	<p style="text-align: center;"><b>City Council Meeting</b>  <b>April 16, 2018 - 7:00 PM</b>  <b>City Hall Council Chambers</b>  <b>AGENDA</b>  <b>Watch the meeting LIVE!</b></p> <p style="text-align: center;"><b>Watch the meeting video</b>  Meeting videos are not available until 72  hours after the meeting has concluded.</p>
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**I. CALL TO ORDER**

- A. **Pledge of Allegiance**
- B. **Roll Call**

**II. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS**

- A. **Autism Awareness Month Proclamation**  
Mayor Backus to proclaim April 2018 as "Autism Awareness Month" in the city of Auburn.
- B. **Building Safety Month Proclamation**  
Mayor Backus to proclaim May 2018 as "Building Safety Month" in the city of Auburn.

**III. APPOINTMENTS**

**IV. AGENDA MODIFICATIONS**

**V. CITIZEN INPUT, PUBLIC HEARINGS AND CORRESPONDENCE**

- A. **Public Hearings - (No public hearing is scheduled for this evening.)**
- B. **Audience Participation**  
*This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.*
- C. **Correspondence - (There is no correspondence for Council review.)**

**VI. COUNCIL AD HOC COMMITTEE REPORTS**

**Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendation to the City Council, if any.**

**VII. CONSENT AGENDA**

*All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.*

- A. **Minutes of the April 2, 2018 Regular City Council Meeting**

- B. Minutes of the April 9, 2018, February 12, 2018, August 8, 2016 and August 22, 2016 City Council Study Sessions
- C. Claims Vouchers (Coleman)  
Claims vouchers 448239 through 448443 in the amount of \$4,259,487.22 and four wire transfers in the amount of \$484,091.20 and dated April 16, 2018.
- D. Payroll Vouchers (Coleman)  
Payroll check numbers 537857 through 537878 in the amount of \$223,273.31 and electronic deposit transmissions in the amount of \$1,951,999.68 for a grand total of \$2,175,272.99 for the period covering March 29, 2018 to April 11, 2018.
- E. Public Works Project No. CP1312 (Gaub)  
City Council award Contract No. 18-01, to Rodarte Construction, Inc. on their low bid of \$1,247,388.00 plus Washington State sales tax of \$115,930.50 for a total contract price of \$1,363,318.50 for Project No. CP1312, 2017 Citywide Storm Repair and Replacement Project

***(RECOMMENDED ACTION: City Council approve the Consent Agenda.)***

#### **VIII. UNFINISHED BUSINESS**

#### **IX. NEW BUSINESS**

#### **X. RESOLUTIONS**

- A. Resolution No. 5362 (Faber)  
A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to apply for and receive grant funds from the State of Washington Recreation and Conservation Office for the Green River 104th Avenue Park Project

***(RECOMMENDED ACTION: City Council adopt Resolution No. 5362.)***

- B. Resolution No. 5363 (Roscoe)  
A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute an agreement with City Department Director employees for employment services

***(RECOMMENDED ACTION: City Council adopt Resolution No. 5363.)***

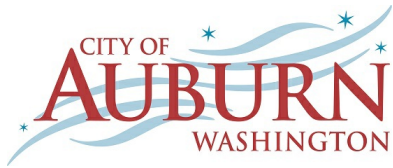
#### **XI. MAYOR AND COUNCILMEMBER REPORTS**

*At this time the Mayor and City Council may report on significant items associated with their appointed positions on federal, state, regional and local organizations.*

- A. **From the Council**
- B. **From the Mayor**

#### **XII. ADJOURNMENT**

*Agendas and minutes are available to the public at the City Clerk's Office, on the City website (<http://www.auburnwa.gov>), and via e-mail. Complete agenda packets are available for review at the City Clerk's Office.*



## AGENDA BILL APPROVAL FORM

Agenda Subject:  
Minutes of the April 2, 2018 Regular City Council Meeting

Department:  
Administration

**Attachments:**  
[Minutes](#)

Date:  
April 8, 2018  
Budget Impact:  
Current Budget: \$0  
Proposed Revision: \$0  
Revised Budget: \$0

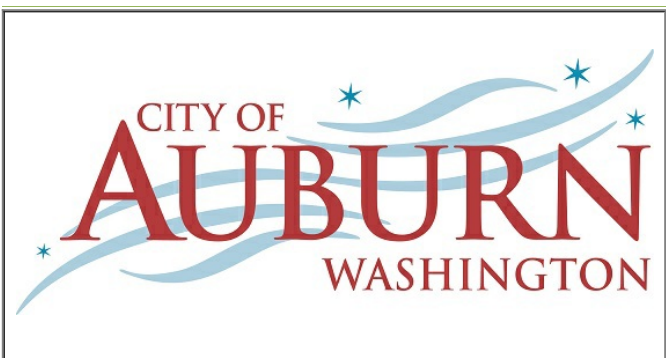
Administrative Recommendation:

Background Summary:

Reviewed by Council Committees:

Councilmember:  
Meeting Date: April 16, 2018

Staff:  
Item Number: CA.A

	<p style="text-align: center;"><b>City Council Meeting</b>  <b>April 2, 2018 - 7:00 PM</b>  <b>City Hall Council Chambers</b>  <b>MINUTES</b>  <b>Watch the meeting LIVE!</b></p> <p style="text-align: center;"><b>Watch the meeting video</b>  Meeting videos are not available until 72  hours after the meeting has concluded.</p>
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## I. **CALL TO ORDER**

### A. **Pledge of Allegiance**

Mayor Nancy Backus called the meeting to order at 7:00 p.m. in the Council Chambers at Auburn City Hall, 25 West Main Street in Auburn and led those in attendance in the Pledge of Allegiance.

### B. **Roll Call**

Councilmembers present: Larry Brown, Claude DaCorsi, John Holman, Bill Pelosa, Yolanda Trout-Manuel, Largo Wales. Deputy Mayor Bob Baggett arrived at 7:05 p.m.

Mayor Nancy Backus and the following department directors and staff members were present: City Attorney Daniel B. Heid, Information and Technology Director Paul Haugan, Finance Director Shelley Coleman, Parks, Arts and Recreation Director Daryl Faber, Human Resource and Risk Management Director Rob Roscoe, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Assistant Chief of Police Bill Pierson, Assistant City Attorney Doug Ruth, and City Clerk Danielle Daskam.

## II. **ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS**

### A. **Sikh Heritage Day Proclamation**

Mayor Backus to proclaim April 14, 2018 as "Sikh Heritage Day" in the city of Auburn.

Mayor Backus introduced Kent City Councilmember Satwinder Kaur and President of Sacha Marg Harchhinder Singh.

Mayor Backus read and presented a proclamation declaring April 14, 2018 at Sikh Heritage Day in the city of Auburn. Mayor Backus urged citizens to recognize the contributions of the Sikh heritage to the Auburn community.

### B. **Sexual Assault Awareness Month Proclamation**

Mayor Backus to proclaim April 2018 as "Sexual Assault Awareness Month" in the city of Auburn.

Mayor Backus read and presented a proclamation declaring April 2018 as

Sexual Assault Awareness Month in the city of Auburn to MonaLisa Bauman and Robin Hopkins. Ms. Bauman and Ms. Hawkins are Auburn residents and members of the King County Sexual Assault Resource Center Speakers Bureau.

C. **Arbor Day Proclamation**

Mayor Backus to declare April 19th, 2018 as "Arbor Day" in the city of Auburn.

Mayor Backus read and presented a proclamation declaring April 19, 2018 as Arbor Day in the city of Auburn to Parks, Arts and Recreation Director Daryl Faber. Director Faber thanked the the Auburn Garden Club for donating this year's Arbor Day tree, a Wildfire Black Gum.

III. **APPOINTMENTS**

A. **Board and Commission Appointments**

City Council to confirm the appointment of Michael Palko-Dean to the Parks and Recreation Board for a three-year term to expire December 31, 2020.

Councilmember John Holman moved and Councilmember Peloza seconded to confirm the appointment of Michael Palko-Dean to the Parks and Recreation Board.

MOTION CARRIED UNANIMOUSLY. 7-0

IV. **AGENDA MODIFICATIONS**

There was no change to the agenda.

V. **CITIZEN INPUT, PUBLIC HEARINGS AND CORRESPONDENCE**

A. **Public Hearings - (No public hearing is scheduled for this evening.)**

No public hearing was scheduled for this evening.

B. **Audience Participation**

*This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.*

Bob Zimmerman, 33029 46th Place South, Auburn  
Mr. Zimmerman spoke regarding a concern with his neighbor's wall and the City's response.

Virginia Haugen, 2503 R Street SE, Auburn  
Ms. Haugen read her letter commending Councilmember Largo Wales for her service on the Council.

C. **Correspondence (There is no correspondence for City Council review.)**

There was no correspondence for Council review.

VI. **COUNCIL AD HOC COMMITTEE REPORTS**

**Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendation to the City Council, if any.**

Councilmember DaCorsi, chair of the Roads Projects ad hoc committee, reported the committee met March 27th with Assistant Director of Engineering Services/City Engineer Ingrid Gaub and Traffic Engineer James Webb. The committee reviewed the Transportation Improvement Plan projects. The next meeting of the committee is scheduled for April 17.

Councilmember Brown, chair of the Finance ad hoc committee, reported he and Councilmember Holman reviewed 149 claim vouchers totaling approximately \$2.1 million and payroll for the period of March 15 to March 28 in the approximate amount of \$2.4 million. Councilmember Brown reported all items were in order.

## **VII. CONSENT AGENDA**

*All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.*

A. Minutes of the March 19, 2018 Regular City Council Meeting

B. Minutes of the March 12, 2018 City Council Study Session

C. Claims Vouchers (Coleman)

Claims vouchers 448097 through 448238 in the amount of \$1,325,835.61 and seven wire transfers in the amount of \$705,277.99 and dated April 2, 2018.

