



April 21, 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
Kevin Martin, Police Chief
Rick Zylstra, Assistant to the City Administrator

2.0 PUBLIC COMMENT

Jan Hooker 48231 Hills Street – Her husband said something at the last meeting that she needs to clarify in regards to the Mayor parking in a 15 minute parking spot for hours at a time. She said she asked him why he parks in a 15 minute zone for hours and his response was that he doesn't see anyone else parking there and because he is the Mayor. The reason she is bringing it up is because she wants to clarify what was said then and at the last meeting by Councilor Carl, he said he had no problem with the Mayor parking there if he didn't know it was a 15 minute parking zone. In the past she has had other employees come down and ask the police department to speak to citizens that are parking their motorcycles on the sidewalk or parking the wrong direction on the street. Councilor Carl had also stated that this Mayor has done more for this city than anyone else without pay. Ms. Hooker would like to know if the other Councilors feel that because of who they are and their status that they feel like they can do what they want and not follow the rules.

Susan Hardy 76318 Garden Road – April is Child Abuse Prevention Month, she wanted to thank the Mayor, City Council and Staff for making this a good project with the pinwheels this year.

Robin Keever 47778 Hwy 58 –She has approximately 300 signatures of people who do not wish to have a crosswalk in this location. She is concerned about having to move her U-Haul's, why should she have to get rid of parking at her business for someone else's business. She is concerned about her deliveries, she has seven deliveries per week and she doesn't know where they are going to park. This is definitely going to hurt The Ridge's business. Is the city going to be responsible for an accident with the shared parking? The Ridge also has 300 signatures against the crosswalk location.

Dan Barclay 47501 Hwy 58 – For six years he has been trying to get ODOT to do repairs to about three feet of concrete that is a trip/safety hazard to pedestrians, but we are going to build a crosswalk which really doesn't have anything to do with safety because if it did we would have examples of people backing out into the Hwy. This is about a visitor's center that five of the seven councilors sat in a meeting last March and talked about a proposal to buy a lot that we are now going to lease to relocate a visitor's center and presumably use public funds for a capital improvement on private property.

Jeff Allen 49065 Dunning Road – Old Hazeldell Quarry update, did you know that it is going to be on West side and not the East side now, are you concerned with notifying the rest of the city that they are going to be staring a big rock instead of a nice forest covered hill. There has been a state survey about what happens to people's property once a rock crusher comes in to the area, from five miles out the property value drops 20% and the closer you get to it the more it drops.

3.0 MAYOR AND COUNCIL COMMENTS

Mayor Coey read the Proclamation for Child Abuse Awareness and Prevention month, April 2016

Councilor Kinyon asked if any of the other Councilors feel that it was appropriate to remove the sign. At first she did not agree with that at all, but when they were in a meeting and Louis gave his explanation it made sense to her. She felt like it shouldn't have been an instant action, it should have gone through a committee.

Councilor Kinyon asked Robin to clarify who she spoke with that wasn't going to allow parking on their property?

Robin said Mrs. Cunningham said only her tenants can park there because of liability and it is private property. Rick told her that if she got rid of her U-Hauls that customers at The Ridge could park along the building.

Councilor Kinyon pointed out that shared parking is a suggestion, not a requirement. The City won't force anyone to share their parking.

Councilor Kinyon said she was at the same meeting for the Quarry the other night and she recalls it going to be in the same they have always talked about. Is he referring to them dropping the top of the hill?

Mr. Allen said it's the same mountain, he lives on the East side and they are now talking about taking off the West side of the mountain.

Councilor Kinyon said she thinks they are actually talking about just taking the top off, not mining on the West side. She will review this some more.

Mr. Allen said he is concerned about the City Council notifying the people of Oakridge that their plans have changed.

Mayor Coey asked Louis if he made public comment the other night?

Louis said no because he knew there would be another meeting and his purpose for attending the meeting the other day was to gather information from the citizens that were there and everyone that spoke. He will put together some notes for the Council in regards to what was said and how it corresponds with goal 5 which is what they are going with. On May 10th they are having another meeting, he didn't speak at this one so he should be able to speak at that meeting. Once it gets past the Planning Commission we will also have another opportunity to speak at the Board of County Commissioners.

Mayor Coey said if you don't respond to one of these meetings then you have no say later on down the road.

Councilor Buchmeier said responded to Ms. Hooker, she does not think she is above the law and her kids will tell you that, she sees herself as a representative of the City and their behavior reflects on her and the City.

