

Agenda

Village of Pawnee Board of Trustees Meeting

Pawnee Village Hall

September 12, 2022

1. Call To Order
2. Roll Call
3. Pledge of Allegiance
4. Visitor's Recognition/Comments
 - David Lee and David Aumiller
5. Clerk's Report
 - Presentation of previous meetings minutes, August 29, 2022
6. Personnel and Finance: Committee Chair, Trustee Skinner
 - Bills Payable
7. Gas and Water: Committee Chair, Trustee Squires
8. Streets, Alleys & Sidewalks: Committee Chair, Trustee Whitlow
9. Police: Committee Chair, Trustee Skinner
 - Chief Barclay Harris's Monthly Police Report
10. Sewer and Parks: Committee Chair, Trustee Thompson
11. Zoning: Committee Chair, Trustee Murphy
12. Bargaining: Committee Chair, President Clarke
13. Energy: Committee Chair, President Clarke
14. Infrastructure: Committee Chair, Trustee Whitlow
15. New Business
 - An Ordinance Approving An Amendment to the Pawnee Zoning Code
 - Bid Acceptance for Rock and Chip
16. Old Business
17. Mayor's Comments
18. Adjournment

**VILLAGE OF PAWNEE
BOARD OF TRUSTEES
Minutes of September 12, 2022**

Call to Order:

- President Clarke called the meeting to order to 7:00pm.

Roll Call:

- Village Clerk, Devona Martin called roll
- Trustees in attendance: Brian Whitlow, Phillip Thompson, Steve Gudgel, Patrick Murphy, David Skinner, Troy Squires
- Trustees Absent: none
- Also in attendance: Attorney Don Cravens, Treasurer Kelly Haney, Brent Wise, Candy Kramer with the Pawnee Post, Chief Barclay Harris, Jeff Schober, Josh Leach, Sara Clipper, Kathy Aumiller, David Aumiller, Lawrence Aumiller, Elizabeth Aumiller, David Lee, Rich Combs

Visitor's Recognition/Comments:

- Discussed Arthur Street. This is the property we own behind David Lee and the Aumiller property. There is a 25' wide by 117' long road behind Dave's mom's house. Mr. Aumiller said there is a sewer line that stops about the middle of their property from the alley south. Mr. Lee put in his dog fence 13' into the easement. Trustee Murphy asked if the sewer line was still in active use and Mr. Aumiller stated it was. Mr. Aumiller does not want the dog fence in there and believes it will hinder his access to his property. This is an underground dog fence that goes 13' into Arthur Street. David Lee advised his dog is terrified of the fence and won't go anywhere near the boundary. He has 5 kids that play in the backyard. His dog is not aggressive and he always cleans up the dog mess. It cost him \$3,000 to put in the fence. He would prefer a variance to allow the fence. He does not have the money to move the fence. He would just have to cut it. Trustee Skinner confirmed it was an underground dog fence. Lawrence Aumiller stated he is going to put in a garage and cannot make the turn. David Lee stated he would be willing to resolve cordially. A simple knock on the door to put the dog in. He would even be willing to sign a waiver that they would not be responsible if they hit is dog. The alley which is Arthur Street is 25' wide and the fence comes out 13'. Attorney Cravens stated we obtained this property in 1904. David Lee said he had 30 days to move the fence if there was a problem. He is now past the 30 days. He does not have the funds to move it. He stated the neighbor came at him aggressively and he had his kids outside. Trustee Murphy asked if he has asked his fence company for an extension to move the fence and he has not. Trustee Murphy suggested he reach out and ask as it is his responsibility. Again, Mr. Lee stated he wanted a variance. Trustee Murphy advised that a variance takes into account how the neighbors feel and the Aumiller family clearly feels like this impedes access to their property. Attorney Cravens asked how having a fence buried affects them. Mr. Aumiller indicated it is because the dog and kids are in the backyard. The kids are still going to be in the backyard and the fence keeps the dog on the property. Attorney Cravens asked Mr. Lee to call the installer and ask if they will move it but don't move it until we figure out how far it needs to be moved, if any. Mr. Lee wants to know where this ends because there is a concrete pad leading up to his shed and a monkey bars that were there before he purchased the property. He will ask if the company will move it if it needs to be moved. Trustee Murphy advised the cost of a variance meeting is about \$300 and that even though it is an unused street, it is still a street. He cannot remember giving a variance for a

street. Attorney Cravens advised the village does have the option to vacate the street and reserve for an easement. If you vacate a street, half of the property goes to one side and the other half goes to the other side. Mr. Lee would end up owning 12.5'. He would then have to move the fence 6". Then it becomes private property subject to the easement. Lawrence Aumiller said it is a street and they use it all the time. Mr. Lee stated they could drive all over it, he wouldn't care. He further stated he just doesn't understand how this impedes their usage of the street. Attorney Cravens advised there would have to be an ordinance. The Aumillers believe their property would be landlocked. Attorney Cravens advised they could reserve access easements on all 3 parcels. It also means nothing could be built on the easements. Trustee Murphy believes this would resolve the problem. Tabled for 2 weeks. Trustee Gudgel advised to come back in 2 weeks.

