

November 2, 2006
City Council Regular Session
City Council Room
48318 E. First Street, Oakridge OR 97463
7:00 p.m.



MINUTES



1.0 CALL MEETING TO ORDER

Mayor Sue Bond called the meeting to order at 7:00 p.m.

Council Present: Sue Bond, Mayor
Carina Schorer
Don Hampton
Rayetta Clark
Criss Steiner
Amy Kordosky
Glenn Fortune

Staff Present: City Administrator Gordon Zimmerman
City Recorder Chantell Steiner
Police Chief Louis Gomez
Fire Chief Jerry Shorey

2.0 CITIZEN INPUT ON NON-AGENDA ITEMS

John Ryon, 47735 W 2nd Street, Oakridge: Mr. Ryon had several issues that pertained to possible violations of city ordinances on 2nd Street. He said that when he first purchased his home in the area it was very nice and well kept and in his opinion this has lapsed. He presented pictures for the Council to see the specific violations, which included tall hedges, motor homes and boats being parked in the streets and yards, and several other miscellaneous issues. He said that he had presented this information to Chief Gomez nearly six months ago and nothing has been done and no citations have been issued. He said he would like to know if he could review how many citations the Code Enforcement Officer made. He also mentioned that his neighbor has twelve cats and he is having a problem with them going to the bathroom in his yard. He said these cats are not fixed either and he is concerned at what will happen in the future with this problem.

Mayor Bond said the Council would work on the ordinance issues with the staff. She recommended that Mr. Ryon contact the Feline Assistance Network (FAN) about the cats not being fixed to see if they can assist.

Mr. Ryon said he would be happy to collect the cats and bring them to be impounded.

Gordon Zimmerman said the City does not impound cats and it is not against the ordinance to have twelve cats.

Police Chief Gomez clarified for Mr. Ryon that if he has attempted to inform the cat owner and asked them to remove the waste to no avail then he could sign to have a citation issued. He said the City has done this in the past for animal waste.

Mr. Ryon asked about the licenses required for cats.

Chief Gomez said cats are required to be registered not licensed.

Mayor Bond asked Mr. Ryon to attempt to make a formal complaint with his neighbor and if that does not work to come to the police department to file a report. She said the staff would report back to him on the ordinance issues as soon as possible.

Mr. Ryon gave his phone number of 782-2989 for contacting later.

3.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

6.1 Storm Water Definition

4.0 CONSENT AGENDA

- 4.1 Minutes of Regular Session of Oct. 5, 2006
- 4.2 Res. 21-2006 Fair Housing Resolution
- 4.3 Res. 22-2006 Budget Adjustments
- 4.4 LAMP Loan Request
- 4.5 Res. 23-2006 Acquisition of Property

Motion by G. Fortune and seconded by D. Hampton to approve the consent agenda. G. Fortune (Aye), R. Clark (Aye), C. Schorer (Aye), C. Steiner (Aye), A. Kordosky (Aye), D. Hampton (Aye), and Mayor Bond (Aye). Motion carried 7-0.

5.0 ADMINISTRATIVE SERVICES

5.1 Mt. Bike Oregon Greenwaters Park Request

Gordon said we have a request from owner Randy Dreiling of Oregon Adventures. He is requesting an alcohol permit for two Mt. Bike Oregon events at Greenwaters Park in July and August of 2007. Gordon said this was a successful single event last year. This year they are breaking it up into two events to minimize the amount of people in each single event with a limit of 350 people per event.

Councilor Clark asked Chief Gomez if there were any issues with this event last year.

Chief Gomez said there were no issues.

Councilor Fortune clarified that there would be only 350 people registered for each event.

Mr. Dreiling responded that that is correct due to the Forest Service regulations on how many people could be on the trails during an event. He said there would be only 300 biking participants and approximately 50 vendors at each event.

Motion by R. Clark and seconded by C. Schorer to approve the Oregon Adventures request to reserve Greenwaters Park for two Mt. Bike Oregon events July 25-30 and August 15-20, 2007. A. Kordosky (Aye), C. Steiner (Aye), D. Hampton (Aye), R. Clark (Aye), C. Schorer (Aye), Mayor Bond (Aye), and G. Fortune (Aye). Motion carried 7-0.

