

April 30, 2008
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

Council Present: Donald Hampton, Mayor
Rayetta Clark, Council President
Glenn Fortune
Randy Dreiling
Barbara Leary
Carina Schorer
Amy Kordosky

Staff Present: City Administrator Gordon Zimmerman
Pamela Hart, Finance Director/City Recorder
Police Chief Louis Gomez
Fire Chief Tim Demers

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

2.0 PUBLIC COMMENT

Jim Drew, 48405 Jasper Drive: I am a member of the American Legion and we have been kicking around the idea of setting up a memorial like the one in Springfield. I need to get a sense of the City Council whether they are in favor of a memorial. There are three issues to be considered. 1) Would the Council approve it? 2) Where would it be located? The Army is very strict and there is a lot of requirements from them on the specifications whether it be bolted to a slab, has concert base etc. 3) What can we put up? The item for display would come from the Oregon Museum, it doesn't have to be a cannon, it could be a jeep or who knows what. We would have to see what is available. We would do the research on what is available. Response to the first question is needed as If the council is not in favor of the memorial the last questions would be pointless. The memorial could go in the park, maybe in front of City Hall. We know it can't go in front of the Fire Station.

Schorer: This is a Veteran's Memorial? The response from Mr. Drew was, "Yes, it is a Veterans' Memorial.

Mayor Hampton stated that Mr. Drew should take his request to the Community Services meeting on May 6th, 4:30 at City Hall. This would be the place to start, because

these are the people who deal with park issues, etc. A plan should be presented to the committee with as much detail as possible.

Marvin True, 76414 Cherry Street: Sale of Property Good evening, like normal. I wanted to express myself a little bit about some concerns that you will be talking about tonight. One thing I want to make sure in my own behalf not other people in my community but my own is I am looking forward to business expanding in the community. I think it is essential; it is looking good to have it and I think it is showing that trend right here. A couple of concerns that I have is tonight you are going to be looking at Atherton asking for another extension. This is one year in the drags for this Atherton project. In this project you are going to have an amendment tonight also including another lot in sale of that. Then they are asking for the extension until August 7 of 2008. I think there should be a limitation to what the city is giving to get something. We keep giving and giving to this company but we have got nothing in return from the company but a bunch of promises. I believe that when you are looking at the sale of this property, my personal thing is that you shouldn't be selling this property. This community one of the things that this community could really use is a fairgrounds, you could have all your stuff that causes a lot of problems like your bands and orchestras and stuff in the parks. You could have at the fairgrounds like other cities do. You could do a lot of things at the fairgrounds that you can't do in the city parks. You are having alcohol in the city parks. You had it in the school grounds and the fairgrounds is something that is known to handle that not your city parks where the kids are and not in the school grounds. This is just something to consider. The other things to consider is that when you are looking at these people who are asking for this extension, I don't know about anyone and excuse if I am pointing, but I am in a sense of each one of you up in that Council should have done what a lot of people out in community has done and that is get on the web and check these companies out. You are going to be surprised at some of the negative things about this company that is not good and yet we are still pushing for that. I am not against the businesses coming in here we could use it, but I think that you owe it to yourself and the community to personally check it out and not rely on someone else to do that for you and taking their word.

Gary Carl, 76570 Walker Street: My name is Gary Carl and I came here tonight to thank Dan Rehwalt because I was here four or five months ago talking to or complaining about the train noise and he said he was on it, and the train noise has lessened so thank you, Dan. It has really been quite pleasant not to have the train whistle blowing at 3 o'clock in the morning. As we all know, that is a temporary situation as a result of the slide. Now the slide is good and bad as far as an economic mini boom in this community, but it has cost the railroad a lot of money. This is beside the point; what really has happened is it has giving us an opportunity to proceed with the effort of having Oakridge declared a quiet zone. So I am here tonight to ask, what is the status of that effort? The last time I asked if there was anything I could do to help, I was told to be patient. It has been five months and so I would like to know--what is the current status to have Oakridge declared a quiet zone and is there anything I can do to help?

3.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

Mayor: There is one addition to the agenda it will be 7.2.

4.0 CONSENT AGENDA

- 4.1 Minutes of Regular Session of April 17, 2008
- 4.2 Facilities Permit Request for Oakridge Nazarene Church

Mayor: Does anyone want to pull anything from the consent agenda? Does anyone want to make motion to approve the consent agenda?

Councilor Fortune moved to approve the consent agenda. Seconded by Councilor Clark.

A. Kordosky (Aye), B. Leary (Aye), R. Dreiling (Aye), R. Clark (Aye), C. Schorer (Aye), Mayor Hampton (Aye), G. Fortune (Aye). Motion carried 7-0.

5.0 ADMINISTRATIVE SERVICES

- 5.1 Enterprise Facilitation Day Proclamation
- 5.2 Second Reading Ord. 894 Library Exclusion Ordinance
- 5.3 First Reading Ord. 896 Establishing Measure 49 Procedures
- 5.4 Appoint Budget Committee Members
- 5.5 Atherton Property LLC Option Extension

5.1 Enterprise Facilitation Day Proclamation.

Mayor Hampton: once again. I bring this before you to see if there are any objections to me signing this proclamation which basically celebrates our second year of the UPBEAT program. If there is none, we will move to 5.2.