D. Payroll Vouchers (Coleman)

Payroll check numbers 537834 through 537856 in the amount of \$522,703.11 and electronic deposit transmissions in the amount of \$1,912,395.85 for a grand total of \$2,435,098.96 for the period covering March 15, 2018 to March 28, 2018.

Deputy Mayor Baggett moved and Councilmember DaCorsi seconded to approve the Consent Agenda.

MOTION CARRIED UNANIMOUSLY. 7-0.

## **VIII. UNFINISHED BUSINESS**

Councilmember Wales spoke regarding the March 5, 2018 City Council meeting where she said she used inappropriate language towards a fellow Councilmember. Councilmember Wales apologized to the City Council and the public and stated she would cease and desist and learn from the experience and will hopefully represent the citizens to the best of her ability. Councilmember Wales stated she will continue to work with the Council to improve leadership and communication among the Council.

## **IX. NEW BUSINESS**

There was no new business.

## **X. ORDINANCES**

### **A. Ordinance No. 6674 (Gaub)**

An Ordinance of the City Council of the City of Auburn, Washington, granting a franchise agreement for a petroleum products pipeline to Olympic Pipe Line Company, LLC

Councilmember Brown moved and Councilmember Holman seconded to adopt Ordinance No. 6674.

MOTION CARRIED UNANIMOUSLY. 7-0

### **B. Ordinance No. 6680 (Coleman)**

An Ordinance of the City Council of the City of Auburn, Washington, amending Ordinance No. 6621, the 2017-2018 Biennial Budget Ordinance, as amended by Ordinance No. 6646, Ordinance No. 6656, Ordinance No. 6665, and Ordinance No. 6666, authorizing amendment to the City of Auburn 2017-2018 Budget as set forth in Schedule "A" and Schedule "B"

Councilmember Pelosa moved and Councilmember Trout-Manuel seconded to adopt Ordinance No. 6680.

MOTION CARRIED UNANIMOUSLY. 7-0

## **XI. RESOLUTIONS**

### **A. Resolution No. 5357 (Gaub)**

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to sign an Interlocal Agreement with other Washington agencies for the purpose of receiving and providing water/wastewater mutual aid in the event of an emergency

Deputy Mayor Baggett moved and Councilmember Holman seconded to adopt Resolution No. 5357.

MOTION CARRIED UNANIMOUSLY. 7-0

### **B. Resolution No. 5359 (Gaub)**

A Resolution of the City Council of the City of Auburn, Washington, authorizing the City to apply for and, if awarded, to accept grant funds in the amount of \$136,111.00 from the Washington State Department of Transportation, Aviation Division, to perform the design, land acquisition, and construction of the Auburn Municipal Airport Runway Enhancement Project for the Auburn Municipal Airport and authorizing the execution of the grant agreement therefore

Councilmember Pelosa moved and Councilmember Trout-Manuel seconded to adopt Resolution No. 5359.

MOTION CARRIED UNANIMOUSLY. 7-0

### **C. Resolution No. 5360 (Heid)**

A Resolution of the City Council of the City of Auburn, Washington, declaring two certain parcels of real property as surplus and authorizing the Mayor to negotiate and execute Purchase and Sale Agreements conveying the said properties to buyers through a fair market process

Councilmember Holman moved and Councilmember Brown seconded to adopt Resolution No. 5360.

MOTION CARRIED UNANIMOUSLY. 7-0

## **XII. MAYOR AND COUNCILMEMBER REPORTS**

*At this time the Mayor and City Council may report on significant items associated with their appointed positions on federal, state, regional and local organizations.*

### **A. From the Council**

Councilmember DaCorsi reported on his attendance at the Regional Transit Committee meeting where the Committee received an update on the One City Center project.

Councilmember Holman reported on his attendance at the groundbreaking ceremony for the new Olympic Middle School, the Washington State Forensics Investigation Council meeting, and the SCORE (South Correctional Entity) Board meeting.

Councilmember Wales reported on her work with Auburn Valley Art Gallery.

Councilmember Trout-Manuel reported on her attendance at the Regional Law, Safety and Justice Committee.

Councilmember Pelosa reported on his attendance at the Water Resource Inventory Area (WRIA) 9 meeting.

### **B. From the Mayor**

Mayor reported on her participation in and the activities of the One Table initiative to prevent homelessness. Mayor Backus also reported on her attendance at the 2018 spring leadership for fire chiefs and administrators where she participated on a panel relating to fire service, the Auburn Mountainview High School Booster Club fundraiser, the Auburn Valley Humane Society fundraiser, the Auburn Little League opening day, and the King County Executive's State of the County address. Mayor Backus also reported on the City Council budget retreat, and thanked Councilmembers and directors for their participation.

## **XIII. EXECUTIVE SESSION**

### **1. Executive Session**

At 7:34 p.m. (immediately following Audience Participation), Mayor Backus recessed the meeting to executive session for approximately



15 minutes in order to discuss a complaint against a public official, pursuant to RCW 42.30.110(1)(f). City Attorney Heid and Human Resources and Risk Management Director Rob Roscoe also attended the executive session.

At 7:52 p.m. and 7:57 p.m., the executive session was extended five minutes each time.

The regular meeting was reconvened at 8:04 p.m.

#### **XIV. ADJOURNMENT**

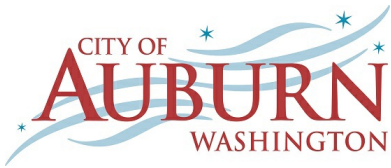
There being no further business to come before the Council, the meeting adjourned at 8:39 p.m.

APPROVED this 16th day of April, 2018.

\_\_\_\_\_  
NANCY BACKUS, MAYOR

\_\_\_\_\_  
Danielle Daskam, City Clerk

*Agendas and minutes are available to the public at the City Clerk's Office, on the City website (<http://www.auburnwa.gov>), and via e-mail. Complete agenda packets are available for review at the City Clerk's Office.*



## AGENDA BILL APPROVAL FORM

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**Agenda Subject:**

Minutes of the April 9, 2018, February 12, 2018, August 8, 2016 and August 22, 2016 City Council Study Sessions

**Department:****Attachments:**

[04-09-2018 Study Session Minutes](#)

[02-12-2018 Study Session Minutes](#)

[8-8-2016 Study Session Minutes](#)

[08-22-2016 Study Session Minutes](#)

**Date:**

April 8, 2018

**Budget Impact:**

Current Budget: \$0


Proposed Revision: \$0

Revised Budget: \$0

**Administrative Recommendation:****Background Summary:****Reviewed by Council Committees:****Councilmember:****Staff:**

**Meeting Date:** April 16, 2018

**Item Number:** CA.B

	<p><b>City Council Study Session Finance - Econ Dev SFA April 9, 2018 - 5:30 PM Council Chambers - City Hall MINUTES Watch the meeting LIVE!</b></p> <p><b>Watch the meeting video</b> Meeting videos are not available until 72 hours after the meeting has concluded.</p>
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## I. CALL TO ORDER

Deputy Mayor Bob Baggett called the meeting to order at 5:30 p.m. in the Council Chambers of Auburn City Hall, 25 West Main Street in Auburn.

### A. Roll Call

Councilmembers present: Deputy Mayor Baggett, Larry Brown, John Holman, Yolanda Trout-Manuel, and Largo Wales. Councilmember Bill Peloza arrived at 5:32 p.m. Councilmember Claude DaCorsi arrived at 5:54 p.m.

Mayor Nancy Backus and the following department directors and staff members were present: Human Resources and Risk Management Director Rob Roscoe, Compensation and Employee Relations Manager Aaron Barber, City Attorney Daniel B. Heid, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Police Chief Bob Lee, Parks, Arts and Recreation Director Daryl Faber, Innovation and Technology Director Paul Haugan, Assistant Director of Public Works Randy Bailey, Assistant Director of Community Development Services Jeff Tate, and City Clerk Danielle Daskam.

## II. ANNOUNCEMENTS, REPORTS, AND PRESENTATIONS

### A. Ann Macfarlane Presentation - Using Robert's Rules of Order to Serve Your Community Better (2 Hours)

Deputy Mayor Baggett welcomed Ann Macfarlane, PRP. Ann Macfarlane is a Professional Registered Parliamentarian and is known for her training series and guidebook on mastering Council meetings, *Jurassic Parliament*.

Ms. Macfarlane led the Council in a training session on effective public meetings and using parliamentary procedure and Robert's Rules of Order. Topics of the training included historical background, authority of Council, meeting debate, keeping order, inappropriate remarks, authority of the chair, and principles of democratic governance.

Upon conclusion of Ms. Macfarlane's session, Deputy Mayor Baggett recessed the meeting at 7:50 p.m. for approximately five minutes for a brief intermission.

The meeting was reconvened at 8:01 p.m.

### III. AGENDA ITEMS FOR COUNCIL DISCUSSION

#### A. Director Contract Discussion (Roscoe) (15 Minutes)

Human Resources and Risk Management Director Roscoe presented a proposed Employment Agreement for Department Directors.

Compensation and Employee Relations Manager Barber stated an employment contract for department directors would be used as an additional recruitment tool and provide inducement for the director to remain in the position. The contract would provide a level of security for department directors with any change in Mayor and would identify severance benefits which may be paid upon separation.

Manager Barber reported the cities of Kent, Bothell and Kirkland use similar contracts for department directors. The cities of Federal Way, Olympia, Tukwila, Puyallup and Lynnwood also have some level of separation agreements for City Managers. The proposed employment contract would provide a competitive advantage in recruitment. Manager Barber stated some of the contract provisions mirror benefits provided in current collective bargaining agreements.

There was brief discussion of at-will employees.

*(For clarification of these minutes, the above item was discussed immediately following roll call and prior to Ann Macfarlane's presentation.)*

### IV. FINANCE AND ECONOMIC DEVELOPMENT DISCUSSION ITEMS

Councilmember Holman, chair of the Finance and Economic Development Special Focus Area, asked staff when the Livable Cities Update would be ready for a Council Study Session. Assistant Director of Community Development Services Tate suggested presenting the update at the June 11 City Council Study Session.

