Burned brush lot – 1 time
- Worked on equipment at city shop
- Garbage run at Parks/Rec Complex/business area weekly
- Cut 8 trees in city right of way (Greenwade Tree Service)
- Trimmed trees in city right of way around town
- Cleaned storm drains
- Filled pot holes
- Worked on restrooms at Rec Complex
- Installed 2 storm drains in the RV camping area
- Moved furniture at city hall
- Repaired hydrant along the fence at Pool
- Hauled ashes to Beatrice Area Solid Waste Agency from 714 Central Avenue and did additional clean up
- Picked up branches in Parks
- Staked out the trees for the City Tree Planting program (35 trees)

Harry Bridgmon
Street Commissioner



EQUAL HOUSING OPPORTUNITY

AGENDA ITEM
NO

I-1(c.)

*Auburn Memorial Library*1810 Courthouse Ave
Auburn, NE 68305**May 2022**

- o The Spring Party had 40 kids in attendance.
- o Wildlife Encounters had 253 people in attendance. We will be bringing them back this summer.
- o Summer programming: 2's & 3's Storytime starts Thursday, June 2nd, Youth Reading Adventure and Adult Reading starts Monday, June 6th, and Summer Reading kicks off on Tuesday, June 7th with magician Adam White at 1:00.
- o Saturday, June 4th Nebraska author Jonis Agee will be at the library. Her book, *The Bones of Paradise*, was chosen as the One Book One Nebraska read for 2022.

Statistical Report:

<u>Date:</u>	<u>Circulation:</u>	<u>Patrons:</u>
March 2022	2,702	1,682
OverDrive	<u>760</u>	<u>106</u>
	3,462	1,788
April 2022	2,430	1,844
OverDrive	<u>591</u>	<u>99</u>
	3,021	1,943

MONTHLY LAW ENFORCEMENT REPORT TO THE
MAYOR AND CITY COUNCIL OF THE CITY OF
AUBURN

FOR THE MONTH OF APRIL 2022

Total Number of Calls within the City of Auburn	154
Total Number of Ordinance/Animal Calls	9
Total Number of Actual Criminal Cases Reported/Initiated	19

Respectfully submitted,



Brent Lottman
Sheriff