Councilor Buchmeier responded to Robin and April, they are concerned about their businesses and the parking, which is why this hasn't been finalized yet. She does not want to fight against you, she wants to do what is best for everybody in the area, as a small business owner herself she gets it.

In regards to the air quality, dust particulates are different that smoke particulates.

Mayor Coey said we have asked that question before because of some of the lots in town that are not paved. As far as the air quality, that is something the State and the Commissioners will deal with. This is something we have very little say in, this is not our land and it is not in our jurisdiction, it is County Land. They have asked for a letter of support which we have not given yet, we are walking through this process just like all of you are. We have not decided to give a letter in support or not support.

Councilor Affa said he always appreciates citizen input, good or bad. He said he is unsure if Robin thinks the crosswalk is necessary, a good idea or a waste of money?

Robin said she thinks the crosswalk is an excellent idea, it just needs to be put where everyone can use it.

Mayor Coey said as far as the visitor's center we have not deciding anything, we are in discussions with the property owners to see if there is something we can work out. It has not been decided and it is not etched in stone, it may never happen.

Councilor Rowland said it is not a done deal, we aren't set in stone.

Celia Hilleman said she felt like it had already been decided.

Mayor Coey said there is no decision, the price is too high. This is a moot point, it's just a conversation that we are looking in to, it is a possibility and that is it.

Councilor Kinyon said she thinks the impression is that the crosswalk is going somewhere other than where it actually is going. The plan is for the crosswalk to go East of Robin's driveway, it would be in front of the empty lot. ODOT said we are required to put new sidewalks in.

Mayor Coey said another thing we have to remember is that backing out into a State Highway is illegal.

Louis wanted to make a point in clarification in regards to Robin's property, when the liquor store went in to that location a Conditional Use Permit was granted by the Planning Commission which dictated that there would be so many spots available for her retail customers and her employees. So, as far as Rick asking about the additional vehicles, that is the crux of the issue, the Conditional Use Permit does not allow for all of those spots to be filled. A Conditional Use Permit is an agreement by two parties and so all the City is asking is that she adhere to the agreement.

Mayor Coey said we have a technical meeting with ODOT tomorrow, this will be coming back, it is not settled. We will not be making any decisions tonight.

Chief Martin asked the two business owners if it is the crosswalk that concerns them or the sidewalk?

They said it is the sidewalk.

Chief Martin said even if the crosswalk doesn't go in eventually they are going to do a road project and there will be sidewalks on both sides.

Robin asked if her Conditional Use permit said she had to have so many spots then why did Rick say that along The Ridge, The Ridges customers could use that?

Louis said as we just stated, those are recommendations only and we cannot make you do that and we will not tell you to do that.

Robin said they are saying her trucks cannot be there, but it is ok for The Ridge customers to park there.

Councilor Buchmeier said there is a difference in the trucks parked there for long periods of time and people going in to get something to eat and leave. It is just sharing parking, it is up to her if she wants to share or not.

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

Pull 6.4 Alcohol permit waiver for Concerts in the Park, we did not get the documents from The Concerts in the Park. They will be fine in regards to the timeline.

Viki apologized, she said the person that has been in charge for the last five years is no longer in charge.

Councilor Kinyon asked if she could add discussion about the Budget Committee?

Louis said he asked Susan to do a summary, he would like for her to send it out to the Council and then it would appropriate to discuss it, that way we have the documentation from both and then a discussion at the next meeting would be appropriate.

Councilor Kinyon said she'd like to express her disappointment, Councilor Buchmeier did ask for that information and she feels like it should have been prepared for tonight.

Louis said that Susie does have her information with her so she can go ahead and read that.

Mayor Coey said they haven't seen Councilor Kinyon's information.

5.0 CONSENT AGENDA

Motion: Councilor Buchmeier moved to approve the consent agenda with the correction on page 7. Councilor Affa 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 – We did turn in a pre-application for the 2016 ODOT TGM Grant. Louis and Rick will be working on the actual grant, updating it to be turned in the first week of June.

Highway 58 Pedestrian Study/Highway 58 Crosswalk – As we already said, we have a meeting tomorrow with ODOT and then 2-3 weeks out we will schedule a meeting with the property owners to document their concerns and then the next step will be to bring it to Council. If the Council wants to have a meeting with the owners you will have to call a special meeting if you want more than four of you there.