Councilmember Holman stated the remaining items listed for the Finance Special Focus Area have yet to be scheduled.

### V. OTHER DISCUSSION ITEMS

There was no other discussion.

### VI. NEW BUSINESS

There was no new business.

## VII. MATRIX

### A. Matrix

Councilmember Wales questioned when the topic of annexations listed on the matrix would come before the Council. City Attorney Heid stated staff members are working on bringing factual information to the Council for their consideration. Mayor Backus stated initial staff discussions have occurred but an additional meeting is required, after which she will consult with the Deputy Mayor and the chair of the Special Focus Area for an appropriate meeting date.

Councilmember Trout-Manuel suggested an update on the Domestic Violence Firearms Surrender Program. Police Chief Lee and City Attorney Heid will coordinate their efforts and recommend a date for the presentation.

Councilmember Wales reported she will not be in attendance at the April 23rd Study Session. She requested postponing the topic of sign requirements. Councilmember DaCorsi, chair of the Public Works and Community Development Special Focus Area, directed that the topic be postponed until June 25th.

Councilmember DaCorsi suggested review of the Council Rules of Procedure. Mayor Backus reminded Councilmembers the fifth Monday of the month study session is reserved for review of Council Rules of Procedure.

Ann Macfarlane, PRP, offered a complimentary review of the Council Rules of Procedure.

## VIII. ADJOURNMENT

There being no further discussion, the meeting adjourned at 8:12 p.m.

APPROVED this 16th day of April, 2018.

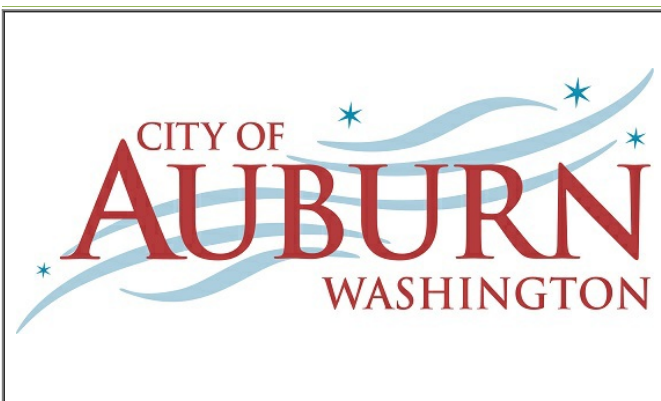
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BOB BAGGETT, DEPUTY MAYOR

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Danielle Daskam, City Clerk

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	<p><b>City Council Study Session Finance - Econ Dev SFA</b></p> <p><b>February 12, 2018 - 5:30 PM</b></p> <p><b>Council Chambers - City Hall</b></p> <p><b>MINUTES</b></p> <p><b>Watch the meeting LIVE!</b></p> <p><b>Watch the meeting video</b> Meeting videos are not available until 72 hours after the meeting has concluded.</p>
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## I. CALL TO ORDER

Deputy Mayor Bob Baggett called the meeting to order at 5:32 p.m. in the Council Chambers of Auburn City Hall, 25 West Main Street in Auburn.

### A. Roll Call

Councilmembers present: Deputy Mayor Baggett, Larry Brown, Claude DaCorsi, John Holman, Bill Peloza and Yolanda Trout-Manuel. Councilmember Largo Wales was excused.

Department directors and staff members present included: Finance Director Shelley Coleman, Planner Alexandria Teague, Water Quality Program Coordinator Chris Thorn, Arts and Events Manager Julie Krueger, Engineering Aide Amber Price, Customer Care Manager Brenda Goodson-Moore, Storm Drainage Engineer Tim Carlaw, Parks, Arts and Recreation Director Daryl Faber, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Arts Coordinator Allison Hyde, Assistant Director of Community Development Services Jeff Tate, Parks Planning and Development Manager Jamie Kelly, Utilities Engineering Manager Lisa Tobin, Planning Services Manager Jeff Dixon, Police Commander David Colglazier, and City Clerk Danielle Daskam.

## II. ANNOUNCEMENTS, REPORTS, AND PRESENTATIONS

There was no announcement, report or presentation.

## III. AGENDA ITEMS FOR COUNCIL DISCUSSION

### A. Brannan Park and Reddington Levee Use Agreement (Faber) (10 Minutes)

Parks Planning and Development Manager Jamie Kelly presented the Brannan Park and Reddington Levee Use Agreement. In 2013, the City entered into an Interlocal Agreement with King County and the King County Flood Control District for easements associated with the Reddington Levee Extension and Setback Project. As part of the agreement, the City granted a Flood Protection Easement to King County. The easement area is located on a portion of Brannan Park. However, Brannan Park was acquired by the City using funds from the Washington

Recreation and Conservation Office (RCO). RCO determined that the flood control easement triggers a land conversion requirement, while a Use Agreement does not amount to granting of real property interest running with the land in perpetuity. Therefore, a Use Agreement to provide King County access to the area in perpetuity for the purposes of maintaining the flood control structure would not trigger a land conversion requirement.

To resolve the issue and to carry out the intent of the 2013 Flood Control Zone District Interlocal Agreement, King County agrees to relinquish and quit claim its rights under the easement back to the City in return for the City agreeing to enter into a Use Agreement with King County for flood protection purposes.

B. Public Art Selection - Les Gove Park (Faber) (20 Minutes)

Parks, Arts and Recreation Director Daryl Faber, Arts Commissioner Nancy Colson, and artist Peter Reiquam presented information on the public art selection for the Iconic Public Artwork for Les Gove Park.

Director Faber explained the method for selection of public art has been through the subcommittee method. The art site is located at the Big Daddy's/Herr property which opens up to Les Gove Park. King County 4Culture created, posted and promoted the call to artists and 34 applications were received from artists in Washington and Oregon. The budget for the project is \$125,000.00 and is included in the Capital Facilities Plan.

Arts Commissioner Nancy Colson reported the subcommittee contemplated the site for the public art and wanted an iconic presence that would indicate the presence of the park from Auburn Way South and draw the attention of passersby. The subcommittee wanted a fun, whimsical, touchable piece of art that would appeal to a broad audience.

Artist Peter Reiquam presented examples of his previous work and his vision for the art piece for Les Gove Park. Mr. Reiquam's primary emphasis has been public art for over thirty years. His projects have always been relevant to the site the art is located.

Arts Commissioner Colson talked about the selection process and the recommended piece of art, *Crow with Fries*. Commissioner Colson stated the committee discussed crows at length and learned crows are adaptable and brainy. She also read from the poem, *The Business of Crows* by Joseph Green.

Mr. Reiquam described the art as abstract, fabricated mechanical-looking. It would be approximately 12 feet high. The French fry box could be used as seating. The giant stylized crow would have a powder-coated finish that is very durable. The semi-gloss black finish will reflect some of the colors

around it. Mr. Reiquam proposed glass eyes for the crow illuminated with LED lights. For the purpose of care and maintenance, Mr. Reiquam recommended a small plaza beneath the giant crow for ease of maintenance.

Councilmember Trout-Manuel expressed concern people would be tempted to climb on the art.

A resolution authorizing the Mayor to negotiate a contract with the artist will be presented at the next regular Council meeting.

C. Ordinance No. 6670 (Gaub) (10 Minutes)

An Ordinance of the City Council of the City of Auburn, Washington, authorizing the renewal and amendment of Ordinance No. 6452 For Zayo Group, LLC, Franchise Agreement No. 12-41 for a telecommunications system

Engineering Aide Amber Price presented Ordinance No. 6670 for the renewal of Franchise Agreement No. 12-41 with Zayo Group LLC for telecommunications facilities in the public right-of-way. The current franchise will expire in April 2018. There is one minor amendment to reflect current contact information. A public hearing on the franchise renewal is scheduled for February 20, 2018.

D. NPDES Annual Report and Stormwater Management Program Plan (Gaub) (15 Minutes)

Storm Drainage Engineer Tim Carlaw and Water Quality Program Coordinator Chris Thorn presented the Stormwater Management Program Plan annual report. The City of Auburn's National Pollutant Discharge Elimination System (NPDES) Phase II Stormwater Permit requires the City to submit an annual report for activities in 2017 and Stormwater Management Program Plan for the current year.

Water Quality Program Coordinator Thorn spoke regarding public education and outreach programs, illicit discharge detection and elimination, controlling runoff from new development, and the municipal operations and maintenance element.

A public hearing on the Stormwater Management Program Plan is scheduled for March 5th and a resolution adopting the Plan will be presented to Council for adoption on March 19, 2018.

Councilmember Peloza requested a report on what other cities are doing related to discharge monitoring.

E. Ordinance No. 6677 (Tate) (15 Minutes)

Planning Commission recommendation to adopt text and map amendments to establish and implement the Open Space zoning district created when City Council adopted the 2015 Comprehensive Plan and Comprehensive Land Use Map

Planning Services Manager Jeff Dixon and Planner Alex Teague



presented Ordinance No. 6677 and the Planning Commission recommendation to adopt text and map amendments to establish and implement the Open Space zoning district created when the City Council adopted the 2015 Comprehensive Plan and Comprehensive Land Use Map.

Planning Services Manager Dixon noted the PowerPoint presentation is different than the one included in the agenda packet.

The proposed ordinance was reviewed by Planning Commission at four different meetings and held one public hearing on the ordinance.

The Open Space zone is meant to apply parcels that are: largely undeveloped in character, natural and urban conservancy shoreline areas, significant wildlife habitats, large stormwater detention ponds or floodplain ponds, utility corridors with public access, and watersheds or areas with significant development restrictions. The majority of the parcels are owned by the City of Auburn and generally feature either critical area, utility infrastructure, or are within the shoreline jurisdiction and subject to the City's Shoreline Master Program.

The majority of the non-City owned parcels are government-owned or utility-owned parcels and encumbered by utility infrastructure, such as transmission lines. The remaining five non-City parcels are privately owned and also feature environmental or development constraints.

The Planning Commission's recommendation recognizes that the proposed Open Space zoning amendment does not affect "Indian lands."

