



April 7, 2016
City Council Regular Session
Willamette Activity Center, Rm 8
47674 School Street
7:00 p.m.



MINUTES

1.0 CALL MEETING TO ORDER / PLEDGE OF ALLEGIANCE

Council Present: Jim Coey, Mayor
Judy Rowland
Gary Carl
Amy Buchmeier
Dwight Chitwood
Dawn Kinyon
James Affa

Staff Present: Louis Gomez, City Administrator
Mike Hansen, Interim Fire Chief
Jackie Taylor, Assistant Planner
Susie LaDuke, Finance Director/City Recorder (absent)
Kevin Martin, Police Chief
Rick Zylstra, Assistant to the City Administrator

The 2016 Tree Planting Festival Princesses gave their speeches.

2.0 PUBLIC COMMENT

Jerry Shorey Oakridge, Or - Commends the amount of time Mayor Coey has put in as Mayor.

On March 23 there was an article in the Register Guard stating that Oakridge could not find people to run for office because of term limits. The article in the paper is full of erroneous statements and wanted to clear that up.

Councilor Kinyon asked if the article said it was written by the City Council?

Jerry said no it doesn't say that, he is not saying anybody did anything.

Susan Hardy Oakridge, Or – She is here representing 90 by 30. April is Child Abuse Prevention Month, they will have the blue pin wheels around town again this year.

Sandy Edds Oakridge, Or – On February 18th 2016 she came to the council meeting talking about a 911 call she made and the police did not show up. She has copies of the call. A gentleman came into her building

with a knife, he said her building will be next. She still has not heard why they did not come. She thought you had budgeted for another police officer, she wants to know where he is if we did budget for him. She sees a code enforcement officer and I see an administrative assistant. The police budget should be separate so we know where our money is going. Correct her if she is wrong, but she was told our officers write 8 tickets a month, that is two a week. If we aren't bringing in enough money get out there and write tickets, we have people zooming up and down Hwy 58 that aren't getting ticketed.

Rick asked one of our businesses to move their trucks so the business next door can have more parking. That was a wrong move.

Ken Hooker Oakridge, Or – Would like to see a drinking fountain at Salmon Creek Park. There was a complaint the other day about someone parking in the 15 minute parking spot for hours at a time, he was told that there was complaints about that.

3.0 MAYOR AND COUNCIL COMMENTS

Councilor Kinyon said there is only one officer on duty at a time. There is a lot more than speeding going on in town, there is vandalism, tire slashing's, BB guns. We did just hire another officer.

Sandy Edds said and we just laid one off.

Councilor Kinyon said she didn't know what she was talking about, but our new officer did just start working so we should be up to five now.

Councilor Carl thanked Viki Burns for bringing the side by sides by to town. He also thanked the City staff and the Police Department for the great job they are doing. Our police department is working overtime resolving the serious felony cases we have going on.

Councilor Carl he has been approached by private citizens with complaints about things that are going on in the City. You need to put it in writing so it can be investigated, he can't take your complaints to the City Administrator without the particulars.

Councilor Affa is nervous about his last vote for the RTMP money, he has spreadsheet and some of the people on here he doesn't even know who they are. He hasn't seen any data or paperwork telling him anything. He would like to see more information before he votes.

Councilor Kinyon asked Mayor Coey if he could explain the scenario that Mr. Hooker was describing.

Mayor Coey said he will when the councilors are done speaking.

Councilor Rowland said she would like to say that they have 48 side by sides signed up to be in the parade and 25-30 motorcycles signed up.

Mayor Coey said in response to Mr. Hooker's comments. There are four parking spots on the Ash Street side of City Hall, he parks in the back spot by the police department. He has not seen anyone else park in that spot and he did not ask staff to remove the 15 minute parking sign. Mrs. Hooker came to him and asked him about it and he said he does park there and sometimes for a couple hours at a time for

meetings, but he did not say “bring it on”. A lot of people park there for more than 15 minutes at a time and they are not ticketed.

Councilor Carl said he doesn’t know anything about the sign, if you park there you can park there, but he does know that the Mayor spends an inordinate amount of your own personal time working on city business for no pay. I don’t think we have ever had a Mayor that puts in as much time as this Mayor puts in going here, there and everywhere doing city business and if he deserves his own parking spot.