Councilor Kinyon said the Council was supposed to be able to review the location options and provide input and she doesn't think they have had a meeting like that.

Louis said it has been discussed here and they have talked about locations, the last location he got from Council, wasn't by motion, but by consensus, was the location just east of the We B Video driveway. The Council can give input, when he talks to ODOT tomorrow he needs to be able to tell them something, if there is any other change other than that he needs to know.

Councilor Kinyon said she does not think the Council has discussed this, she thinks Louis has provided a lot of information to them in the last year. The City Engineer was supposed to have the 30% plans done by sometime in February last year, then it was March and he still hasn't presented to us the 30% plans.

Louis said yes he has presented the 30% plans and then you were presented with 75% plans. All of this stuff has been presented on a regular basis. All of this started in October of 2013, at that time Louis wrote a letter to ODOT asking them for money and that was from a real hard push from Councilor Biggerstaff and Mayor Shorey. They were the first ones at the table with ODOT asking for money. Shortly thereafter in March 2014 he was in email contact back and forth with ODOT and then at that point they started looking for a grant for the crosswalk. Towards the end of June we sent surveys out to the community in the water bills. Between July and August or September 2014 we sent individual letters to each business on Hwy 58, he also did a news release in June 2014. Since then there has been continuous updates to the

council on a regular basis. He plans on doing a timeline to put on our website and we will tie it into the DKS Study.

Empty Lot on Hwy 58- Tyco, LLC is willing to lease the property to the City and its partners for \$500 a month, they would not reduce the amount. We need more discussion with Council and partners. No decisions have been made.

Councilor Carl wanted to clarify that if Tyco, LLC came to the City tomorrow and presented a deal that you felt acceptable, you would still come to the council first before entering into an agreement, is that correct.

Louis said yes, absolutely, any major purchase, sale or lease has to come to the council.

Economic Development – This is ongoing, the key issue is trying to help our local businesses. We can refer them to LCOG or different organizations that can help with small business loans. We do have some expertise in town that can help people with business plans like OEDAC and UBRA. We have got to take care of our local businesses, it is important to him, we have to take care of our foundational businesses as well as any new ones.

ODOT Grant – Louis is back and forth with FHWA asking them for any exemption or exception so we can use the \$160,000 to build something out at Greenwaters without having to use contractors.

Councilor Rowland asked what he plans on building out there?

Louis said on the original plans they had a shelter where the old shelter was at Greenwaters Park, we would like to build another shelter and a fire pit.

The cameras are up and running for Flee the Fog, if you go to Weather Underground you can see it.

6.2 City Recorders Financial Report

Susan gave the City Council the Financial Report.

Councilor Carl asked Susan if there was a way that they could see the bank statement each month.

Susan said she would copy the summary page of the statement for the Council and attach it to the report.

Motion: Councilor Carl moved to accept the City Recorders Financial report as presented. Councilor Chitwood seconded the motion.

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

6.3 Presentation of Lane County Rural Prosperity Initiative

The Lane County Administrator Steve Mokrohisky said he wanted to thank the Mayor for his attendance and participation at a meeting they had Tuesday regarding air quality regulations with LRAPA.

They're goal here is not to say here is our plan for Economic Prosperity in your community, our goal is to say here is what we have heard from you. They want to provide support and advocacy. Oakridge is an example in Lane County that has had to rebuild its local economy, you have done an outstanding job in doing so.

There was a presentation and draft of the Lane County Rural Prosperity Initiative.

6.4 Alcohol permit waiver for Concerts in the Park

This was moved to the May 5, 2016 City Council Meeting because all of the paper work has not been submitted.

6.5 Request to camp at Little Texas for Inbound Wild Land Fire Training

Mayor Coey explained where this piece of property is located. It is by the trestle near Fish Hatchery Road.

Louis said he has contacted the Middle Fork Watershed on what is proper as far as taking out the invasive species and give us some guidance. The crews will thin out our property and remove the invasive species along Salmon Creek.

Motion: Councilor Carl moved that we allow Dillon Sanders of Inbound to use the area known as Little Texas for the purpose of Wildland Fire Training. With the understanding that his crews will provide the City with the In Kind contribution of removing invasive species along the Salmon Creek area and allow Louis to draft a formal agreement with Inbound. Councilor Affa seconded the motion.

Louis will draft a formal agreement with them.

Councilor Carl wanted to make sure Louis addresses sanitation in his formal agreement.