The ordinance is scheduled for Council consideration on Feb 20th.

#### IV. FINANCE AND ECONOMIC DEVELOPMENT DISCUSSION ITEMS

##### A. King County Draft Comprehensive Solid Waste Management Plan (Coleman) (30 Minutes)

Meg Moorehead, Strategy, Communications and Performance Manager from King County Solid Waste and Joan Nelson, City of Auburn Solid Waste and Recycling Supervisor, presented the draft King County Comprehensive Solid Waste Management Plan.

Washington State law requires that each county, in cooperation with the cities located in the county, prepare a coordinated, comprehensive solid waste management plan (Plan). King County, together with its 37 partner cities, has developed a long-term plan that presents strategies for managing waste. The current Plan was adopted in 2001.

The draft plan provides direction on how King County and cities will provide the services customers expect while keeping fees as low and stable as possible. It also recommends innovative programs to prevent, recycle, and dispose of waste that will protect human health and the

environment. A new draft Plan presents strategies for managing King County's solid waste over the next six years, with consideration of the next 20 years. It also includes policies, recommendations, and goals for: solid waste system planning; waste prevention, recycling, and solid waste collection; solid waste transfer and processing system; landfill management and solid waste disposal; and solid waste system finance.

Three major topics will affect everyone in King County:

- How to achieve the recycling goal of 70%
- What are the most important services that should be provided at King County's garbage and recycling transfer facilities
- How should King County dispose of its garbage over the long term

It was noted that the Cedar Hills landfill is projected to be full by the year 2028 unless new capacity is developed. The Plan identifies three disposal options for beyond 2028:

- Further develop Cedar Hills landfill
- Export waste by rail to an out-of-county landfill
- Build a waste to energy facility in King County (mass burn facility)

A recommended approach will be identified after the public comment period on the Plan. The public comment period on the Plan expires March 8, 2018.

#### B. Streamlined Sales Tax (SST) Update (Coleman) (15 Minutes)

At 7:34 p.m. Deputy Mayor Baggett recessed the meeting for a six minute intermission. The meeting was reconvened at 7:40 p.m.

At this time, Councilmember Brown, vice chair of the Finance and Economic Development Special Focus Area, presided over the Finance and Economic Development discussion items.

Finance Director Coleman provided an update on Streamlined Sales Tax (SST) and the Market Place Fairness Act implementation. She first provided a brief history of SST which began in 2007-2008 with sales tax sourcing change. Beginning in 2008-2009, the State provided mitigation for those impacted cities with high concentrations of warehousing, distribution and manufacturing.

Finance Director Coleman stated with the passage of the State's 2017-2018 biennial budget, the appropriation for mitigation ended up being ten percent under the need. There is a push by the impacted cities to have additional appropriation provided in the 2018 supplemental budget. If the ten percent shortfall is applied to mitigated cities, the impact to Auburn over the biennium is \$380,000.00.

Under Engrossed House Bill 2163, mitigation ends June 2019 with the last payment received in September 2019. However, there is a proviso in the bill directing the State Department of Revenue, working with affected cities

and other stakeholders, to analyze the projected SST mitigation losses against remote sales tax gains and evaluate options for the impacted cities. Department of Revenue has asked the Association of Washington Cities and the City of Kent to lead a work group to develop recommendations.

Finance Director Coleman also spoke about possible upcoming changes to e-Commerce and sales tax that could open the doors to more online purchasers paying sales tax.

C. Ordinance No. 6678 (Coleman) (10 Minutes)

An Ordinance of the City Council of the City of Auburn, Washington, establishing the Local Sales and Use Tax rate for Local Revitalization Financing for 2018

Finance Director Coleman provided a brief history of the state sales tax for local revitalization financing. In 2009, the state legislature passed a bill to provide financial assistance to cities to assist with financing public improvements in an identified revitalization area to promote community and economic development. The City applied for and was approved by the State for use of local revitalization financing in August 2009, authorizing up to \$250,000.00 per year for the program.

In 2010, the City issued \$7.24 million in bonds for the purpose of funding capital improvements for the Promenade. Annual debt service for these bonds continues through the year 2034. Funds from grants, combined with REET2 funds and interest earnings are used to pay for the annual debt service costs of the project.

The state sales tax credit is available to the City for up to 25 years. The year 2018 is the ninth year that the City has asked the state for the tax credit. In order for the City to continue receiving the tax credit, the City must request it each year by ordinance.

V. OTHER DISCUSSION ITEMS

Councilmember Pelosa reported he attended the King Conservation District meeting recently and learned the City was awarded a \$20,000.00 grant for the 2018 Farmers Market. The City has received approximately \$200,000.00 in grants from the King Conservation District since the inception of the Farmers Market.

VI. NEW BUSINESS

There was no new business.

VII. MATRIX

A. Matrix

Councilmembers reviewed items on their matrix.

Councilmember Trout-Manuel reported she will be meeting with staff in the

near future, after which she will provide dates for upcoming Health and Human Services Special Focus Area items.

Councilmember DaCorsi stated he would likely have updates to the Public Works and Community Development Special Focus Area items after February 14th.

Councilmember Holman reminded there will be several meetings regarding the 2019-2020 Biennial Budget. Finance Director Coleman reported the budget retreat will be scheduled soon and a Budget 101 work session will be held this summer and several budget workshops will begin in August.

Councilmember Pelozo requested the National League of Cities Service Line Warranty program be added to the March 26th Council Study Session.

Councilmember Pelozo requested the addition of Mobile Home Park Procedures to the February 26th Study Session.

Councilmember Brown announced the International Machinists Union will be creating a feature article on him for the Union's national journal. Representatives of the national journal will be at the first regular meeting in March to video record a portion of the meeting. Councilmember Brown reported he spoke with the City Attorney and the Mayor to ensure their attendance and video recording was permissible.

#### VIII. ADJOURNMENT

There being no further discussion, the meeting adjourned at 8:03 p.m.

APPROVED this 16th day of April, 2018.

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BOB BAGGETT, DEPUTY MAYOR

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Danielle Daskam, City Clerk

*Agendas and minutes are available to the public at the City Clerk's Office, on the City website (<http://www.auburnwa.gov>), and via e-mail. Complete agenda packets are available for review at the City Clerk's Office.*



**City Council Study Session**  
August 8, 2016 - 5:30 PM  
Annex Conference Room 2  
MINUTES

**I. CALL TO ORDER**

Deputy Mayor Largo Wales called the meeting to order at 5:30 p.m. in the Annex Conference Room 2 located at 1 East Main Street in Auburn.

**A. Roll Call**

City Councilmembers present: Deputy Mayor Wales, Bob Baggett, Claude DaCorsi, John Holman, Bill Peloza, Yolanda Trout-Manuel and Rich Wagner.

City officials and staff members present included: Mayor Nancy Backus, Chief of Police Bob Lee, City Attorney Daniel B. Heid, Assistant City Attorney Doug Ruth, Community Development and Public Works Director Kevin Snyder, Assistant Director of Community Development Services Jeff Tate, Innovation and Technology Director Paul Haugan, Economic Development Manager Doug Lein, Planning Services Manager Jeff Dixon, and City Clerk Danielle Daskam.

**B. Announcements**

There was no announcement.

**C. Agenda Modifications**

There was no modification to the agenda.

**II. CONSENT AGENDA**

There was no consent agenda.

**III. DISCUSSION ITEMS**

**A. Hearing Examiner and City Council Roundtable (15 Minute Presentation/15 Minute Q&A) (Snyder)**

Hearing Examiner to provide a report to City Council regarding code challenges and activity

Hearing Examiner Phil Olbrechts presented the Hearing Examiners Annual Report and reviewed cases that were before the Hearing Examiner in 2016 including third party billing dispute, Green Solutions Place Administrative Appeal, special home occupation, rezone, critical areas variance, variance for reduction in minimum density, dangerous dog appeal and a special home occupation.

Councilmember Wagner questioned if the Comprehensive Plan Map not matching the Zoning Map was a problem. Mr. Olbrechts stated it does not appear to be a problem, and it is not a defect in the process.

**B. Ordinance No. 6615 (15 Minute Presentation/15 Minute Q&A) (Snyder)**

Ordinance No. 6615 for amendments to Chapter 1.25, Chapter 8.08, Chapter 8.12, Chapter 8.20, Chapter 12.36, Chapter 15.06, and Chapter 15.20 pertaining to code enforcement provisions that address property abatement, public nuisances, vegetation violations, and the regulation of vacant structures

Assistant Director Tate provided Council with a presentation on Ordinance No. 6615.

The ordinance includes a variety of code amendments that address several code enforcement issues related to abatement actions and includes: simplification of the methods to notify a property owner of a violation; establishing a higher burden on the City for notifying a property owner of a potential abatement action; establishing that an enforcement lien placed on property shall be of equal rank with state, county and municipal taxes; and declaring that a violation of City Code constitutes a public nuisance. This will allow abatement authority and procedures to apply to any violation of City Code, clarify that it is a violation to allow solid waste to remain uncontained on private property, establish an administrative process for abatement of public nuisances and vegetation violations. The process identifies the authority under which abatement action can occur, the method of serving a property owner notice of the City's intent to abate, an appeal process that utilizes the existing Hearing Examiner process, authority for the City to seek cost recovery, and the range of costs that may be recouped (including administrative costs incurred as a result of inspections, preparation of notices, contracts for performing the abatement, filing fees, legal fees, etc.); clarification in Chapter 12.36 that it is the responsibility of an abutting landowner to maintain the vegetation that is located in the landscape strips that are within the right of way; creation of a new chapter in the City building code Chapter 15.20 which elaborates on certain provisions of the International Property Maintenance Code (IPMC). The draft amendments seek to clarify that the City procedures are to be used instead of the IPMC procedures. The draft amendments limit boarding to 30 days when a product such as plywood is used and allows up to one year if a clear product is used. The draft amendments include a vacant property registration program that requires the owners of vacant property to inform and register their property with the City. The registration process allows the City to understand who is responsible for addressing issues that occur at the property and it establishes requirements for how the property is to be managed while it is vacant. The registration program exempts properties that are rental homes (that have a valid business license) and residences that are used part time.