- Josh Leach and Sara Clipper appeared before the Board to discuss their application for a liquor license. Attorney Cravens advised he has the applications on his desk; he was out of town last week. It is all administrative at this point.
- Richard Combs advised he lives at 1108 Monroe Street. About 4 weeks ago, he had hornets burrowing on the side of his yard. He called Orkin and 4 days later, they had burrowed again. They realized there is a large hornets nest in neighbors tree. He has 3 children, ages 6 and under and there are lots of people walking Monroe Street. There is also a bus stop there. It is the largest hornets nest they have ever seen. He let the neighbor know and but he is not planning to do anything about it. He was going to pay Orkin himself but Orkin won't go on neighbors property. Attorney Cravens advised he has written a letter to neighbor and it will be delivered tomorrow. It pertains to our nuisance ordinance. Under this ordinance, there is a 10 day notice unless it's an emergency. This is an emergency, We are going to give him until the close Thursday and then we'll have it removed at their expense. Jeff Schober will take a look at it and talk to the Lumber Yard to see who they used.

Clerk's Report:

- Minutes of August 29, 2022 were presented for review and approval
Motion made by Trustee Skinner to approve the minutes of August 29, 2022 as presented
Second made by Trustee Murphy
Roll Call Vote Taken: Whitlow=yes, Thompson=present, Gudgel=present, Murphy=yes, Skinner=yes, Squires=yes,
Motion Carried: (6-0)

Personnel & Finance Committee Report: Committee Chair, Trustee Skinner

- Trustee Skinner presented the bills payable for the week ending September 12, 2022 in the amount of \$279,158.92.
Motion made by Trustee Skinner presented the bills payable for the week ending September 12, 2022 in the amount of \$279,158.92.
Second made by Trustee Squires
Roll Call Vote Taken: Whitlow=yes, Thompson=yes, Gudgel=yes, Murphy=yes, Skinner=yes, Squires=yes,
Motion Carried: (6-0)

Gas and Water Committee Report: Committee Chair, Trustee Squires

- Trustee Squires advised that they had two broken payment agreements on September 6th.

- Trustee Squires advised Andy doesn't have any special projects so they've just been doing normal maintenance.

Streets, Alley and Sidewalk Committee Report: Committee Chair, Trustee Whitlow

- Trustee Whitlow advised they have been cleaning ditches and picking up branches. Rock and chip is scheduled to begin September 23, 2022.
- Trustee Whitlow advised that Broughton indicated the holding tanks for Grooms Street are on back order so it will push it back until October probably.
- Discussed the bid acceptance for rock and chip. This is for work still to come this year.

Motion made by Trustee Murphy to accept the Louis Marsh Rock and Chip Bid not to exceed \$63,900.00

Second made by Trustee Thompson

Roll Call Vote Taken: Whitlow-yes, Thompson-yes, Gudgel-yes, Murphy-yes, Skinner-yes, Squires-yes,

Motion Carried: (6-0)

Police Committee Report: Committee Chair, Trustee Skinner

- Chief Barclay Harris presented his monthly police report.

Motion made by Trustee Skinner to approve Chief Barclay Harris's Monthly Police Report

Second made by Trustee Murphy

Roll Call Vote Taken: Whitlow-yes, Thompson-yes, Gudgel-yes, Murphy-yes, Skinner-yes, Squires-yes,

Motion Carried: (6-0)

- Chief Harris advised he is looking at switching to LERMS. This is a police reporting system. They currently use PIPS. They have to store PIPS for 10 years after they switch. They will need a computer just for PIPS storage. He obtained a bid in the amount of \$1,924. Trustee Skinner asked about replacing one of the office computers and giving him the older. He believes a newer computer is needed since it will provide storage for 10years. It is more than storage, but they will still be using it. Consensus was to allow him to purchase the computer. He is also going to digiticket. It is entered in from your driver's license. It will save a lot of time.

Sewers and Parks: Committee Chair, Trustee Thompson

- No Report

Zoning Committee Report: Committee Chair, Trustee Murphy

- No Report

Bargaining Committee: Committee Chair, President Clarke

- No Report

Energy: Committee Chair, President Clarke

- No Report

Infrastructure: Committee Chair, President Clarke

- No Report

Unfinished Business:

- Jeff Schober will put up the 4th Street signs this week.

New Business:

- President Clarke advised we received the MCC Network Services agreement. We amended the Auburn Application and they signed it and sent it back.
- Discussed an Ordinance Approving An Amendment to the Pawnee Zoning Code – Tabled
- President Clarke advised we received an invitation to the Pawnee Public Library on September 17, 2022 from 2-4pm to dedicate Surber Hall.

Motion to Adjourn:

- **Motion** made by Trustee Murphy to adjourn
Second made by Trustee Thompson
Roll Call Vote Taken: Whitlow-yes, Thompson-yes, Gudgel-yes, Murphy-yes, Skinner-yes,
Squires-yes,
Motion Carried: (6-0)

Meeting adjourned at 7:56 pm on Monday, September 12, 2022. The next scheduled meeting of the Pawnee Village Board of Trustees is Monday, September 26, 2022 at 7:00pm at the Village Hall.

Respectfully Submitted,



Devona L. Martin
Village Clerk