6.0 COMMUNITY SERVICES

6.1 Storm Water Definition

Gordon explained that since a discrepancy was found while investigating an account this week in the utility billing, some questions have been raised about the language of the Storm Water Ordinance that was passed in 2002 during Councilor Hampton's tenure as Mayor. He passed out a copy of the ordinance and a resolution to each of the Council members. He said Resolution 21-2002 states that the rate of \$1.53 is issued per "responsible person" per month. He then noted that the Ordinance 861, Item F, clarifies that the "responsible person" means the person with the right to occupy the property, and may include the occupant, tenant, owner, contract purchaser, or the agent of any of the foregoing. He asked the Council if when this ordinance was enacted, was it the direction of the Council to charge per meter or per living unit? He said this would make a difference in the situation of mobile home parks and apartments. He said this is not clear to him in the ordinance.

Councilor Clark said it is not clear.

Councilor Hampton said that he thinks that as it is written it will have to be read per meter because there is only one responsible person per meter.

Gordon said if that is how the Council wants it interpreted, then that is how staff will proceed.

Councilor Hampton said that does not mean he personally favors that, but that is how he reads it.

Gordon asked if the Council would like him to reword the Ordinance to reflect this more clearly.

Councilor Clark noted that these residents are paying for water at a commercial rate.

Gordon said that is correct and he would like the direction from the Council before changing how the accounts are billed.

Mayor Bond asked if the City Attorney has been consulted on this.

Gordon said it has not, although the staff has implemented by meter rather than responsible party. He further explained the different ways that some of the mobile home parks bill their individual residents. He also noted that one of the mobile home parks was using nearly double the water per unit in comparison to other single residents. There had been a leak in this situation and it was taken care of. When the City reviewed another account it found that it had never been billed for the water and only a portion of the sewer accounts. Because of these issues the staff reviewed the ordinance and needed clarification before billing this individual appropriately.

Councilor Schorer asked for clarification of a park paying only \$1.53 for storm water on each meter rather than each resident.

Gordon said that was correct. A park or apartment building could have 3 meters with many residents and they would only pay the \$1.53 per meter.

Mayor Bond asked how other cities handle this.

Gordon said if you look at Item C in the ordinance it clarifies charging based on square footage and it can be interpreted this way. The City currently just charges \$1.53 per meter regardless of the number of units in a building or park. He said most cities do it by residential unit.

Councilor Fortune asked why we do not use impervious surface as stated in Item C.

Gordon said it probably was done at a set rate because you would have to calculate rates, measure surfaces, and that would be more costly on staff and city time. He said with the new state rules of discharging clean water back into the rivers from our storm water it will cost the City a lot of money to implement and treat appropriately.

Councilor Fortune said if that is the case, then perhaps it needs to be looked at being charged per impervious surface. He said there are a lot more pollutants coming off of a parking lot owned by Ray's versus a residential home.

Gordon said he is absolutely correct.

Councilor Fortune then clarified that Ray's is only paying \$1.53 for storm water.

Gordon confirmed.

Councilor Clark asked how many times does an apartment like Ironwood Village pay for storm water?

Gordon said it would depend on how many meters are hooked up. He believes Ironwood has one meter per building and pays for three total.

Mayor Bond said it sounds to her like this needs to go before the Community Services Committee because Councilor Fortune makes a very good point. She said if the City is going to have to treat this water and pay for it, then the fees need to be reviewed to ensure that the costs will be covered. She asked Council if they agree with her decision.

Councilor Hampton said yes, he thinks the committee is a good place to deal with this.

Mayor Bond directed Councilor Hampton to work with the Community Services Committee on this matter.

7.0 POLICE SERVICES

Chief Gomez has a meeting with Larissa Worthington and Bobbi McMahon next week to establish policy for the cattery and any cooperative agreement with the Feline Assistance Network. He reported that he is still reviewing the animal ordinance for the Council and working on the hiring process for a new officer. He said he thought Fall Fun Night went very well and Councilor Hampton agreed. He said Shana Vibbert and Neil Ritz did a great job of coordinating the event this year. Chief Gomez reported that Laura Howery, the Code Enforcement Officer, has returned to work today and he believes all of the issues for Mr. Ryon can be resolved.

