

City of Auburn

Council Minutes

July 7, 2014

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

Present: Clay Davidson, Matt Gillock, Larry Hemmerle, Rod Johnson, Wayde Rathgeber, Barb Stamer, John Tanner and Chris Warwick. **Absent:** Tom Berola and Mark Kessler.

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

I. Mayor's Comments

- a. The scrolling sign on the square is pending.
- b. More information will be provided at the next meeting regarding murals on building walls for the Sesquicentennial.
- c. Stamer requested the council's approval to join the Blue Carpet Corridor Coalition, the cost is \$300 and the Auburn Activities Committee will pay the fee. A motion was made by Davidson to approve the city joining the Blue Carpet Corridor Coalition with the Auburn Activities Committee paying the \$300 fee, second by Tanner. **AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**

II. City Clerk's Report – Warwick

- a. Warwick presented the meeting minutes from the city council meeting on 06/16/14. Grischow asked that a duplicated item be removed under her regarding Executive Session. Rathgeber made a motion to accept the meeting minutes with updates and destroy the recorded copy, second by Gillock. **Voice Vote - AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**
- b. Warwick presented the meeting minutes from the city council public hearing on 2015 Appropriations on 06/16/14. Rathgeber made a motion to accept the meeting minutes with updates and destroy the recorded copy, second by Gillock. **Voice Vote - AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**
- c. We will be having a Committee of the Whole on 08/18/14 at 6:30 PM to review Executive Session Meeting Minutes.

III. City Treasurer's Report - Appelt

- a. There is not bills list for this meeting, there will be additional information at the next meeting.

IV. Attorney – Grischow

- a. Grischow presented for a second reading, Ordinance 1397-14, an Ordinance Approving and Authorizing the Execution of a Professional Agreement for the Establishment and Annual Administration of Auburn TIF District 1. Grischow noted that there is a redline copy limiting the staff cost and once the thresholds are met, Jacob and Klein must come back to the council/mayor to approve additional expenses. Steve Klein was present to answer any questions. A motion was made by Rathgeber to approve Ordinance 1397-14, second by Davidson. **AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**
 - i. Mr. Klein indicated the next steps would be to form a group that would look at areas for growth that would be best for the TIF District. He recommended that members of the community and the school district should be involved.
- b. Grischow presented the first reading of Ordinance 1398-14, an Ordinance for the Establishment of Parks and Recreation section to the City Code.
- c. Grischow presented the first reading of Ordinance 1399-14, an Ordinance for the hours of operations for the city parks. There was a short discussion on the issues of setting up different times for the different parks and the conflict it might create by having set time for all parks. It was recommended that the item be reviewed by the Parks Committee and the First Reading could be done at the next council meeting on 07/21/14
- d. Grischow presented the first reading of Ordinance 1400-14, an Ordinance to regulate smoking on city property and in city parks. There were several questions regarding the distances and where people could or could not smoke. Some council members thought the ordinance maybe micro managing the situation. It was decide by a consensus that the ordinance was not needed.
- e. There was a question about the Tuxhorn Property and it was believed it was sold or is to be sold soon.
- f. Grischow requested a short executive session for pending litigation.

V. Visitors

- a. Tom Laurent came before the council for a billing issue for a former tenant of his. Mr. Laurent paid the full amount \$377 that was owed by the tenant but only \$171 was noted on the bill. Tom took the renter to court for missed utilities and the judge only awarded him the \$171 amount because it was noted on the bill and not the final amount of account of \$377. Mr. Laurent asked for a credit from city of \$189.22 because

of a city error. A motion was made by Davidson to refund Tom Laurent \$189.22 for the mix up, second by Tanner. **AYE: Davidson, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: Gillock. ABSENT: Berola and Kessler. (5-1-2)**

- b. Barb Henn was present to answer any questions about the upcoming carnival. Bob Beltz the operator of the carnival asked that the trees be trimmed up to 20 feet to accommodate the larger rides and Karhliker stated that the trees have already been trimmed. The power for the square has been updated to accommodate the vendors. Mr. Beltz requested a location close to the square so the carnival folks can keep an eye on their equipment overnight. The carnival committee will work on finding a suitable location that has running water and electricity for 4 trailers. Permits were also needed for the temporary liquor licenses so part of the street can be blocked off by the Oasis Bar.
- c. Darrell Adcock asked the city to look into having a permit process for food trucks outside his facility. He has been approached by several vendors looking to provide food service during his auctions.
- d. Heather Murdock announced that the Labor Day Picnic will be Saturday 08/30/14 at 6:00 PM.

VI. Department Heads

- a. Centko
 - i. No report
- b. Karhliker
 - i. The oil and chip work on the city streets will begin the week of 07/14/14.
- c. Ponsler
 - i. No report.

VII. Committee Reports

- a. Administration – Berola
 - i. No Report
- b. Public Works – Johnson
 - i. There will be a pre-bid meeting for the Hogan Road project on 07/08/14 at 10:00 AM and on 07/15/14 at 10 AM there will be the bid opening for the project.

- c. Public Utilities – Davidson
 - i. No report
- d. Health & Safety - Gillock
 - i. No Report
- e. Health & Housing – Stamer
 - i. DeHeve’s tavern is open again.
 - ii. The Auburn Activities Committee procedure for outside alcohol is on hold for now.
 - iii. There is a permit request for an outside café for Sugar Creek Wine & Deli.
- f. Parks – Tanner
 - i. There will be a Park Committee Meeting on 07/14/14 at 7:00 PM regarding Merritt Field fence replacement, park hours of operations, and the Josh Brooks Softball Tournament.
 - ii. We have not received a payment from AYBSA for the fertilizer applications to Veterans Park.
- g. Library/Technology – Hemmerle
 - i. The west door may not be an issue because there are 2 exits that are already handicap accessible. The ILMRF will be at the library on 08/04/14 to review the property and we will have more information at that time.

VIII. Executive Session

- a. A motion was made by Tanner to enter into executive session regarding pending litigation, second by Rathgeber. **Voice Vote: AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**
- b. A motion was made by Rathgeber to exit executive session and come back into open session, second by Hemmerle. **Voice Vote: AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**

IX. Adjournment

- i. A motion was made by Rathgeber to adjourn the meeting at 8:28 PM, second by Davidson. **Voice Vote: AYE: Davidson, Gillock, Hemmerle, Johnson, Rathgeber, and Tanner. NAY: None. ABSENT: Berola and Kessler. (6-0-2)**

Respectfully Submitted,

Christopher Warwick

City Clerk