Louis said that is exactly why he is drawing the agreement up.

Councilor Buchmeier wanted to make sure this won't disrupt any events that are going to go on.

Louis said he will talk to Dillon and if there is a day that we have an event and he is sure they won't interfere.

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

6.6 Old Hazeldell Quarry Update

Louis said he did not have a lot to update, he wanted to present the process he will be going through before he presents the Council with additional information. He is looking at the Goal 5 criteria and then he will do a summary off of that and pass it on to the Council. He will also have an email to pass on, probably tomorrow regarding your concerns about the western face.

6.7 Keg & Cask TRT Funds request

Louis said what he would like to do at this time is to have Mr. Custer on his request for the TRT Funds because normally the TRT funds are broken out for specific areas.

Councilor Carl said Mr. Custer wrote a letter to the Council, he doesn't think we need to have him address us, the letter was complete and self-evident. The real discussion should be around if we want to make an exception, because that is what we are doing. Councilor Carl is not conflicted, he wants to vote for this but he is upset, because this is exactly what he was trying to talk about

Motion: Councilor Carl moved that we approve funds for the Keg and Cask Festival to be paid out of the TRT program to help offset the cost of advertising. Councilor Rowland seconded the motion.

Councilor Carl said he not upset with Mr. Custer, he is upset with the process because no funds were set back to cover things like this. There is at least three other worthwhile events that missed the deadline and they are going to be coming to us for money also. He is upset with the process that we used in allocating RTMP money at the outset, this is why he didn't want to do it that way and now here we are.

Mayor Coey said the process we have is good, maybe we need to re-evaluate, and maybe we can hold back \$5,000 for this contingency.

Councilor Rowland said that everybody knows when the deadline is, why should we give you money when you missed the deadline.

Mr. Custer said this is his 2nd year doing this and he was out of the country.

Susie said part of the reason for setting money aside was for new events that didn't know about the RTMP, the Side By Side would be one of those. That was the idea for having some of the TRT money left aside.

Councilor Kinyon asked Louis how much money we have available that is not committed to something?

Louis said we have \$7,000 that is not committed to something.

Councilor Kinyon said her suggestion is to ignore TRT and RTMP and consider the fact that Keg and Cask is a long running event that needs to be supported by the community. Part of their proceeds go the Food Bank, the Chamber, GOATS and UBRA, she doesn't know how much we should support, but we should support it someway. She does not like going against the rules that we have, the TRT and RTMP have distinct rules.

Councilor Buchmeier said she doesn't think we should accepting applications after the deadline, it is not our job to make sure events around town have money, and it is our job to give them money if they ask for it properly. This sets a really bad precedence for us, she doesn't have anything against George, but you have sat here and you've heard the talk about how we switch rules around and move money around to help people out and the good ole' boy that we have been trying to get out for so long.

Amended Motion: Councilor Carl moved to approve Mr. Custer's request for \$2500 from the TRT Fund. Councilor Rowland seconded the motion.

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

7.0 COMMUNITY SERVICES

7.1 Sale of Banner Park wall to Lion Mountain Bakery

Louis said Ms. Lamont wishes to purchase the wall and ask for a lot line adjustment. Louis said she could but she would have to pay for the lot line adjustment. Louis put \$10 on there, but the reality is it may have to be a little more because the City Attorney still has to draw up the sales agreement. It should be a reasonable amount, around \$200. Staff does not have an issue with selling her three feet of property, she had asked for five and the reason we have issue with five is because if we go with a straight linear five feet it includes the curb of the parking lot and we don't want to give up any of the parking lot property. She would have to connect a T off of her sewer line so when the City is ready to put in a bathroom in the future the sewer connection is already there.

Motion: Councilor Kinyon moved that we sell the Banner Park wall plus three feet to Jacqui Lamont for the proposed price of \$10.00 plus the attorney fees to be billed to Ms. Lamont and designate the first spot at Banner Park as ADA accessible giving the City Administrator the authorization to complete the sale. Councilor Rowland seconded the motion.

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

8.0 POLICE SERVICES

No report – time did not allow

9.0 EMERGENCY SERVICES

No report – time did not allow

10.0 REPORTS FROM BOARDS AND COMMITTEE

No reports – Time did not allow

Adjourn Meeting 9:24 P.M.

Respectfully submitted before the City Council May 5, 2016

Signed: _____
James Coey, Mayor

Signed: _____
Susan LaDuke, City Recorder