Councilmember DaCorsi asked what happens to abandoned homes after it has been boarded up for a year. Assistant Director Tate explained that the time from a default to bank owned is approximately a three year window.

Councilmember Wagner requested more attention be given to overhanging tree maintenance issues.

Councilmember Baggett inquired how the HOA works with the City's Code Enforcement. Assistant Director Tate explained the actions are coincidental but separate.

Councilmember Trout-Manuel inquired regarding vehicles on property that have been parked there for years. Assistant Director Tate explained it is a separate code section that addresses inoperable vehicles on private property, and there is a separate process.

C. Council Discussion on Retreat Goals (5 Minute Presentation/10 Minute Q&A)

Economic Development Manager Lein provided Council with an update on economic development. He reviewed the numbers of permits issued for single family and commercial projects, business licenses, real-estate excise tax and sales tax revenue.

Manager Lein stated the consultants have completed all of their research and are moving forward with the final steps of completing the 10 Year Economic Plan update. He anticipated a City Council briefing on October 24th and for the Plan to be brought before the Council for action on November 7, 2016.

Councilmember DaCorsi requested a list of all who participated in the downtown façade program.

Councilmember Holman stated the average household income of those who shop in Auburn is \$84,000.

IV. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 6:39 p.m.

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2018.

\_\_\_\_\_  
BOB BAGGETT, DEPUTY MAYOR

\_\_\_\_\_  
Dani Daskam, City Clerk.



**City Council Study Session**  
August 22, 2016 - 5:30 PM  
City Hall Annex - 1 East Main Street  
MINUTES

**I. CALL TO ORDER**

Deputy Mayor Largo Wales called the meeting to order at 5:30 p.m. in the Council Chambers at Auburn City Hall, 25 West Main Street in Auburn.

**A. Roll Call**

Councilmembers present: Deputy Mayor Wales, Bob Baggett, Claude DaCorsi, John Holman, Bill Peloza, Yolanda Trout-Manuel, and Rich Wagner.

Mayor Nancy Backus and the following Department Directors and staff members present included: City Attorney Daniel B. Heid, Police Commander Mark Caillier, Community Development and Public Works Director Kevin Snyder, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Environmental Services Manager Chris Anderson, Environmental Services Specialist Jenna Leonard, Senior Planner Thaniel Gouk, Engineering Aide Amber Price, Innovation and Technology Director Paul Haugan, and Deputy City Clerk Shawn Campbell.

**B. Announcements**

There was no announcement.

**C. Agenda Modifications**

There was no agenda modification.

**II. CONSENT AGENDA**

There was no consent agenda.

**III. DISCUSSION ITEMS**

**A. Resolution No. 5246 (15 Minute Presentation/10 Minute Q&A) (Snyder)**

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor and City Clerk to execute an agreement between the City of Auburn and the University of Washington for the Livable City Year Program

Environmental Services Specialist Leonard presented Council with the final draft of the master agreement for the Livable Cities Program. The program is for one year and the City's financial obligation is not to exceed \$100,000.00. Each project that is selected will be formalized with individual scope of work and there will be up to 25 projects. The University of Washington will prepare the final products at the end of the program.

Councilmember DaCorsi asked if the City has prioritized the project list. Environmental Services Specialist Leonard stated staff provided 49 potential projects to the University, the University picks projects they wish to work on from that list.

**B. Ordinance No. 6600 (5 Minute Presentation/15 Minute Q&A) (Snyder)**

An Ordinance of the City Council of the City of Auburn, Washington, creating new Sections 18.04.115, 18.04.237, 18.04.238, 18.04.523, and 18.04.617, of the City Code, amending Sections 18.04.325, 18.04.622, 18.04.823 (formerly section 18.04.495), 18.07.020, 18.07.030 and 18.31.220



of the City Code and repealing Section 18.31.230 of the Auburn City Code, and providing for the amortization of setback requirements, relating to zoning and land use code provisions for animals

Senior Planner Gouk presented Council with Ordinance No. 6600 regarding zoning and land uses for animals. The City Council had previously sent this item back to the Planning Commission for further review. The Planning Commission held an additional public hearing on the issue. The Planning Commission's recommendation is:

- 1) add new definitions and regulations for beekeeping;
- 2) update definitions and regulations for keeping domestic fowl (e.g. chickens);
- 3) modify the definition for small domestic animals (“household pets”) to except animals such as fish;
- 4) modify and clarify the definition for medium domestic animals;
- 5) modify and clarify the definition for large domestic animals;
- 6) combine the existing two code sections that contain the regulations for keeping animals into one section, update incorrect or non-applicable code verbiage;
- 7) add section that requires existing areas or structures housing animals to meet these updated Code provisions for setbacks within 30 days of notification by the City.

Councilmember Wagner asked what would happen if the property owner does not comply within 30 days. Planner Gouk stated it would become a code enforcement issue.

- C. Ordinance No. 6614 (5 Minute Presentation/5 Minute Q&A) (Snyder)  
An Ordinance of the City Council of the City of Auburn, Washington, approving the vacation of right-of-way in the vicinity of the 50 foot right-of-way and the 14 foot alley south of East Main Street and east of A Street SE

Engineering Aide Price presented Council with Ordinance No. 6614. She explained this is a City initiated right of way vacation that includes a 50 foot area and a 14 foot alleyway, both portions were originally used for streets and then became part of the parking lot.

Councilmember Wagner asked why the right of way is not staying as City owned property. Engineering Aide Price stated Washington State law states the property has to be returned to who it originated with.

- D. Ordinance No. 6616 (5 Minute Presentation/5 Minute Q&A) (Snyder)  
An Ordinance of the City Council of the City of Auburn, Washington, creating a new Chapter 12.06 of the Auburn City Code enacting a Complete Streets Policy

Assistant Director Gaub presented Council with Ordinance No. 6616. The purpose the Ordinance is to create a new code section, Chapter 12.06, Complete Streets Policy, to meet the eligibility requirements of the Washington State Legislatures Complete Streets Grant Program under RCW 47.04.320. This new grant program is being administered by the Transportation Improvement Board (TIB) and requires Cities wishing to be considered for the program to meet the requirements by having a specific Complete Streets Ordinance prior to October 2016.

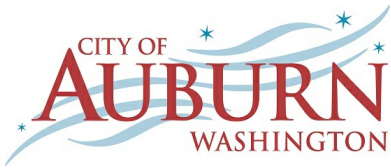
Deputy Mayor Wales confirmed creating this policy will help the City compete for grant funds.

#### IV. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 5:54 p.m.

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2018.

\_\_\_\_\_  
ROBERT BAGGETT, DEPUTY MAYOR      Shawn Campbell, Deputy City Clerk



## AGENDA BILL APPROVAL FORM

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**Agenda Subject:**

Claims Vouchers (Coleman)

**Date:**

April 11, 2018

**Department:**

Administration

**Attachments:**

No Attachments Available

**Budget Impact:****Administrative Recommendation:**

City Council approve Claims Vouchers.

**Background Summary:**

Claims vouchers 448239 through 448443 in the amount of \$4,259,487.22 and four wire transfers in the amount of \$484,091.20 and dated April 16, 2018.

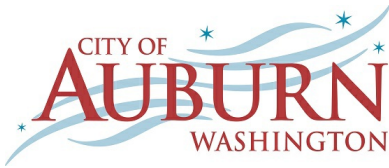
**Reviewed by Council Committees:****Councilmember:****Staff:**

Coleman

**Meeting Date:** April 16, 2018

**Item Number:**

CA.C



## AGENDA BILL APPROVAL FORM

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**Agenda Subject:**

Payroll Vouchers (Coleman)

**Date:**

April 11, 2018

**Department:**

Administration

**Attachments:**

No Attachments Available

**Budget Impact:****Administrative Recommendation:**

City Council approve payroll vouchers.

**Background Summary:**

Payroll check numbers 537857 through 537878 in the amount of \$223,273.31 and electronic deposit transmissions in the amount of \$1,951,999.68 for a grand total of \$2,175,272.99 for the period covering March 29, 2018 to April 11, 2018.

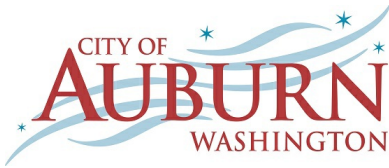
**Reviewed by Council Committees:****Councilmember:****Staff:**

Coleman

**Meeting Date:** April 16, 2018

**Item Number:**

CA.D



## AGENDA BILL APPROVAL FORM

**Agenda Subject:**

Public Works Project No. CP1312 (Gaub)

**Date:**

April 9, 2018

**Department:**

CD & PW

**Attachments:**

[Budget Status Sheet](#)

[Bid Tab Summary](#)

[Vicinity Map](#)

**Budget Impact:**

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

**Administrative Recommendation:**

City Council award Contract No. 18-01, to Rodarte Construction, Inc. on their low bid of \$1,247,388.00 plus Washington State sales tax of \$115,930.50 for a total contract price of \$1,363,318.50 for Project No. CP1312, 2017 Citywide Storm Repair and Replacement Project.

**Background Summary:**

The City received 4 responsive bids and the low bid was approximately 2% below the engineer's estimate. Staff has performed reference checks and other verifications to determine that Rodarte Construction, Inc. meets the responsible bidding criteria and recommends award.

