



January 19, 2017
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
Josh McMillin
Barry Taylor
Paul Forcum
Kathy Holston

Staff Present: Louis Gomez, City Administrator
Mike Hansen, 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

Don Sivard 76330 Rock Road – He bought a house on Rock Road, there are people walking around in the middle of the night, talking loud and causing a lot of ruff raff. No one is doing anything about this. He put all of his money into this place. He hears people say that the police don't show up and he hasn't heard anyone say anything nice about our police department.

Adjourn for Executive Session 7:05 P.M.

Executive Session: 192.660 (2) (f) to consider information or records that are exempt by law from public view. 192.660 (2) (h) to consult with counsel concerning the legal rights and duties of a public body with regards to current litigation or litigation likely to be filed.

Back in regular session 7:27 P.M.

3.0 MAYOR AND COUNCIL COMMENTS

Mayor Coey presented his State of the City Address, he did not write a speech this year, and instead he reported on the City Staff and Departments and their achievements and highlights for the year.

Mayor Coey apologized to Mr. Sivard for going into Executive Session before addressing his comments.

Councilor Rowland said she has been in and out of this town since 1964 and she has seen a big change. The police are called, but people don't want to sign complaints, if you don't sign a complaint form there is nothing they can do, their hands are tied. It makes her angry that people talk bad about our police department.

Councilor McMillin said you can buy security cameras

Mr. Sivard asked if we have such a surplus on money why are we so understaffed?

Mayor Coey said we are in the black, but it is not a lot of extra money. We have to keep some aside for unexpected expenses.

Councilor Holston thanked Mr. Sivard for bringing this to their attention, they are aware of what is going on but it's good to be reminded.

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

None

5.0 CONSENT AGENDA

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

J. Rowland (Aye), J. McMillin (Aye), P. Forcum (Aye), Mayor Coey (Aye), G. Carl (Aye), K. Holston (Aye), B. Taylor (Aye). Motion carried 7-0

ADMINISTRATIVE SERVICES

6.1 City Administrators Report

Capital Projects in Process/Complete:

Million Gallon Reservoir-Well-Transmission Lines- The surveyors went on the property today, they are actually surveying in the road that is going to be used to bring in the tank and any other equipment to construct that tank.

Highway 58 Crosswalk- Louis received an email from ODOT today and ODOT is willing to cover the cost of the project up to \$151,000.

Community Center- We have been trying to get a good date for the gathering. Upon discussion with the Mayor, one person contacting the potential Campaign Fundraising Leaders would work best. February 3, 2017 was set as a potential date for the gathering.

Economic Development and Sustainment:

Realtor of Record – The closing date for this is January 27, 2017.

Enterprise Zone – Mr. Tanner met with staff and completed all of the required enterprise zone documents.

Amtrak- Rob Eaton from AMTRAK, the City and other partners will be meeting in January 2017, to further discuss the AMTRAK stop. Meeting date pending.

In Process/Pending Grants:

DKS Study –Louis hopes to present the study to the newly seated council in January or February 2017 to establish next steps and community engagement.

We are working on some other grants not listed here.

The IFA intake form for grants and loans for our I and I project have been submitted. The application for funds is currently being completed by the City Engineer for submittal by the first week of February 2017.

Pending/Ongoing Administrative Tasks:

LTD- the Council voted to give LTD \$214,000 towards a bus, however gaining additional information that LTD is getting their own funding through CMAQ, the Mayor is going to go before their Board to see if they are willing to cover most of that \$214,000.

Franchise Agreement- the City submitted its draft of the new franchise agreement with Charter Communications. Our Attorney sent it back to them with our edits and we are just waiting for them to come back with an acceptance of the edits or not.

Ford Foundation Grant- Louis completed the Ford Foundation Grant that was submitted about a week ago.

Emerald Broadband- Rick has been doing some work to assist them in finding different locations for the placement of transmitters. They should be here sometime in February 2017.

Marijuana Facilities – The Planning Commission recommended potential changes to Ordinance 907 per direction of the council which regulates marijuana facilities within the City of Oakridge.

6.2 City Recorders Financial Report

Susan presented the financial report to the council. She explained to the new councilors what she handed out and what they are looking at.

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

J. Rowland (Aye), K. Holston (Aye), B. Taylor (Aye), P. Forcum (Aye), Mayor Coey (Aye), J. McMillin (Aye), G. Carl (Aye). Motion carried 7-0

6.2.1 Presentation of 2015/2016 Audit

Susan presented the 2015/2016 audit to the council. We have a non-qualified audit which is what we want. We don't have any material weaknesses, which is something that we don't want. We have tightened up our processes every year, we take the recommendations from our auditors.

Susan is really happy with this audit. We will be putting out an RFP for an auditor, it is best practice to do this every five years.

6.3 Resolution 01-2017 support of St. Vincent DePaul Acquiring WAC Gymnasium

Louis said this has been an ongoing discussion with St. Vincent DePaul in regards to the gymnasium, for at least the past two years. They want to know that the council supports them taking over the gym and remodeling it for the Social Services which include the food box, Womenspace, Sr. and Disabled Services and DHS, they're the primary ones. They want to know that the council is in support of Affordable Housing also, we have not committed any dirt.

Motion: Councilor Carl moved that we approve Resolution 01-2017 supporting the acquisition of the WAC Gymnasium by St. Vincent DePaul and supporting affordable housing. Councilor Rowland seconded the motion.