8.0 EMERGENCY SERVICES

Fire Chief Jerry Shorey reported a double fatal accident this week on the mountain and the REACH helicopter was used to transport some that were injured. There were several agencies involved in the incident that took nearly twelve hours and was handled very well. He said the department has been getting hit quite a bit lately with double and triple calls happening at once. The carpeting has been completed and the painting is nearly complete. Everything looks very nice and he is pleased with the process. He reported that the management team will be meeting on November 8th to review and discuss the Emergency Management Plan and the CERTS teams. A CERT team is a group of individuals that work together in small groups to respond to needs during a disaster. He reported that REACH was used again last Monday to find a missing person. He said they are becoming a notable resource for the City. He explained the procedure on how a callout would work with them and the timing that it takes to get someone to the location and back to a hospital. He said a Standard Operating Procedure (SOP) will be written for future use. Applications for enrollment with REACH are located at City Hall if anyone is interested in joining.

Councilor Fortune asked, "If REACH is cancelled while in route, who would pay?"

Chief Shorey said they would not bill for that. He said this is unusual for other life flight companies but REACH has a line item in their budget for cancelled calls.

Tim Whittaker, Firefighter/EMT, reported that the Fire Department staff had a good fire prevention week last week. He said they worked with kids from K-4th grade and will be returning to meet with the 1st grade kids that missed the event. He proudly reported that Oakridge came in as #1 for raising the most amount of money per firefighter with a total of \$3,200 for the Muscular Dystrophy Association.

9.0 REPORTS FROM BOARDS AND COMMITTEES

Councilor Fortune attended the final Region 2050 meeting. The people that adopted the process have agreed to go to the Lane Council of Governments (LCOG) if any issues arise. He said Carol has retired and will no longer be working with LCOG.

Councilor Hampton attended a telecommunications conference and brought back materials that he has passed onto Gordon for review. He said there are a couple of businesses that are interested in working on a wireless system for Oakridge. He said there was a lot of technical information covered. The fiber consortium folks are putting out a request for proposal because they are about \$100,000 in the hole. They are trying to get someone interested in using the fiber that they have. He thinks one company is looking into it. This could be an advantage to us if somebody takes over what PCI was unable to do.

Mayor Bond wondered what happened to the \$99,000 that was supposed to be given by the County.

Councilor Hampton said the City did not get any of that money.

Councilor Hampton attended another meeting last night with the Jim's Creek Stewardship Collaborative Group. This group is working on the restoration of several thousand acres of forestland up the Middle Fork. Their intent is to return it to its natural state of Oak Savanna rather than the Conifers that have overtaken the area. They are in the process of planning on how to proceed in the process. For example, an archeologist was present to decide what types of plants and such were there before the Conifers. He said the process would log the Conifers for the money to restore the area. He said Judy Hampton reported an economic justification for the logging. He said there are still plenty of people in our area with the knowledge and desire to work in the woods. Another thing he learned is that the forest service has started working on a plan to thin the forest, especially in urban interface areas. This could be another thing that local people could be doing for natural resource work.

Gordon said they did the assessment and they plan to take out 50 million board feet from the Huckleberry Flat area.

Councilor Hampton clarified twelve million board feet will be harvested out of the Jim's Creek area.

Gordon said generally the Willamette National Forest does 18 million board feet a year so we are talking about a substantial increase.

Mayor Bond said she had heard that this could create jobs for up to twenty years.

Gordon said that this is just the beginning.

Councilor Fortune asked where Jim's Creek is.

Councilor Hampton said it is up the Middle Fork by Coffee Pot and Buck Creeks. He said it is a huge area and only portions will be restored.

Councilor Fortune asked how do they determine what was in there so many years ago.

Councilor Hampton said he is not exactly sure but there are photos and history writings.

Mayor Bond said they have been working on this for several years now.

Gordon said they could review the age of the trees.

Councilor Hampton said another unique thing is that there are nineteen different tree species in that area. What he finds amazing is that there are pine trees on this side of the mountain and is part of the Oak Savanna area.

