CITY COUNCIL MINUTES
August 12, 2013
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, August 12, 2013 at 6:00 p.m. with Mayor Hanley presiding and City Clerk Stephanie L. Snyder recording the minutes.

CALL TO ORDER at 5:30 p.m. for closed session.

ROLL CALL:

Council Members Present: Keith Nesbitt, J. M. "Mike" Holmes, William W. Kirby, Bridget Powers, Kevin Hanley

Council Members Absent: None

Staff Members Present: City Manager Robert Richardson, Assistant City Attorney Michael Cobden, Community Development Director Will Wong, Public Works Director Bernie Schroeder, Transit Analyst Megan Siren, Fire Chief Mark D'Ambrogi, Police Chief John Ruffcorn and Lt. Victor Pecoraro.

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6
MOTION: Nesbitt/Holmes/Unanimously approved

1. **Conference with Labor Negotiators:**
(G.C. 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: All Units

REPORT OUT OF CLOSED SESSION
Mayor Hanley reported that there was a settlement agreement reached in the APOA lawsuit. He also reported on the labor contract for the APOA, and directed staff to prepare an MOU for the unit.

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

The agenda was approved by consensus of the Council.

CONSENT CALENDAR

1. **Minutes**

By **MOTION**, approve the City Council minutes of July 8, 2013.

2. **Labor Agreements for the Auburn Employee Association and City Hall Employees Association**

By **RESOLUTION 13-86,** adopt the approved salary and benefit adjustment between the Auburn Employees Association and the City of Auburn for the period July 1, 2013 through June 30, 2014.

By **RESOLUTION 13-87,** adopt the approved salary and benefit adjustment between the City Hall Employees Association and the City of Auburn for the period July 1, 2013 through June 30, 2014.

3. **Street Resurfacing Project – Oakridge Way/ Shockley Area**

By **RESOLUTION 13-88**, authorize the recording of a Notice of Completion to VSS International, Inc. and Central Valley Engineering & Asphalt, Inc. for the Street Surfacing Project on Oakridge Way, Auburn Glen Subdivisions & Shockley Area.

4. **Corporation Yard Equipment Purchase – Shop Hoist**

By **RESOLUTION 13-89**, authorize the Director of Public Works to purchase a Shop Hoist from Eagle Automotive Equipment in an amount not to exceed $18,000.

5. **Appointment to Redevelopment Agency Successor Agency's Oversight Committee**

By **RESOLUTION 13-90**, appoint the City's Administrative Analyst to the Successor Agency Oversight Committee.

6. **Radio Receiver Acquisitions**

By **RESOLUTION 13-91**, authorize the purchase of three Kenwood TK-7360 radio receivers, three PTG 10 Tone Generators and the supporting hardware to complete the upgrade and narrow banding of the police radio system.

7. **Surplus Radio Equipment**

By **RESOLUTION 13-92**, authorize the City Manager or his designee to surplus radio equipment for the Auburn Police Department.

********** End of Consent Calendar **********

By **MOTION**, approve the consent calendar, noting Council Member Kirby's abstention on Item #3.
MOTION: Nesbitt/Powers/Approved 5:0 (Kirby abstained item #3)

8. **Public Comment**

Mayor Hanley announced that the City of Auburn outpaced all other cities in May's "Bike Month" challenge, and gave congratulations.

PUBLIC HEARING

9. **Ordinance Amendment – Emergency Shelters**

Community Development Director Will Wong made the staff presentation. He said this is a continued discussion regarding the emergency shelter zoning. He provided a brief summary of the background of past discussions.

Council Member Nesbitt spoke about the hybrid zone maps that he provided.

Council Member questions followed regarding: (1) entitlements, (2) ability for other property owners to add emergency shelter overlay to their property, (3) timelines/deadlines and (4) designating parcels within a zone.

Council Member Powers asked for a brief overview of the proposed ordinance. She said she also provided maps to the Council for consideration.

Council Member Nesbitt said it's important to designate an area close to services and transportation for the homeless.

Council Member Nesbitt and Powers explained their proposed maps further. They both said their maps are based on feedback they received from constituents.

Council Member questions followed regarding designating certain properties and the location of the Salvation Army in Auburn.

Public comment followed from residents expressing concern of homeless shelter zoning, supporting alternative solutions, support of homeless shelter zoning, creating a well-run facility, local homeless population, safety, benefits of homeless shelters and services, proximity to parks, heritage of Auburn, multi-jurisdictional approach, community, property values, impact on business owners, and addressing homeless problems.

Rosanne McHenry, Bhakti Banning, Ann Fenn, Joanna Bergez, Michael Haviland, Bob Litchfield, Dan Appel, Richard Vorous, Suzi de Fosset, Executive Director of the Gathering Inn; Kathy Jordan, Diana Boyer, Antoinette Fabela, Alma Paz, Vernon McHenry, Peggy Meadows, Donna Howell, Penny Jersey, Herb Whitaker, Managing Attorney for Legal Services of Northern CA; Amy Albert, and Barbara Smith, pastor of Pioneer United Methodist Church.

Council recessed at 7:50 p.m., and returned at 8:00 p.m.

Council Member Nesbitt said there is no ideal place in Auburn to build a homeless shelter. He said the best that can be done, is to locate an adequate site. He said the location needs to be close to transportation and other services. He said he supports creating a zone within a zone, so appropriate parcels within the zone can be chosen.

Council Member Holmes said this issue should have been brought to City Council much earlier (bill passed in 2007). He said he doesn't agree with the comments that a majority of homeless are either alcohol or drug addicted. He said some need help getting back on their feet.