Mr. Hooker said then to make it legal, take the 15 minute off and put Mayor parking only, don’t come in and make complaints brought in to it.

Councilor Kinyon said she would like to know from Louis what the scenario was about the decision for the sign to be removed.

Louis said reason he took the sign down is one, if it says 15 minutes he agrees with the public that it appears that he is violating the sign. He took the sign off, that spot is available to anybody, also a lot of police department personnel park there more than 15 minutes at a time. It is a minimal issue, in regards to having sign specific to the Mayor or Council, he believes that is a worse barrier than taking the sign down because now we are elevating these positions. We are all here to serve the citizens and there shouldn’t be position specific signs. He will be going to the Community Services Committee to talk about possibly changing the signs. In the 16 years that he has been here we have not cited anybody for violation of the 15 minutes. Again, anybody can use that spot, not just the Mayor.

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

Add 6.8 Filling Planning Commission Vacancy
Add 9.1 Surplus 1997 Ford Ambulance OFD

5.0 CONSENT AGENDA

Motion: Councilor Rowland moved to approve the consent agenda. Councilor Carl seconded the motion.

J. Rowland (Aye), A. Buchmeier (Aye), G. Carl (Aye), D. Chitwood (Aye), D. Kinyon (Aye), Mayor Coey (Aye), J. Affa (Aye). Motion carried 7-0

6.0 ADMINISTRATIVE SERVICES

6.1 City Administrators Report

TSP Update/Highway 58 Refinement Plan – The Community Services Committee submitted a number of streets that they feel need repaired either by condition or use. We have handed that information off to the Public Works Supervisor and the City Engineer and they will be adding some additional data such as if they need to be totally dug out or can they be grinded and resurfaced.

Highway 58 Pedestrian Study/Hwy 58 Crosswalk – The Mayor and Louis will be having a meeting with Frannie Brindle from ODOT and Jeff Lange the ODOT Team Lead for the Crosswalk Project on the 22nd and finalize everything with ODOT and sit down with the owners one more time.

They hope to have the Pedestrian Study ready to go for the Council on the second meeting in May. Staff is doing review at this time and giving input back to the consultants so we should have feedback by the second meeting in May.

Empty Lot on Hwy 58- Louis has been back and forth with TYCO LLC and they said they would lease the lot at \$500 a month and they would not reduce the amount. This is something to talk about at a work session.

Strategic Plan- He is asking that Council think about a work session to get us back on track on what direction we want to go with the Community Visioning. A work session was set for April 16 from 9:00 A.M. to 2:00 P.M. in the City Hall Conference room.

Million Gallon Tank and Well – The request for proposals for engineers will be on the web site tomorrow and it will be out for four weeks. LCOG will post this for us on their normal sites also.

ODOT Grant – Louis has not got a response back from ODOT about the IMBA Grant, he will throw out another tickler to them. He asked them if there is any exceptions that could be granted to us to be able to use that \$160,000 and get something done. The Mayor has been speaking to our Federal partners about this.

Pending Sale 76276 Industrial Park Way –Louis finally got an email from that company and they are reviewing the sales agreement and they are doing final review with their attorney for the final sale of that building.

Cool Connect –We sent in a letter of interest to get a grant to work with our Broadband, but we did not get the grant.

Louis said he forwarded the letter from the Old Hazeldell Quarry, he will see if he can find the attached rendering, he didn't see it when he opened the email.

Councilor Carl said with respect to that, regarding the removal of the trees from the West side of the mountain, he remembers very clearly when they came and spoke to us they said they would not be harvesting the trees from the West side. Now, when we ask them to put it in writing they say they never said that, so they are going to be harvesting. Now is our time to preclude them from doing it, they want our endorsement. He is not prepared to endorse them unless they will assure him in writing that they are not going to take the trees off the mountain.

Louis said what he remembers from that meeting is they said it would come down 10-12 feet as they shaped it on top, but as far as coming West very far (inaudible)

Mayor Coey suggested to Louis and Rick that we have some pictures of what the mountain is going to look like.

Louis said that is what the attachment is that he will get for them.

We can address this at our next work session.

6.2 City Recorders Financial Report

No report, Susan was absent.