The project will construct storm drainage and water utility improvements at the following locations:

- **Academy Dr SE north of Maple Dr SE:** Replace approximately 400 feet of deteriorated 18-inch storm pipe with a new 18-inch storm pipe.
- **SE 312 St between 124<sup>th</sup> and 125<sup>th</sup> Ave SE:** Replace approximately 165 feet of deteriorated 18-inch storm pipe with a new 18-inch storm pipe.
- **20<sup>th</sup> Ct SE west of O Ct SE:** Install approximately 66 feet of 12-inch storm pipe to reroute storm water from an existing storm pond.
- **45<sup>th</sup> St NE and I St NE:** Install approximately 86 feet of 12-inch storm pipe to address localized flooding issues.
- **M St SE between 21<sup>st</sup> St SE and 25<sup>th</sup> St SE:** Replace approximately 1,000 feet of undersized storm pipe with a new 18-inch storm line and replace approximately 1,000 feet of deteriorated 8-inch water main with a new 12-inch main.
- **East Main St west of B St NE:** Replace a section of sunken sidewalk and pavement

and replace approximately 61 feet of 12-inch storm pipe.

Construction of this project is anticipated to start in May 2018 and be complete in November 2018.

A project budget contingency of \$99,232 remains in the 460 (Water) Fund.

The estimated total project costs for storm improvements within the 462 (Storm) Fund is equal to the amount budgeted for the Project.

The estimated total project costs for REET improvements within the 328 (REET) Fund is equal to the amount budgeted for the Project from the Sidewalk Repair and Replacement budget.

**Reviewed by Council Committees:**

**Councilmember:**

**Staff:**

Gaub

**Meeting Date:** April 16, 2018

Item Number:

CA.E

## BUDGET STATUS SHEET

**Project No:** CP1312      **Project Title:** 2017 Storm Pipeline Repair and Replacement Project  
**Project Manager:** Seth Wickstrom

Project Initiation (PMP) Date: 7/30/13  
 Advertisement Date: 3/22/18  
 Award Date: \_\_\_\_\_

- ☐ Project Update

☐ Permission to Advertise

☒ Contract Award

☐ Change Order Approval

☐ Contract Final Acceptance

Date: April 9, 2018

The "Future Years" column indicates the projected amount to be requested in future budgets.

### Funds Budgeted (Funds Available)

Funding	Prior Years	2016	2017	2018	Total
462 Fund - Storm	52,548	28,045	99,304	1,013,900	1,193,797
460 Fund - Water				595,650	595,650
328 Fund - REET				50,000	50,000
<b>Total</b>	<b>52,548</b>	<b>28,045</b>	<b>99,304</b>	<b>1,659,550</b>	<b>1,839,447</b>

### Estimated Cost (Funds Needed)

Activity	Prior Years	2016 (Actual)	2017 (Actual)	2018	Total
Design Engineering - City Costs	52,548	28,045	99,304	25,000	204,897
Permitting				2,000	2,000
Construction Estimate				1,363,319	1,363,319
Authorized Construction Contingency				100,000	100,000
Materials Testing				10,000	10,000
Construction Engineering - City Costs				60,000	60,000
<b>Total</b>	<b>52,548</b>	<b>28,045</b>	<b>99,304</b>	<b>1,560,319</b>	<b>1,740,216</b>

### 328 REET Budget Status

	Prior Years	2016 (Actual)	2017 (Actual)	2018	Total
*328 Funds Budgeted ( )	0	0	0	(50,000)	(50,000)
328 Funds Needed	0	0	0	50,000	50,000
<b>*328 Fund Project Contingency ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>328 Funds Required</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### 460 Water Budget Status

	Prior Years	2016 (Actual)	2017 (Actual)	2018	Total
*460 Funds Budgeted ( )	0	0	0	(595,650)	(595,650)
460 Funds Needed	0	0	0	496,418	496,418
<b>*460 Fund Project Contingency ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>(99,232)</b>	<b>(99,232)</b>
<b>460 Funds Required</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### 462 Storm Budget Status

	Prior Years	2016 (Actual)	2017 (Actual)	2018	Total
*462 Funds Budgeted ( )	(52,548)	(28,045)	(99,304)	(1,013,900)	(1,193,797)
462 Funds Needed	52,548	28,045	99,304	1,013,900	1,193,797
<b>*462 Fund Project Contingency ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>462 Funds Required</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

\*\* ( # ) in the Budget Status Sections indicates Money the City has available.

**BID TABULATION  
BID TOTALS SUMMARY**

**Project Name:** 2017 Citywide Storm Repair and Replacement Project **Contract 18-01**  
**Prepared by:** City of Auburn  
**Bid Date:** 4/5/18

<b>ENGINEER'S ESTIMATE:</b>	<b>\$1,276,317.00</b>			
AVG BASIC BID AMT:	\$1,266,487.44			
BASIC BID SPREAD AMT:	\$53,103.00	Basic BID Amount	Spread \$	Spread %
<b>LOW BIDDER:</b>	<b>Rodarte Construction Inc.</b>	<b>\$ 1,247,388.00</b>	<b>-\$28,929.00</b>	<b>-2.27%</b>
Second Bidder:	Road Construction Northwest, Inc.	\$ 1,253,731.75	-\$22,585.25	-1.77%

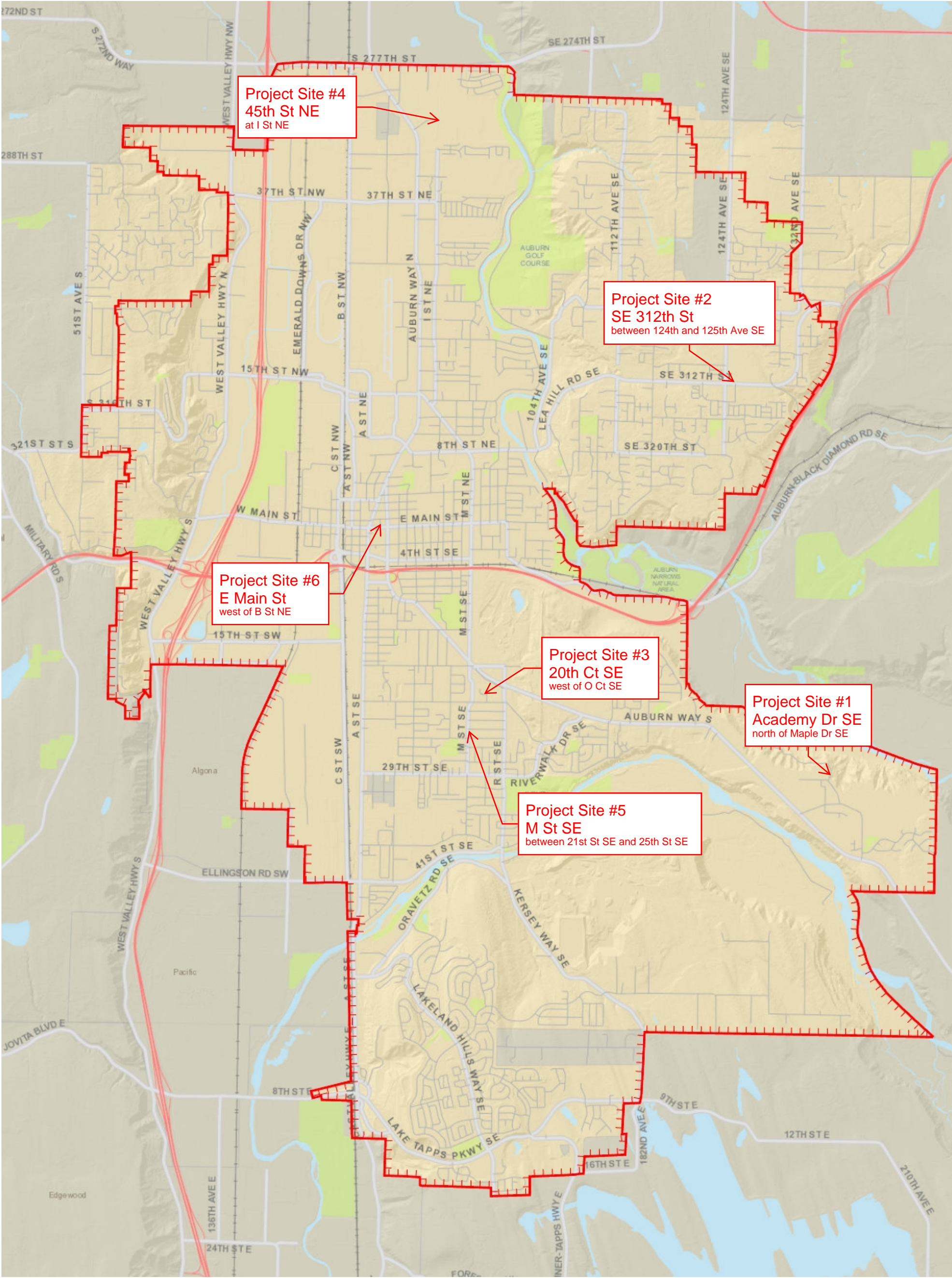
	<b>Basic BID (Tax not Included)</b>	<b>Total BID (Tax Included)</b>
Rodarte Construction , Inc.	\$1,247,388.00	\$1,363,318.50
Road Construction Northwest, Inc.	\$1,253,731.75	\$1,369,620.90
Sound Pacific Construction	\$1,264,339.00	\$1,381,301.60
R.W. Scott Construction Co.	\$1,300,491.00	\$1,421,357.00
Northwest Cascade, Inc.	Non-Responsive	Non-Responsive

**NOTE:** An evaluation of whether a bidder is responsible or non-responsible was only made for the low bidder.  
This does not indicate, one way or the other, how other bidders would be considered if they were the low bidder.



# Vicinity Map, CP1312 - 2017 Storm Repair and Replacement

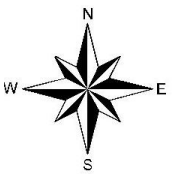
Not To Scale



Printed Date: 5/27/2015

Map Created by City of Auburn eGIS

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.





## AGENDA BILL APPROVAL FORM

**Agenda Subject:**

Resolution No. 5362 (Faber)

**Date:**

April 11, 2018

**Department:**

Parks/Art and Recreation

**Attachments:**

[Res 5362](#)

**Budget Impact:**

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

**Administrative Recommendation:**

City Council adopt Resolution No. 5362.