Councilor Carl said this seems a little loose to him, we are going to approve a Resolution to support St. Vincent DePaul acquiring the gymnasium and support affordable housing.

Mayor Coey said there is no transaction taking place, they just want to know that we as a council, are behind this.

Louis said if there is going to be any transactions that would be the next step down the road and we would complete any deeds, documents or agreements and that would be another vote from the council.

Councilor Carl said that what this says is, and maybe we need to reword it, is we are supporting St. Vincent DePaul to acquire the WAC Gymnasium and support affordable housing. When one acquires something to me that means that they are taking ownership.

Mayor Coey said it should say "supporting the acquisition", not the "acquisition in support" of housing, the support should be moved up in the motion.

Susie said what this is is an official letter of support, when they go out looking for funding to do this having a resolution saying our council is behind it, that we will let them do it if they find the funding, that is all this is.

Councilor Rowland said what she sees in this is they just want to make sure this isn't something that the City is doing on their own, it is something that the council knows about and supports.

It was decided to clean up the title on the resolution to say, The City of Oakridge Council supports the acquisition of the WAC Gymnasium by St. Vincent DePaul and supports affordable housing.

Louis said so you want the title to fit more with the motion.

That was correct.

J. McMillin (Aye), Mayor Coey (Aye), B. Taylor (Aye), P. Forcum (Aye), G. Carl (Aye), K. Holston (Aye), J. Rowland (Aye). Motion carried 7-0

6.4 Odor Ordinance Discussion

Rick said the City has received complaints in regards to the presence of marijuana odor. We typically get a lot of complaints around harvest time. People complain about the odor of skunks, but it is usually marijuana. This is not related to businesses who have to come forward for Conditional Use Permits, this is related to Measure 91 and the previous house Bill 3400. Measure 91 allows up to four plants for personal use regardless of location or zoning. House Bill 3400 allows six plants for growing of medical marijuana.

Louis said another issue we have is the Oregon Medical Marijuana Program is still intact, a person can have multiple patients and they can have so many plants per patient. Most of the complaints we get at city hall are for these types of grows. Most neighbors are good about it and work well with their neighbors, but we have some that don't and they have contentious relationships with their neighbors, this is when they would have to sign a complaint with the police department.

Councilor Holston said we are talking about the quality of life for our citizens. This would have to apply to all odors. She has a problem trying to legislate this, she is not in favor of doing this.

Councilor McMillin said he does remember reading in the Pendleton Paper that they were fining marijuana people \$500 a day for odor, then they started getting complaints about cigarette smoke, some people don't like the odor of tomato plants. By opening up this door the complaint process is going to be huge.

Councilor Carl said we have a guy in this town who has been slashing tires, thousands of dollars' worth of vandalism, spray painting and we know who it is and we can't take care of that and we are worried about plants smelling.

Councilor Taylor said they legalized it, what are you going to do, are you going to fine every other household.

Councilor Rowland said cigarettes are legal in federal law, but marijuana is not. She was in a restaurant tonight and some people came in and they reeked of marijuana and that invades her personal space in a restaurant.

Mayor Coey said if we were going to do something, then we would have to do something more specific than what this states here. It doesn't sound like we have a consensus of the council though.

Councilor Holston we don't necessarily have to pass an ordinance, perhaps there is some other way to talk about how we can help our citizens get along with one another. She knows this takes time too, but she doesn't want them to think we don't care.

Chief Martin said when he was first a police officer 21 years ago they did not go to neighbor calls where neighbor A hated neighbor B because they would go speak to each other, but now in the day of texting and social media they won't go talk to each other. They will call the police, city hall or the fire department and try to have them to talk to their neighbor. He was for this at first, but now as he thinks about it more, it is too general and we can't just pick on marijuana.

Councilor McMillin said he was thinking we can redirect the complaints to the State.

Louis said we already have nuisance odor ordinances on the books.

Councilor Holston said she would like to see that.

Louis said he will get a copy to the council either email or hard copy. We will bring this back to review at a later date.

Chief Martin said it reads "any premise which causes offensive odor or is an unsanitary condition"

Councilor Holston asked even though the ordinance we have now is vague, can you still sign a complaint based on the ordinance that we have now?

Louis said yes you can.

Councilor Holston said well there you go, if they can sign a complaint then do it and see what happens.

There was no consensus to continue on the odor ordinance.

7.0 COMMUNITY SERVICES

None

8.0 POLICE SERVICES

Chief Martin said Officer Baeuerlen graduates from the academy tomorrow, he should be back on street next week. Our reserve applicant just passed her background and we got her uniforms and he will bring her in here to get sworn in soon.

9.0 EMERGENCY SERVICES

Chief Hansen reported that they picked up the new ambulance on Monday. They hired a new Firefighter/paramedic and that person will start on 2/1/2017.

10.0 REPORTS FROM BOARDS AND COMMITTEE

Councilor Rowland said The Treeplanting Committee has got going and they have a meeting next Monday at 6:00 at the Pub. They will have meetings on the 2nd and 4th Mondays of each month. If you have any questions please call her.

Mayor Coey said they will be doing committee selections at the next meeting. Call or email the Mayor if there are any committees you want to be on. We will select a council president as well.

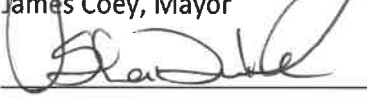
Adjourn meeting 8:52 P.M.

Respectfully submitted before the City Council February 2, 2017

Signed:


James Coey, Mayor

Signed:


Susan LaDuke, City Recorder