6.3 Ordinance 916 Moe Annexation

Public Hearing for Ordinance 916

Staff Report- Louis gave the staff report

Open Public Hearing- 8:21 P.M.

Statements in Favor- Robert Moe, he does see a problem with the annexation, he wants to put a motorhome on the lower half of the property, is there going to be a problem with that?

Louis said yes, it would be an issue. You are not allowed to live in RV's in the city limits.

Statements in Opposition-None

Statements in General-None

Close Public Hearing- 8:25 P.M.

Motion: Councilor Chitwood moved that we read by title only and adopt Ordinance 916 and direct staff to file the annexation for tax parcel 21-35-15-23 lot 03200 with the Oregon Department of Revenue and the Oregon Secretary of Office. Councilor Kinyon seconded the motion.

D. Chitwood (Aye), J. Rowland (Aye), G. Carl (Aye), Mayor Coey (Aye), A. Buchmeier (Aye), D. Kinyon (Aye), J. Affa (Aye). Motion carried 7-0

Mayor Coey read Ordinance 916 by title only.

6.4 Ordinance 917 Zoning Change to R1 Moe Property

Public Hearing for Ordinance 917

Staff Report- Louis gave the staff report

Open Public Hearing- 8:27 P.M.

Statements in Favor- Robert Moe said he has goats on the property.

Louis said because he already has the goats there, he can keep them, but as they die off he cannot replace them.

Statements in Opposition- None

Statements in General- None

Close Public Hearing- 8:29 P.M.

Motion: Councilor Buchmeier moved that we read by title only and adopt Ordinance 917 an Ordinance approving the zoning of certain annexed territory to the City of Oakridge, tax parcel 21-35-15-23 lot 03200. Councilor Chitwood seconded the motion.

J. Rowland (Aye), G. Carl (Aye), J. Affa (Aye), D. Kinyon (Aye), D. Chitwood (Aye), Mayor Coey (Aye), A. Buchmeier (Aye). Motion carried 7-0

Councilor Rowland read Ordinance 917 by title only.

6.5 Budget Committee Appointment

Louis said we have two applicants, Kandace Affa and Priscilla Davidson, he said he knows there is confusion on the adjustments and those kinds of things, he understands.

Councilor Kinyon said she is not confused.

Mayor Coey said let's just move on with this.

Louis read the current committee members and their term expiration dates. According to what the City Recorder presented. We have three vacancies and we have two applicants.

Councilor Kinyon said she completely disagrees with his assessment and she already sent him her charting that she did that shows that what he just read is completely wrong.

Councilor Kinyon read her findings.

Louis said the City Recorder did the same thing, she went through the minutes and her notes, and it is up to the Council on what they'd like to do.

Mayor Coey said we have three openings and two applicants here.

Councilor Kinyon said Kandace Affa is already in a seat, she doesn't need to apply.

Louis said again, we have conflict the City Recorder saw it different.

Councilor Carl said what is the difference if we appoint Kandace Affa now, won't that extend her term?

Louis said she would be on the committee until 2018.

Motion: Councilor Carl moved that we appoint Kandace Affa to serve on the vacant budget committee seat until December 31, 2018. Councilor Chitwood seconded the motion.

A. Buchmeier (Aye), D. Chitwood (Aye), Mayor Coey (Aye), G. Carl (Aye), J. Rowland (Aye), D. Kinyon (Aye), J. Affa (Aye). Motion carried 7-0

Motion: Councilor Kinyon moved that we appoint Priscilla Davidson to serve in the second vacant budget committee seat for a term of three years. Councilor Rowland seconded the motion.

Mayor Coey (Aye), D. Kinyon (Aye), J. Affa (Aye), Chitwood (Aye), A. Buchmeier (Aye), J. Rowland (Aye), G. Carl (Aye). Motion carried 7-0

Councilor Kinyon said the question still remains, how many seats do we have left open?

Louis said we have one opening.

Councilor Kinyon said we have three openings.

Louis said on your findings, the City Recorder is saying we have one opening.

Councilor Buchmeier said she would like to see Susan's documentation so we can sort this all out.

Mayor Coey said we can go ahead and conduct business anyway and like Amy said let's go ahead and have Susie put together her paperwork.

Louis said we will go ahead and post the vacancy.