**Background Summary:**

Resolution No. 5362 authorizes the City to submit an application for and, if awarded, to accept State of Washington RCO (Recreation Conservation Office) Funds for Project CP1619. Funding for the Green River 104th Ave Park project will allow for the development of a 14.73 acre park with water access, trails, restroom, parking. This property was transferred to the City from the State of Washington and King County. The cost of design, permitting and construction is estimated to total \$1,780,000.

<u>Source</u>	<u>Amount</u>
State RCO	\$1,000,000
Federal LWCF	\$280,000
<u>Local (Park Impact Fees)</u>	<u>\$500,000</u>
Total	\$1,780,000

**Reviewed by Council Committees:****Councilmember:****Staff:**

Faber

**Meeting Date:** April 16, 2018

Item Number:

RES.A





**RESOLUTION NO. 5 3 6 2**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
AUBURN, WASHINGTON, AUTHORIZING THE MAYOR TO  
APPLY FOR AND RECEIVE GRANT FUNDS FROM THE  
STATE OF WASHINGTON RECREATION AND  
CONSERVATION OFFICE FOR THE GREEN RIVER – 104<sup>th</sup>  
AVENUE PARK PROJECT

WHEREAS, the City of Auburn seeks grant funding assistance managed through  
the State of Washington the Recreation and Conservation Office; and

WHEREAS, state grant assistance is requested by the City of Auburn to aid in  
finance the cost of the Green River – 104th Avenue Park Project, a project that will give  
the City an almost 15 acre park with park amenities to be located along the Green River.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN,  
WASHINGTON, HEREBY RESOLVES as follows:

Section 1. That the Mayor or the Mayor's designee is hereby authorized to  
execute and submit an Applicant Resolution/Authorization to the State of Washington  
Recreation and Conservation Office for grant assistance related to the Green River –  
104th Avenue Park Project, which Application/Authorization shall be in substantial  
conformity with the Application/Authorization attached hereto as Exhibit A incorporated  
herein by this reference, and in conformity with City plans for such park.

Section 2. That the Mayor is authorized to implement such administrative  
procedures as may be necessary to carry out the directives of this legislation, including,  
but not limited to, negotiating agreements, and executing documents related to the Green  
River – 104th Avenue Park Project.

Section 3. That this Resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2017.


CITY OF AUBURN

\_\_\_\_\_  
NANCY BACKUS, MAYOR

ATTEST:

\_\_\_\_\_  
Danielle E. Daskam, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel B. Heid, City Attorney

**Exhibit A to Resolution No. 5362**  
**Recreation and Conservation Office**  
**Applicant Resolution/Authorization**

Organization Name (sponsor) \_\_\_\_\_

Resolution No. (if applicable) \_\_\_\_\_

Project(s) Number(s), and Name(s) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

This resolution/authorization authorizes the person identified below (in section 2) to act as the authorized representative/agent on behalf of our organization and to legally bind our organization with respect to the above Project(s) for which we seek grant funding assistance managed through the Recreation and Conservation Office (Office).

WHEREAS, state grant assistance is requested by our organization to aid in financing the cost of the Project(s) referenced above;

NOW, THEREFORE, BE IT RESOLVED that:

1. Our organization has applied for or intends to apply for funding assistance managed by the Office for the above "Project(s)."
2. \_\_\_\_\_ [insert  
*NAME AND TITLE OF AUTHORIZED REPRESENTATIVE/AGENT*] is authorized to act as a representative/agent for our organization with full authority to bind the organization regarding all matters related to the Project(s), including but not limited to, full authority to: (1) approve submittal of a grant application to the Office, (2) enter into a project agreement(s) on behalf of our organization, (3) sign any amendments thereto on behalf of our organization, (4) make any decisions and submissions required with respect to the Project(s), and (5) designate a project contact(s) to implement the day-to-day management of the grant(s).
3. Our organization has reviewed the sample project agreement on the Recreation and Conservation Office's WEBSITE at: <https://rco.wa.gov/documents/manuals&forms/SampleProjAgreement.pdf>. We understand and acknowledge that if offered a project agreement to sign in the future, it will contain an indemnification and legal venue stipulation (applicable to any sponsor) and a waiver of sovereign immunity (applicable to Tribes) and other terms and conditions substantially in the form contained in the sample project agreement and that such terms and conditions of any signed project agreement shall be legally binding on the sponsor if our representative/agent enters into a project agreement on our behalf. The Office reserves the right to revise the project agreement prior to execution and shall communicate any such revisions with the above authorized representative/agent before execution.
4. Our organization acknowledges and warrants, after conferring with its legal counsel, that its authorized representative/agent has full legal authority to enter into a project agreement(s) on its behalf, that includes indemnification, waiver of sovereign immunity (as may apply to Tribes), and stipulated legal venue for lawsuits and other terms substantially in the form contained in the sample project agreement or as may be revised prior to execution.

5. Grant assistance is contingent on a signed project agreement. Entering into any project agreement with the Office is purely voluntary on our part.
6. Our organization understands that grant policies and requirements vary depending on the grant program applied to, the grant program and source of funding in the project agreement, the characteristics of the project, and the characteristics of our organization.
7. Our organization further understands that *prior to* our authorized representative/agent executing the project agreement(s), the RCO may make revisions to its sample project agreement and that such revisions could include the indemnification, the waiver of sovereign immunity, and the legal venue stipulation. Our organization accepts the legal obligation that we shall, prior to execution of the project agreement(s), confer with our authorized representative/agent as to any revisions to the project agreement from that of the sample project agreement. We also acknowledge and accept that if our authorized representative/agent executes the project agreement(s) with any such revisions, all terms and conditions of the executed project agreement (including but not limited to the indemnification, the waiver of sovereign immunity, and the legal venue stipulation) shall be conclusively deemed to be executed with our authorization.
8. Any grant assistance received will be used for only direct eligible and allowable costs that are reasonable and necessary to implement the project(s) referenced above.
9. Our organization acknowledges and warrants, after conferring with its legal counsel, that no additional legal authorization beyond this authorization is required to make the indemnification, the waiver of sovereign immunity (as may apply to Tribes), and the legal venue stipulation substantially in form shown on the sample project agreement or as may be revised prior to execution legally binding on our organization upon execution by our representative/agent.
10. *[Recreation and Conservation Funding Board Grant Programs Only]* If match is required for the grant, we understand our organization must certify the availability of match at least one month before funding approval. In addition, our organization understands it is responsible for supporting all non-cash matching share commitments to this project should they not materialize.
11. Our organization acknowledges that if it receives grant funds managed by the Office, the Office will pay us on only a reimbursement basis. We understand reimbursement basis means that we will only request payment from the Office after we incur grant eligible and allowable costs and pay them. The Office may also determine an amount of retainage and hold that amount until the Project is complete.
12. *[Acquisition Projects Only]* Our organization acknowledges that any property acquired with grant assistance must be dedicated for the purposes of the grant in perpetuity unless otherwise agreed to in writing by our organization and the Office. We agree to dedicate the property in a signed "Deed of Right" for fee acquisitions, or an "Assignment of Rights" for other than fee acquisitions (which documents will be based upon the Office's standard versions of those documents), to be recorded on the title of the property with the county auditor.
13. *[Acquisition Projects Only]* Our organization acknowledges that any property acquired in fee title must be immediately made available to the public unless otherwise provided for in policy, the project agreement, or authorized in writing by the Office Director.
14. *[Development, Renovation, Enhancement, and Restoration Projects Only – If your organization owns the property]* Our organization acknowledges that any property owned by our organization that is developed, renovated, enhanced, or restored with grant assistance must be dedicated for the purpose of the grant in perpetuity unless otherwise allowed by grant program policy, or Office in writing and per the project agreement or an amendment thereto.
15. *[Development, Renovation, Enhancement, and Restoration Projects Only – If your organization DOES NOT own the property]* Our organization acknowledges that any property not owned by our organization that is developed, renovated, enhanced, or restored with grant assistance must be

dedicated for the purpose of the grant as required by grant program policies unless otherwise provided for per the project agreement or an amendment thereto.

16. [Only for Projects located in Water Resources Inventory Areas 1 – 19 that are applying for funds from the Critical Habitat, Natural Areas, State Lands Restoration and Enhancement, Riparian Protection, or Urban Wildlife Habitat grant categories; or the Puget Sound Acquisition and Restoration program, or a Salmon Recovery Funding Board approved grant] Our organization certifies the following: the Project does not conflict with the Puget Sound Action Agenda developed by the Puget Sound Partnership under RCW 90.71.310.
17. This resolution/authorization is deemed to be part of the formal grant application to the Office.
18. Our organization warrants and certifies, after conferring with its legal counsel, that this resolution/authorization was properly and lawfully adopted following the requirements of our organization and applicable laws and policies and that our organization has full legal authority to commit our organization to the warranties, certifications, promises and obligations set forth herein.

[Native American Tribes, Local Governments, and Nonprofit Organizations Only] This application authorization was adopted by our organization during the meeting held:

Location \_\_\_\_\_

Date \_\_\_\_\_

[All Applicants] Signed and approved on behalf of the resolving body of the organization by the following authorized member(s):

Signed \_\_\_\_\_

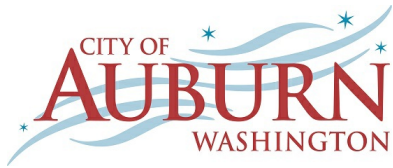
Title \_\_\_\_\_ Date \_\_\_\_\_

Washington State Attorney General's Office

Approved as to form Brian Staller 1/19/18  
Assistant Attorney General Date

You may reproduce the above language in your own format; text however may not change.





