

**Minutes  
Avon City Council  
January 9, 2017**

**CALL MEETING TO ORDER**

Mayor John Grutsch called the meeting to order at 7:00 PM. The Pledge of Allegiance was recited.

**THE FOLLOWING MEMBERS WERE PRESENT:**

John Grutsch – Mayor, Jeff Meyer, Jim Stang, Julie Jarnot, Kurt Marthaler – Councilors;  
Corey Nellis – Police Chief; Jon Forsell – Utilities Superintendent; Casey Jansky – Public Works Supervisor  
Jodi Austing-Traut, City Clerk-Administrator  
Absent: None

**CALL MEETING TO ORDER**

Pledge of Allegiance

Mayor John Grutsch and Councilors Jim Stang, Kurt Marthaler, and Julie Jarnot were sworn in.

Former Mayor Hugh Knox ceremoniously passed the gavel to Mayor Grutsch and the gentlemen each thanked one another for their service. A round of applause was given.

**PUBLIC ACCESS FORUM**

Dave Blattner addressed the council and asked for them to consider dealing with cars with expired registration and a home in Avon that has junk piling up outside the residence. Chief of Police Corey Nellis responded to Mr. Blattner and stated that staff is planning to request to partner with Buecker's City Sanitation to see if they will offer some assistance with these types of major clean up. Chief Nellis will also look into the cars with expired registration.

**CONSENT AGENDA**

1. Council Minutes of December 5<sup>th</sup>, 2016
2. Planning Commission Minutes of December 20, 2016
3. Paid Check Register, Capital Expenditures, Quarterlies
4. Legal Fees, Engineering Fees, Auditor/Acct. Fees
5. IT Solutions Annual Maintenance Contract
6. Comparable Worth/Pay Equity Compliance Report
7. Clifton Larson Allen Engagement Letter and Agreement
8. Non-Waiver of Monetary Limits on Municipal Tort Liability
9. Easement Modification Agreement
10. FD and Fire Relief Association Officers Elected

*Motion Kurt Marthaler to approve consent agenda second Julie Jarnot and carried unanimously.*

**COUNCIL BUSINESS**

**ISSUES BY STAFF**

**Administration**

2017 Fee Schedule changes were presented by Jodi Austing-Traut for council consideration.

*Motion Kurt Marthaler to adopt 2017 Fee Schedule second Jim Stang and carried.*

**Zoning**

**Ralph Ertl/Buttweiler Storage Building**

Ertl/Buttweiler attended planning commission meeting in December to request approval to rezone a parcel located on 6<sup>th</sup> Street in Avon from R-1 to C-2 in order to develop a storage unit facility. They also requested a variance from the strict requirements of the City of Avon Zoning Ordinance to allow for a 10' front setback instead of the 30' setback required by the ordinance. Additionally, they requested a variance to allow for a side yard setback of 22' instead of 35'. Council considered Resolution 2016-37 Adopting Ordinance 208 Rezoning PID 42.26296.0020 from R-1 to C-2 and Amending City of Avon Official Zoning Map as recommended by the Planning Commission. Council deemed the rezoning an

appropriate use of this property. There are adjacent properties that are also zoned C-2. Council then considered vacation of a portion of road right of way on 6<sup>th</sup> Street in order to potentially avoid the need to grant the variance, but it was found that a variance would still be needed, even if a portion of 6<sup>th</sup> Street right-of-way were to be vacated. It is in the city's best interest to maintain the right-of-way at this time. Council then considered Resolution 2017-01 Approving the Request for a Variance PID 42.26296.0020. Findings of Fact were reviewed and agreed upon.

***Motion Kurt Marthaler to adopt Resolution 2016-37 Adopting Ordinance 208 Rezoning PID 42.26296.0020 from R-1 to C-2 and Amending City of Avon Official Zoning Map second Jeff Meyer and carried unanimously.***

***Motion Julie Jarnot to adopt Resolution 2017-01 Approving the Request for Variance including the findings of fact cited within, second Jim Stang and carried unanimously.***

Council received Building Permit Annual Report as prepared by Zoning Administrator Amy Pease.

### **Engineer**

***Contract*** – City Attorney Mike Couri and WSB's attorney are fine tuning the details. Contract will be ready for approval for the February meeting.

***Avon Estates Soil Borings*** Chris Sonmor of WSB stated that soil borings have been completed, but the full report is not ready yet. Mr. Sonmor explained to this new council that the previous council had directed this work to be done.

***Transition Plan*** Chris Sonmor and Kyle Klasen of WSB discussed goals for transition including requesting CAD files from S.E.H. Ms. Austing-Traut will request files from S.E.H.

**Public Works** Casey Jansky presented a written report and offered suggestions on how the city might be able to support active military families during deployment. Council discussed ways of supporting families during deployment as well as upon their return home including snowplowing and law enforcement presence upon departure and arrival.

**Police** Corey Nellis presented a written report and made a request to carry vacation hours over into the New Year. The request was for Kati Jansky to have up to 153 hours on the books in 2017 and Corey Nellis to have up to 251 hours on the books in 2017 due to short staffing and high case load.

***Motion Kurt Marthaler to allow carryover of extra vacation hours for Kati Jansky and Corey Nellis as requested second Julie Jarnot and carried unanimously.***

***Motion Jim Stang to approve hiring Landon Gudim and adopting Resolution 2017-02 PERA Police & Fire Plan for Landon Gudim second Jeff Meyer and carried unanimously.***

**Water/Wastewater** Jon Forsell provided a written report and requested that the council consider authorizing staff to offer a flat rate discount on a case-by-case basis for those homes that are likely to have freeze ups in the event of a very cold weather event.

***Motion Kurt Marthaler to authorize staff to offer a flat rate discount on a case-by-case basis for homes that are potentially more likely to freeze up and cause problems in extremely cold weather, second Julie Jarnot and carried unanimously.***

### **2017 Appointments**

**Attached**

### **Other Issues by Council**

Mayor Grutsch requested an update on the Assisted Living Facility and requested contact information for Brent Kapsner of Partners Living LLC.

Councilor Meyer would like to continue council discussions on development of Avon Estates and Waters Edge as well as overall budgetary issues.

Councilor Jarnot would like the council to continue discussions on the city's cost share of 10% of the cost of the noise barrier proposed along I-94 in Stratford Addition.

**ADJOURNMENT:**

*Motion by Kurt Marthaler to adjourn the meeting at 8:36 pm; Second by Councilor Jarnot and carried unanimously.*

Respectfully Submitted,  
Jodi Austing-Traut City Clerk/Administrator