Mayor Bond attended a Housing Rehab meeting where they discussed the next target area for the Consortium would be Junction City. She reported that Oakridge/Westfir has 64 qualified applicants that will receive rehab projects from the recent \$350,000 that was awarded to Oakridge. These rehab projects will be starting as soon as next month although, the roof projects will likely start around May. She said it has come to the point that the Consortium is now funding one city per round. Oakridge was fortunate to receive the funds from Lowell that they were not able to use. She explained that Oakridge has been able to rotate about \$68,000 from the first grant and that needs to be loaned out again very soon for defederalization.

10.0 MAYOR AND COUNCIL COMMENTS

Councilor Hampton found out today that the Oakridge Elementary School does have the Lane Regional Air Protection Agency colored flags that were mentioned in a previous meeting. He said the only issue they have at this point is that they need a flagpole to put them on. They have a class and teacher that will change the flags as necessary but would like the City to assist in putting up a pole.

Gordon said he would take care of this request.

Councilor Fortune asked Gordon where are we on the Industrial Park certification.

Gordon said it is very close to being done. Right now they are determining some minor details on footage and a discrepancy. He said the Industrial Park will be divided into 29 parcels and each portion of the property can then be assessed and recorded. He said the Certification Book would then need to be updated. He is not sure how long this last part will take but he hopes the County will do that in a timely manner.

Mayor Bond asked Gordon to report on the meeting with the Oregon Department of Transportation (ODOT).

Gordon said the Council and the Planning Commission met with Larry Fox with OBEC and a representative from ODOT to review the process of the bridge work replacement at the east end of the Industrial Park. The bids should be going out around March and the project will take up to 18 months to complete with Fish Hatchery Road intersection on Highway 58 being relocated nearly 750 feet west. He has the drawings of how it should look if anyone wants to see them.

Councilor Clark asked where we are on the water project.

Gordon said the surveys are done, bids will be going out soon, and the revised phasing was done. Not much has changed since his last report except the engineering piece. He said the chlorine contact chamber is in the ground.

Mayor Bond asked where we are in the process of the new Library.

Gordon said we have the environmental review is occurring, the architect contract is being signed, and once that is complete, then the construction drawings can be done and the bid package can go out.

Mayor Bond said she would like to work on getting bricks for donations for the Mark Sundin Memorial plaza and would like to encourage council members to help if they can.

Gordon said the plaza will have a statue of a ten-year old boy in turnouts with a hose that honors Mark's passion for kids, firefighting, and Oakridge.

Mayor Bond mentioned that an ad hoc lighting/Sugar Plum committee to help advertise the Sugar Plum Festival and putting up lights in the community. The advertising will mention the Westfir Bridge Lighting and Oakridge's Tree Lighting Ceremony. This year the committee will be purchasing eight 6-foot snowflakes to line the highway. We have about \$500 right now and several others will be donating more to purchase these snowflakes for \$350 each. At some point, she would like to see them lining the highway all the way through town and would encourage businesses and residences to light the

city during the holidays. Lane Electric has generously offered to assist in putting up the lights.

11.0 EXECUTIVE SESSION: ORS 192.660 (2) (E) Property Negotiations and (D) Labor Negotiations

The Council convened into executive session under ORS 192.660 (2) (E) Property Negotiations and (D) Labor Negotiations at 8:00 p.m.

Executive session ended and Council reconvened in open session at 8:50 p.m.

Motion by G. Fortune and seconded by C. Schorer to have Gordon reject offers number one and two on the property negotiations. R. Clark (Aye), C. Schorer (Aye), Mayor Bond (Aye), A. Kordosky (Aye), D. Hampton (Aye), G. Fortune (Aye), and C. Steiner (Aye). Motion carried 7-0.

Motion by G. Fortune and seconded by R. Clark to reject the union offer for the insurance impact bargaining. A. Kordosky (Aye), D. Hampton (Aye), G. Fortune (Aye), C. Schorer (Aye), Mayor Bond (Aye), C. Steiner (Aye), and R. Clark (Aye). Motion carried 7-0.

ADJOURN

Mayor Bond adjourned the meeting at 8:57 p.m.

Respectfully submitted before the City Council November 16, 2006.

Signed: _____
S. Sue Bond, Mayor Date

Attest: _____
Chantell R. Steiner, City Recorder Date