

**CITY OF AUBURN
COUNCIL MINUTES
MAY 2, 2011**

Thornton administered the Oath to newly elected officials Larry Hemmerle, John Tanner, Mark Kessler (Kessler was sworn in electronically and will sign his Oath upon returning back to the States), and Wayde Rathgeber.

The council meeting was called to order by Mayor Powell at 7:15 p.m. Present: Joe Powell, Tanner, Berola, Johnson, Gillock, Hemmerle, Rathgeber, Warwick, Thornton, Appelt, Grischow, Centko, C Powell and Karhliker. Kessler was present by electronic transmission as he meets all the requirements to do so.

I. ATTORNEY'S REPORT - Grischow

- Grischow presented Ordinance 1321-11 Obstruction of Meters. There will be a \$25.00 fine for each and every time the City has to go back to read the meters. Motion by Berola to accept Ordinance 1321-11 Obstruction of Meters. Second by Rathgeber. 8-0

AYES: Hemmerle, Tanner, Johnson, Berola, Kessler, Gillock, Rathgeber, Warwick,
NAYS: None

- Grischow presented Ordinance 1322-11 Snow Removal for second reading. Council was satisfied with the wording. Rathgeber made a motion to accept Ordinance 1322-11 Snow Removal. Second by Gillock. 8-0

AYES: Hemmerle, Tanner, Johnson, Berola, Kessler, Gillock, Rathgeber, Warwick,
NAYS: None

- Grischow has not been able to talk with Todd Wise of UCB in reference to the yellow building next to the Subway, but she will continue to try.
- The gas station on the corner of 5th & Jackson may be sold.

II. VISITORS

- Craig Ladage was present to hear the results of the Zoning Board meeting. Rathgeber reported that the Zoning Boards recommendation on the preliminary plans for Willemore Estates was to approve the plan and allow Ladage to continue working on the punch list. The drainage problem was discussed and Ladage informed the council that it is going to drain into a slag pond. Council thought this would solve some problems in the area. Public Improvement Plans will be re-submitted showing new ownership and any revisions that are being made by the new owner. Rathgeber made motion to accept zoning board's recommendation to allow Ladage to go ahead with punch list. Second by Warwick 8-0

AYES: Hemmerle, Tanner, Johnson, Berola, Kessler, Gillock, Warwick, Rathgeber
NAYS: None

- Larry Burnstein of 213 S Springfield, located next to Deheve's Tavern was present with his girlfriend Jennifer Singer. They are concerned about the noise coming from in front of the Tavern. Burnstein stated that they have filed several complaints and would like to have something done about it. The noise sometimes goes on past closing, the only people allowed in a tavern after hours are the cleaning people. Discussed that there is a

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beer garden in the back and it is going to be suggested that all smokers go in the back to cut down on the noise. The beer garden is not fenced in. Centko will talk to Rob McWhinnie from DeHeve's about following the ordinance for a beer garden and to be in compliance.

III. MAYOR'S

- Mayor's recommendation for committees is as follows:

Public Utilities: Chris Warwick (Chairman), Rod Johnson, Mark Kessler, Larry Hemmerle
Public Works: Rod Johnson (Chairman), John Tanner, Wayde Rathgeber, Matt Gillock
Administrative: Tom Berola (Chairman), John Tanner, Wayde Rathgeber, Chris Warwick, Tom Appelt
Health & Safety: Matt Gillock (Chairman), Mark Kessler, Tom Berola, Wayde Rathgeber
Parks: John Tanner (Chairman), Chris Warwick, Larry Hemmerle
Health Officer: Tom Berola
Deputy Liquor Comm: Matt Gillock
Building Permits: Mark Kessler, Wayde Rathgeber
Library Liaison: Chris Warwick

Berola made a motion to accept Mayor's recommendations for Committee's. Second by Johnson. 8-0

AYES: Hemmerle, Johnson, Tanner, Berola, Kessler, Gillock, Warwick, Rathgeber,
NAYS: None

- There is a storm drainage problem at the middle school. District has had flooding and did a study to find a way to correct the problem. The engineer felt if they could raise the entrance 7" then it should fix the problem at a cost of \$200,000.00. Mayor spoke to school board and suggested Benton Engineering do a hydriac study since they were the original engineers for the drainage on the west side and they may have another solution to fix the problem.
- Mayor recommended hiring Benton and Associates to oversee the Willemore Estates project since Martin Engineering is the engineer for the developer. Johnson made a motion to accept Mayor's recommendation to hire Benton's. Second by Berola. 8-0