## AGENDA BILL APPROVAL FORM

Agenda Subject:  
Resolution No. 5363 (Roscoe)

Department:  
Human Resources

**Attachments:**

[Res 5363](#)

[Department Director Employment Agreement](#)

Date:  
April 12, 2018

Budget Impact:  
Current Budget: \$0  
Proposed Revision: \$0  
Revised Budget: \$0

Administrative Recommendation:

Background Summary:

Reviewed by Council Committees:

Councilmember:

Meeting Date: April 16, 2018

Staff:

Item Number:

Roscoe

RES.B

**RESOLUTION NO. 5 3 6 3**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF AUBURN, WASHINGTON, AUTHORIZING THE  
MAYOR TO EXECUTE AN AGREEMENT WITH CITY  
DEPARTMENT DIRECTOR EMPLOYEES FOR  
EMPLOYMENT SERVICES

WHEREAS, the City depends on the talents and contributions of a well-qualified team of Department Director level employees to meet the needs of the City and to address its operational responsibilities; and

WHEREAS, in order to be able to recruit and retain highly qualified individuals to serve as Department Directors for the City, it is appropriate to provide compensation and benefits at levels that include incentives for such employees to work for the City, and that includes an optimum benefits package including benefits that are available to other employees or employee groups of the City; and

WHEREAS, providing a defined understanding in the employment relationship between the City and Department Director level employees is beneficial to the City in allowing the City to address instances where there is not a good fit in terms of a Department Director level employee and the needs of the City; and

WHEREAS, it is also advantageous for the City to have the defined relationship in securing, retaining and recruiting the services of high-quality employees for Department Director level positions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN,  
WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

**Section 1. Purpose.** The Mayor is hereby authorized to execute an Employment Agreement between the City and Department Director level employees in conformity with the copy of the Agreement attached hereto, marked as Exhibit "A" and incorporated herein by this reference.

**Section 2. Implementation.** The Mayor of the City of Auburn is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this resolution.

**Section 3. Effective Date.** This Resolution shall take effect and be in full force upon passage and signatures hereon.

DATED and SIGNED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CITY OF AUBURN

ATTEST:

\_\_\_\_\_  
NANCY BACKUS  
MAYOR

\_\_\_\_\_  
Danielle E. Daskam,  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel B. Heid,  
City Attorney

**EMPLOYMENT AGREEMENT BETWEEN**

**[NAME]**

**AND THE CITY OF AUBURN, WASHINGTON**

THIS AGREEMENT, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the City of Auburn, Washington, a municipal corporation of the State of Washington, (hereinafter referred to as "City") and \_\_\_\_\_

\_\_\_\_\_  
[name and title] (hereinafter referred to as the "Employee"), both of whom understand as follows:

WHEREAS, the City depends on the talents and contributions of a well-qualified team of Department Director level employees to meet the needs of the City and to address its operational responsibilities; and

WHEREAS, the City desires to [continue to] employ the services of the Employee as its \_\_\_\_\_

\_\_\_\_\_  
[title];

WHEREAS, it is further the desire of the City to: (1) secure and retain the services of the Employee and to provide inducement to remain in such employment; (2) promote the Employee's productivity, morale and peace of mind with respect to the Employee's work and security; (3) deter malfeasance, misfeasance and nonfeasance on the part of the Employee; (4) identify the severance benefits which may be paid to the Employee as a result of termination, and to have the terms of such reduced to writing in this contract; and

WHEREAS, the Employee desires to be employed as, and/or continue employment as, the \_\_\_\_\_

\_\_\_\_\_  
[title].

NOW THEREFORE, in consideration of the mutual covenants herein contained, THE PARTIES HERETO AGREE as follows:

**1. INTENT OF AGREEMENT**

This Agreement is intended to establish severance benefits payable to Employee in the event of Employee's termination from employment with the City. The City of Auburn's personnel policies shall continue to govern all aspects of the employment relationship between Employee and the City, with the exception of severance benefits and payments to be paid to Employee upon termination as provided for herein. Such severance benefits and payments shall be governed solely by this Agreement.

**2. RIGHT TO TERMINATE EMPLOYMENT**

The Employee acknowledges that his/her position of employment is an "at will" position and that the Employee's employment may be terminated at any time by the City with or without cause, subject to the City of Auburn's City Code and Administrative Policies and Procedures. Nothing in

this Agreement shall prevent, limit, or otherwise interfere with the right of the City to terminate the services of Employee.

3. WAIVER AND RELEASE OF ALL CLAIMS

As a condition of and prior to receiving any severance benefits pursuant to this Agreement, the Employee agrees to waive any and all claims, whether known or unknown, against the City that may have arisen or may arise as a result of the employment relationship between the City and Employee. This release specifically covers, but is not limited to, any claims of discrimination based on race, color, national origin, sex, sexual orientation, marital status, age (including claims under the Age Discrimination in Employment Act) or physical or mental disability under any federal, state, or local law, rule, or regulation; any contract or tort claims arising under federal, state, or local law; any claims for unpaid wages or benefits; any claims arising under federal, state, or local law based on promises made or allegedly made by the City to Employee; and any claims under any express or implied contract or legal restrictions on the City's right to terminate its Employees. Employee hereby covenants not to assert any such claims or causes of action (the only exception being a suit filed solely to challenge the validity of this release under the ADEA). This release is intended to be all encompassing, and to fully resolve all matters and relations between the parties up to the termination of employment of the Employee.

4. DUTIES

The Employee shall continue in the Employee's position of employment as the \_\_\_\_\_ [title]; for the City of Auburn, Washington, to perform the functions and duties specified in the job description for such position and such other legally permissible and appropriate duties and functions to which the Employee may be properly directed and/or assigned in connection with the Employee's position of employment.

5. TERM

- A. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the Mayor to terminate the employment of the Employee at any time, subject to the provisions set forth in this Agreement. For the purposes hereof, Mayor shall mean the hiring authority of the City and shall include any person, entity, group or designee empowered to terminate the employment of the Employee.
- B. Nothing in this Agreement shall prevent or otherwise interfere with the right of the Employee to resign at any time from this position with the City of Auburn, subject to the provisions set forth in this Agreement.
- C. This Agreement shall remain in effect for one year from the date of this Agreement and shall be automatically renewed annually, unless this Agreement is otherwise terminated by either party pursuant to the terms of this Agreement.
- D. In the event that written notice of termination is not given by one party to this Agreement to the other party prior to the date by which notice of termination shall be given, this Agreement

shall be extended for an additional year and shall continue to govern the employment of the Employee until terminated as provided herein.

6. TERMINATION AND SEVERANCE PAY

- A. In the event the Employee is terminated by the City, and during such time the Employee is willing and able to perform the regular duties and tasks of the position for which the Employee was employed, the City agrees to severance pay in an amount equal to three (3) months of salary and benefits paid for by the City, at the then rate of monthly salary that Employee earns at the time of termination; Provided that if the Employee has been employed by the City in excess of five (5) years, the City agrees to severance pay of an amount equal to the Employee's current salary and benefits for a term calculated at the rate of one (1) month of for each full year of service as an employee of the city of Auburn up to a maximum of six (6) months (for eight or more years of employment with the City). Such payment shall be made in one lump sum subsequent to the signing of a separation agreement which includes a waiver of claims, and upon surrender of the City property then in Employee's possession. Further Provided that no severance pay as specified above shall be paid to the Employee following termination if the Employee's employment is terminated because of the conviction of a criminal act, or the commission of willful malfeasance, gross negligence, or an act of dishonesty.
- B. All other benefits will be provided in accordance with this Agreement and City policies for payment upon termination, which shall be separate from and in addition to the above severance pay.
- C. In the event the Employee voluntarily resigns his/her position with the City before the expiration of the term of employment, the Employee shall give the City in writing a minimum of one (1) month notice in advance of the effective date of resignation. The Employee will be reimbursed at the current rate of pay for any unused accrued vacation.
- D. Upon retirement (meaning separation in good standing and PERS or LEOFF retirement eligible age), death, or disability retirement the Employee's sick leave shall be reimbursed in accordance with the following schedule based on continuous years of service:

<u>Upon Completion of Years of Service</u>	<u>Percent of Accrued Unused Sick Leave</u>
0 – Completion of 14 Years	0%
14 years and over	ten (10%) percent
25 years and over	twenty-five (25%) percent

Employee that separates in good standing (as defined above) that was hired on or before December 31, 1984, shall be reimbursed at the then current rate of pay for 100% of unused, accrued sick leave up to a maximum of 960 hours.

7. SALARY

Effective as of January 1, 2018, the City agrees to pay the Employee for services rendered pursuant to this Agreement, an annual compensation in accordance with the Unaffiliated Compensation Schedule, Grade 13-Directors (N13), payable in installments at the same times and intervals as other employees of the City are paid. The City may also grant increases in the Employee's base salary in such amounts and to such an extent as the City may determine desirable, on the basis of an annual salary review of the Employee's job performance. The Employee shall receive cost-of-living wage adjustments each year as approved by the City Council. The salary provided herein may be modified by mutual consent of the parties hereto. Any such wage adjustments will be effective on the date approved by the City Council and/or in accordance with the schedule for implementation of wage adjustments for non-represented employees of the City.

8. EXPENSE ALLOWANCE

The City recognizes that certain expenses of a non-personal and general job-affiliated nature are incurred by the Employee and the City hereby agrees to reimburse and pay said general expenses in accordance with City Administrative Policy in effect at the time the expenses are incurred.

9. EMPLOYEE BENEFITS

The City shall provide the Employee all employee benefits in accordance with City Ordinances and Administrative Policies, including employee benefits as are currently available to any other non-represented employees or employee groups of the City.

10. DIFFERENTIAL OF EMPLOYEE SALARY AND BENEFITS

In the event the terms for or provision of salary or benefits of this Agreement differ from the provisions of the City's Administrative Policies, the provisions of this Agreement shall control over the provisions of the City Administrative Policies as they relate to such different terms or provisions.

11. CONSIDERATION

The parties hereto agree and stipulate that the covenants, conditions and respective benefits to the city and the employee are sufficient consideration for this agreement. The parties further agree and stipulate that in consideration of the compensation due the Employee upon termination, the City has the right to terminate the employee's employment in accordance with and pursuant to the terms thereof.

IN WITNESS WHEREOF, the undersigned have executed this Agreement on the dates indicated below.

CITY OF AUBURN

EMPLOYEE

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MAYOR

[NAME ] \_\_\_\_\_

Date \_\_\_\_\_

Date \_\_\_\_\_