6.6 Sale of Surplus Property

Motion: Councilor Kinyon moved that we accept the offer of \$30,000 for tax lot 21-35-22-20 300,500,600 and 1400 with deeded easements for access, retention of ground water rights and retention of the Middle Fork of the Willamette River Water Rights. Councilor Rowland seconded the motion.

Councilor Carl said he is opposed to the sale, he is not opposed to the sale because it is Matt. He is opposed to the sale no matter who it is. This is ecological fragile territory and the City should not sell it to anybody and wants it removed from the list of surplus property.

Louis said whoever buys this property will have a lot of hoops to jump through. The hoops are FEMA, Department of State Lands and the City itself has 8-10 pages that they will have to do for us before they can even touch that. If he buys it today he can't do anything with it because it is zoned light industrial. He will have to go before the Planning Commission and have it rezoned.

Mayor Coey said he plans on voting against it. That property is too sensitive and there is too much mitigation that needs to take place down there. We would love to take his \$30,000 but for one, you don't have a road and the cost of the construction to put a road in is going to be exorbitant, the water shed issues, the river, it is going to be very expensive to get into this. He thinks this is a bad business move.

Councilor Buchmeier said if we can get some money out of it we should get some money out of it, as long as we retain the water rights.

Councilor Rowland said maybe he has personal reasons as to why he wants to buy this property, everybody is trying to talk to him out of it and she doesn't think we should try to talk him out of it.

D. Chitwood (Aye), G. Carl (Nay), J. Affa (Aye), J. Rowland (Aye), A. Buchmeier (Aye), D. Kinyon (Aye), Mayor Coey (Nay). Motion carried 4-3

6.7 New Community Center/Market Substantiation Discussion

Will discuss at work session

6.8 Filling Planning Commission Vacancy

Louis said there were two applications, but the second applicant did not follow the process that was laid out in the vacancy notice.

Motion: Councilor Buchmeier moved that we appoint Stanley Barenboim to serve in the vacant Planning Commission position until December 31, 2018. Councilor Rowland seconded the motion.

Mayor Coey (Aye), D. Kinyon (Aye), D. Chitwood (Aye), J. Rowland (Aye), J. Affa (Aye), A. Buchmeier (Aye), G. Carl (Aye). Motion carried 7-0

7.0 COMMUNITY SERVICES

Rick said we are assigning plots for the Community Garden currently.

Junk amnesty is this week and wrapping up next week.

8.0 POLICE SERVICES

Chief Martin said Sgt. McPherson went to a Child Forensic Interview Training that is pretty hard to get in to. They usually have to have an outside agency come in and do this for us.

Chief Martin asked Sandy Edds to come in and talk to him about the 911 call.

They haven't had any criminal mischief calls in almost three weeks. They have spent a lot of overtime hours contacting every single person that is out at night time.

They had a pursuit that they were involved in that started on I-5 and ended at about mile post 80 on Hwy 58. There were multiple agencies involved. It turned out ok and the person was taken to jail.

Councilor Affa wants to know where his taxes are going, the DA is not prosecuting, it seems like we are getting short shifted.

Chief said since the new DA took over she is taking more felony cases. It is not just us, misdemeanors just get put on the back burner.

9.0 EMERGENCY SERVICES

9.1 Surplus of 1997 Ford Ambulance from OFD

Motion: Councilor Rowland moved that we surplus the 1997 Ford E350 Ambulance and use it as a trade in on an ambulance with less mileage. Councilor Affa seconded the motion.

J. Affa (Aye), Mayor Coey (Aye), G. Carl (Aye), J. Rowland (Aye), D. Kinyon (Aye), D. Chitwood (Aye), A. Buchmeier (Aye). Motion carried 7-0

10.0 REPORTS FROM BOARDS AND COMMITTEE

Will report at the next meeting

Adjourn Meeting for Executive Session 9:03 P.M.

Executive session 9:10 P.M.

Adjourn Meeting 9:20 P.M.

Executive Session: ORS 192.660 (2) (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions. 192.660 (2) (d) to conduct labor negotiations on behalf of the government body. 192.60 (d) (f) to consider information or records that are exempt by law from public inspection.

Respectfully submitted before the City Council April 21, 2016

Signed: _____
James Coey, Mayor

Signed: _____
Susan LaDuke, City Recorder