Council Member Kirby said this issue has not been rushed and has been discussed tirelessly. He said the shelter is intended to accommodate people who are temporarily homeless and need help to get back on their feet. He said a community with a homeless shelter can save money by getting people into transitional housing. He said he supports the parcel idea. He said there are two populations of homeless, and the people who would use this shelter are not people to fear.

Council Member Powers said she supports the idea of choosing parcels within a zone. She stressed that the Planning Commission has held just as many hearing on this issue to try to come up with a solution. She spoke about Placer County being a very generous giving community. She said communication and education to both the public and the homeless population is crucial.

Mayor Hanley said due to these types of state mandates, the City Council had looked at becoming a charter city to have more power at a local government level. He spoke about the multi-jurisdictional approach. He

spoke about possible lawsuits and a waste of taxpayer's money if this mandate is not complied with. He said he agrees that there are different segments of the homeless population. He said the city needs to help the people who want help while still maximizing public safety. He said a shelter needs to be close to homeless services. He said the only location that would fit these requirements is the Palm and Elm Ave. Area.

Council Member Holmes suggested the 12 acre parcel that was the property of the Auburn Urban Development Authority off Blocker Drive. He said it is near transportation, grocery stores and other services.

Council Member Nesbitt said he still likes the option of the property off Epperle. He said he creating a zone within the zone addresses many of the problems.

Council Member Powers spoke about the Blocker Drive property.

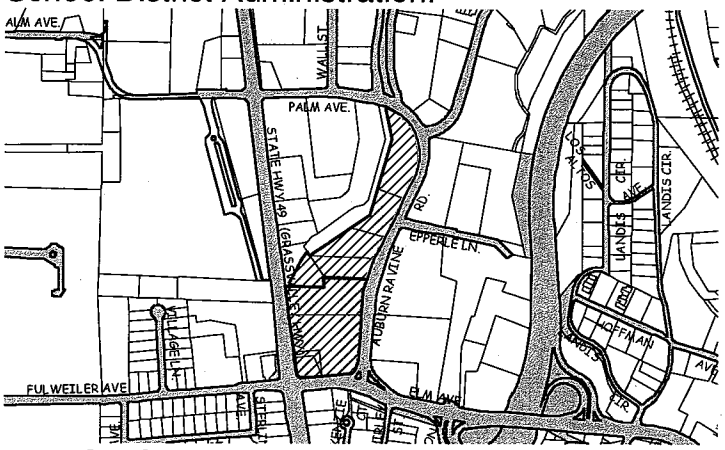
Asst. City Attorney Michael Cobden explained the number of parcels that need to be zoned to meet HDC requirements.

Will Wong spoke about the adequate number of parcels according to an interpretation of the statute.

Council Member comments followed regarding possible locations.

Council Member Nesbitt said he supports the 4 parcels that are noncontiguous to Hwy 49 and adding the Epperle property.

Council Member Holmes spoke about the Epperle property and the School District Administration.



By **MOTION**, direct staff to finalize an ordinance amendment for Emergency Shelters and Transitional and Supportive Housing, and prepare all necessary accompanying entitlements for the zone(s) and/or locations identified by City Council (see blue and red zone on map).
MOTION: Hanley/Powers/Approved 3:2 (Nesbitt & Holmes voted no)

COUNCIL BUSINESS

10. **Road Overlay Report Fiscal Year 2013/14 – Fiscal Year 2022/23**

Public Works Director Bernie Schroeder presented this item. She reviewed the overlay report purpose, the road report, pavement failure and pavement condition indexes, prioritizing streets, city street highlights, and suggested recommendations for consideration. She spoke about extending the life of the roads by more aggressive pavement maintenance.

Council Member questions followed regarding: (1) budgeted purchases, (2) roadway measurement terms, (3) Pine Street resurfacing, (4) sections of Placer Street (5) Virginia Street overlay (6) East Placer Street overlay candidate/ sewer work, (7) handicapped access, (8) video detection on a signal, (9) $500,000 targeted budget for payment overlays, (10) Almond Street, (11) sidewalk improvements, and (12) report availability on the website.

Public comment:

Alex Fisch, resident of Auburn, spoke about the importance of the quality of infrastructure. He spoke about prioritizing work with limited funds. He spoke about the condition of Shields Avenue. He spoke about reprioritizing work.

Bob Jordan, resident of Auburn at corner of Huntley and Grace, asked if his street is scheduled for repair.

Council Member Powers spoke about Greenfield Road. She asked about the conservative approach to the overlay plan.

Council Member Nesbitt spoke about the problem with the seams in the road.

Council Member Holmes said he is happy to see a realistic plan. He spoke about the sidewalk behind the Union Bank.

Mayor Hanley said road repair is a high priority. He said in the next year's budget, the road overlay needs to be augmented. He also spoke about the priority of the Downtown area. He said the City needs to communicate to residents what their responsibility is, and what the City's responsibility is.

By **RESOLUTION 13-93**, adopt the FY 2013/14 – FY 2022/23 Road Overlay Report.
MOTION: Holmes/Kirby/Approved 5:0

REPORTS

11. **City Council Committee Reports**

Council Member Holmes reported on National Night Out at Recreation Park stating there was low attendance. He reported on the Heritage Trail event last weekend. He also reported Keith Lukens passed away recently and requested that the meeting adjourn in his memory.

Mayor Hanley spoke about Keith Lukens contributions to the community. He reported on the Heritage Trail event last weekend also.

ADJOURNMENT

Mayor Hanley adjourned the meeting, without objection, in memory of Keith Lukens at 9:37 p.m.

Kevin Hanley, Mayor

Stephanie L. Snyder, City Clerk