AYES: Hemmerle, Johnson, Tanner, Berola, Kessler, Gillock, Warwick, Rathgeber,
NAYS: None

VI. DEPARTMENT HEADS

- A.** Centko will work with the 1:00a.m. closing at DeHeve's Tavern.
- Centko passed out maps to the council where he felt "no parking" signs were needed around the high school.
- B.** Karhliker advised the bid opening for MFT road improvements will be Tuesday, May 17, 2011 at 2:00p.m. in the council chambers.
- C.** C. Powell advised Larry Travis the auditor will be here May 9, 10th & 11th to do the audit.

VII. COMMITTEE REPORTS

- A. Administration- Berola-** advised there will be an Administration meeting with Auburn Area Ambulance. The ambulance is looking at the old service station at the corner of 5th and Jackson to be used for their headquarters. They have put in an offer to buy the property. Berola stated that ambulance has until Wednesday, June 1, 2011 to vacate the city garage. Berola advised city may be willing to extend this for 30 days but will have to see how things go.
- Berola wanted everyone to know that he felt Connie Powell had done a great job on the 2011 budget and wanted to thank her for working so well with the Administrative Committee to complete it. Berola made a motion to accept the 2011-2012 budget. Second by Tanner. 8-0

AYES: Hemmerle, Johnson, Tanner, Berola, Kessler, Gillock, Warwick, Rathgeber,
NAYS: None

- Berola stated that last year the non-union employees received a ½% raise, after the State raised the income tax to 1% they actually lost money. Berola felt that all non-union employees should receive a 2.75% raise for 2011-2012 year. The original number was 2.5% but the extra ½% will commiserate for the difference from last year. Berola made a motion to give all non-union employees and 2.75% pay increase. Second by Tanner. 8-0

AYES: Hemmerle, Johnson, Tanner, Berola, Kessler, Gillock, Warwick, Rathgeber,
NAYS: None

- There will be an Administration Committee meeting Wednesday, May 4, 2011 with Auburn Area Ambulance to get a status on what is going on and make sure everyone is in agreement.

- B. PUBLIC WORKS - Johnson** gave a report on the meeting in reference to parking on 7th Street. After discussion it was suggested to prohibit on-street parking of trailers, boats, motor homes, and other various items. The city will monitor how on-street parking affects 7th Street and make any additional restrictions if needed. Section 17-153 of the ordinance already reads vehicles over 16,000 pounds are limited to 2-hour parking on city streets. Raylene will revise the ordinance to read no trailers, boats or campers may be parked on city streets. Raylene will bring the ordinance back to council.
- Johnson needs one easement signed for the Kennedy Road project and decided to start work by Township garage and work south towards Divernon Road until they have reached Huntington Road in Willemore Estates due to this being a good stopping point because of drainage. Martin is working on the plans to get bids. Raylene asked if she should drop the quit claim deed for Dill-Upton. Council advised yes.

- C. PUBLIC UTILITIES- Warwick** reported that at the April 27, 2011 meeting the committee recommended to add a \$1.00 per water meter fee and a \$1.00 per gas meter fee to utility customers. Committee felt since manpower is used to read meters this would be a way to help fund projects related to public utilities. Warwick

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made motion to accept committee's recommendation to add \$1.00 per water meter fee and \$1.00 per gas meter fee to utility customers. Second by Berola. 8-0

AYES: Hemmerle, Johnson, Tanner, Berola, Kessler, Gillock, Warwick, Rathgeber,
NAYS: None

- Committee determined to keep current policy on pool meters and allow customers to use the pool meters without paying for sewer on the water used.
- There have been inquiries on allowing residents to plant in the city right-of-ways. After discussion it was decided not to allow any planting in the city right-of-ways and to follow section 22-61 of the city ordinance which confirms this due to problems in the past and avoid any future problems.

D. HEALTH & SAFETY - Gillock advised the City should be reaching an agreement with FOP in the near future.

E. LIBRARY - Warwick there will be a Library Board meeting on May 17, 2011.
• Warwick advised there will be three vacancies coming up on the board. The due date for submitting letters of interest to fill the vacancy is May 31, 2011. Letters are to be dropped off at the City Office.

VIII. ADJOURNMENT

Motion by Warwick to adjourn at 8:55p.m. Second by Rathgeber. Passed by voice vote.

Respectfully submitted,

Mary E. Thornton
City Clerk