

**City of Auburn**

**Council Minutes**

**April 20, 2015**

Mayor Stamer called the meeting to order at 7:00 PM.

**Present:** Barb Stamer, Chris Warwick, Tom Appelt, Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber and John Tanner. **Absent:** None.

**Department Heads:** Bruce Centko, Bill Karhliker, and Kristy Ponsler. **City Attorney:** Raylene Grischow.

I. Mayor's Comments

- a. Mayor Stamer shared her vision about what Auburn can be. Just because we have done something in the past does not mean that is best way to do things. We have to open our minds to some of the ideas that people are asking about even though money is tight. We need to keep up with the times. Mayor Stamer will rejuvenate Auburn by coming up with ideas that coincide with the 21<sup>st</sup> century.
- b. Mayor Stamer brought up the idea of burning on certain days, similar to other towns in the area. Stamer asked for stronger enforcement of the burning ordinance.
- c. Recycling in the large dumpster across from City Hall will end on 05/06/15; Flowers Sanitation will start curbside recycling in the month of May 2015. Since Flowers Sanitation is no longer collecting the dumpster, what should we do with it? Karhliker said we need to keep it and the council agreed.

II. City Clerk's Report – Warwick

- a. Warwick presented the meeting minutes from the city council meeting on 04/06/15. Davidson made a motion to accept the meeting minutes and destroy the recorded copy, second by Berola. **Voice Vote: AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

III. City Treasurer's Report - Appelt

- a. Appelt presented the Bills List from 04/07/15 to 04/20/15 for the council's approval. A motion was made by Gillock to approve the bills list, second by Davidson. **Voice Vote: AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**
- b. Applet reported that the Financial Statement will be available at the next council meeting.

IV. Attorney – Grischow

- a. Grischow presented the second reading of Ordinance 1391-15 regarding Raffles for approval. Kessler made a motion to approve Ordinance 1391-15; second by Davidson. **AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**
- b. Grischow presented the second reading of Ordinance 1392-15 regarding the Fees for Zoning for approval. Hemmerle made a motion to approve Ordinance 1392-15; second by Rathgeber. **AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**
- c. Grischow presented the first reading of the Fine and Fee Schedule, added to each page is the statement, "In addition to the fine and fee schedule published in Appendix A the city reserves the right to collect all legal or administrative fees incurred by the city."
- d. A petition for annexation was submitted by the school district for the west end of the football field and bleachers near the pine trees. The school district would like to annex and combine the parcel with the existing area of the football field which is in the city limits. Grischow will work on an ordinance so the council can vote on the annexation.
- e. Grischow stated that she will need an Executive Session at the end of the council meeting for the collective bargaining agreement and some of the verbiage on the utility ordinance information that could be impacted by the agreement.

V. Visitors

- a. Zoning Board – Dave Miller and Jim Nuckols were present. They reported that there have been many questions coming from the office about the forms and variance requests. Nuckols recommended that people review the Zoning Ordinance book to find the answers. Ponsler stated that the process is being followed, and that a lot of questions are coming from residents and the office is trying to be helpful. It was felt that the applicants are responsible for making sure their paperwork is correct and then the Zoning Board reviews the request and makes a determination. It was also discussed retaining best practices for future use.
  - i. Rathgeber reported that Ray Landers had a request to rezone lots in Meadowbrook Plat 4 & 5 from R2 to R3, but the paperwork was not complete and Ray Landers withdrew his request.
  - ii. A resident at 403 North 11 Street asked for a variance to align a front porch that would not be in compliance with the setback requirements, but it is in an older part of town and would match the adjacent properties. Rathgeber made a motion to approve the request, second by Kessler. **AYE: Tom Berola, Clay**

**Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

iii. Dawn Godsil was present at the Zoning Board meeting with a proposal for outdoor seating at the east and south side of her business Sugar Creek Wine and Deli on the northeast end of the square. Rathgeber stated that the change she is requesting would need to be cared for via an ordinance and not by the Zoning Board.

iv. The next Zoning Board meeting will be 05/13/15.

b. Mike Roach reported that the chickens have been moved out of town and all issues have been remedied. Mike Roach reported that the chickens and rooster were in transit and he had not intended to keep them at the home.

#### VI. Department Heads

##### a. Centko

i. Centko reported that the DEA program had changed on collecting expired medications; he is working with a local pharmacy to see what we can do to partner with them on collecting expired medication.

##### b. Karhliker

i. Karhliker reported that the 2015 engineer estimate for the MFT roadwork has been submitted to the council based on review of the current City roads. Johnson made a motion to approve the estimate in the amount of \$130,000.00; second by Kessler. **AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

##### c. Ponsler

i. Ponsler had been looking for a computer for the Mayor at Stamer's request. The previous computer she was using was needed by the office staff for utility billing. The council felt that the Mayor could use her own laptop and Ponsler could work with her to get connected to the City network and printers.

#### VII. Committee Reports

##### a. Administration – Berola

i. The next Administration meeting will be 04/22/15 at 6:00 PM to discuss the FY2016 Budget, TIF Funding, and the updated Fine and Fee Schedule.

##### b. Public Works – Johnson

- i. No Report.
- c. Public Utilities – Kessler
  - i. No Report.
- d. Health & Safety – Gillock
  - i. Gillock reported that negotiations have been finalized with the Police Union and the updates have been sent to the City Attorney.
- e. Health & Housing – Stamer
  - i. No Report.
- f. Parks – Tanner
  - i. Tanner reported that they waiting on the insurance letter from Ben Ladage for the Men’s Softball League.
- g. Library/Technology – Hemmerle
  - i. No Report.

VIII. Executive Session

- a. A motion was made by Davidson to enter into Executive Session to discuss the collective bargaining agreement, second by Kessler. **Voice Vote -- AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**
- b. A motion was made by Davidson to exit Executive Session, second by Rathgeber. **Voice Vote -- AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

IX. Action Pertaining to the Executive Session

- a. Grischow presented the collective bargaining agreement between the City of Auburn and the International Union of Operating Engineers Local 965; the version presented has the verbiage around the 2 hours of overtime for on call situations. Davidson made a motion to approve the proposed collective bargaining agreement between the City of Auburn and the International Union of Operating Engineers Local 965, second by Johnson. **AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

- b. Grischow presented for second reading Ordinance 1390-15 the Utilities Ordinance, that has changes to reflect the after-hours reconnection fees for utilities to \$100 for afterhours (outside of normal City business hours) and \$150 for holidays and weekends. A motion was made by Kessler to approve the ordinance, second by Davidson. **AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

X. Adjournment

- a. A motion to adjourn was made by Rathgeber at 8:33 PM; second by Kessler. **Voice Vote -- AYE: Tom Berola, Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Mark Kessler, Wayde Rathgeber, and John Tanner. NAY: None. ABSENT: None. (8-0-0).**

Respectfully Submitted,

Christopher Warwick

City Clerk