5.2 The Second Reading Ord. 894 Library Exclusion Ordinance.

Councilor Schorer moved to approve the second reading of Ordinance 894 to be read by title only. Seconded by Councilor Dreiling.

G. Fortune (Aye), R. Clark (Aye), C. Schorer (Aye), B. Leary (Aye), A. Kordosky (Aye), R. Dreiling (Aye), Mayor Hampton (Aye). Motion carried 7-0.

Councilor Schorer read Ord. 894 by title only. Ord. 894 a Library Exclusion Ordinance Policy.

Councilor Schorer moved to approve the second reading and adoption of Ordinance 894 establishing a Library-Exclusions Policy read by title only. Seconded by Councilor Clark.

A. Kordosky (Aye), B. Leary (Aye), R. Dreiling (Aye), R. Clark (Aye), C. Schorer (Aye), Mayor Hampton (Aye), G. Fortune (Aye). Motion carried 7-0.

5.3 First Reading Ordinance 896 Establishing Measure 49 Procedures.

Councilor Clark moved to approve the first reading of Ordinance 896 to be read by title only. Seconded by Councilor Leary.

R. Clark (Aye), C. Schorer (Aye), Mayor Hampton (Aye), A. Kordosky (Aye), R. Dreiling (Aye), G. Fortune (Aye), B. Leary (Aye). Motion carried 7-0.

Councilor Clark read Ordinance 896 by title only. Ordinance 896 An Ordinance Establishing a Procedure for Submitting and Arising under the Provisions of Oregon Revised Statutes 195.305 and 195.310 to 195.336 as Amended by Ballot Measure 49 Effective November 6, 2007 Repealing Ordinance 875 Establishing Procedures under Ballot Measure 37 and declaring an Emergence.

Councilor Clark moved to approve the first reading of Ordinance 896 establishing a procedure to handle Ballot Measure 49 claims against the City read by title only. Seconded by Councilor Leary.

Councilor Fortune: Do we know if we have any claims out there?

Mayor: We have none--this is a safety precaution. It is getting things arranged in advance in case we would have. If we didn't have this in place, then chaos would reign.

A. Kordosky (Aye), R. Dreiling (Aye), G. Fortune (Aye), C. Schorer (Aye), Mayor Hampton (Aye), B. Leary (Aye), R. Clark (Aye). Motion carried 7-0.

5.4 Appoint Budget Committee Members.

Councilor Fortune I move to appoint Jack Stillwell to Budget Committee. Seconded by Councilor Clark.

R. Clark (Aye), C. Schorer (Aye), Mayor Hampton (Aye), A. Kordosky (Aye), R. Dreiling (Aye), G. Fortune (Aye), B. Leary (Aye). Motion carried 7-0.

Councilor Fortune: Can people still apply for the Budget Committee?

Gordon Zimmerman: It closed last Thursday.

Councilor Schorer: But we still have vacancies.

Gordon Zimmerman: We still have vacant positions. The first budget meeting is May 12th, after the election of members tonight.

Mayor Hampton: We have a council meeting in between.

Gordon Zimmerman: No we don't.

Mayor Hampton: We don't?

Gordon Zimmerman: It's the 15th is the next council meeting. We made a good faith effort. We published the ad for two weeks. We can still proceed with 11 of the 14 positions.

Mayor Hampton: Any other discussion.

Councilor Schorer: I want to ask a question about the three vacant positions. I know the posting closed May 4th for the positions, does that mean if somebody still wanted to since there are still three of them, it's done till next year?

Gordon Zimmerman: You can appoint them anytime but since there is no council meeting between now and the first budget meeting committee there is no time. If there is a second committee meeting you could appoint them at the next meeting but they would miss out on the first meeting.

5.5 Atherton Property LLC Option Extension

Gordon Zimmerman: They are still doing due diligence and they are requesting more time. This is exactly the same property that we started with; there is no additional property.

Mayor Hampton: A motion is in order or we do not have an extension.

Councilor Fortune moved to approve the new Addendum to Conditional Real Property Sale between the City of Oakridge and Atherton Property LLC. Seconded by Councilor Dreiling.

Councilor Clark: Is this going to be one more, I mean it seems like every time we get close they ask for another extension. There comes a time when you are going to have to say it is either do or die.

Gordon Zimmerman: Yes, they are still interested. They are doing due diligence. Talking about doing some tweaking in response to Mr. True; their business model doesn't include leasing the property, so they are hoping to purchase the one lot now and the other one later. They are businessmen and they are looking at the bottom line here. If we don't extend, they may come back and they may not--at least we have a commitment from them.

Mayor Hampton: One of the delays is our fault, not theirs.

Councilor Dreiling: It is funny some people say look, look, look harder and then when we decide to take longer and look hard, we get called on that, too. And that's all we're doing. People ask us to be fair and look at them and that is all we are doing. Part of it is our mistake, last February and that was our mistake--the City's mistake, not theirs. Let's take a little responsibility on that; we didn't get them what they needed on time.

Councilor Clark: I guess my question is do you think this will be the final extension?

Mayor Hampton: Well that's just kind of up to the Council.

Councilor Clark: That's true, but I guess what my question is there finally going to be some finality to it.

Gordon Zimmerman: This extension is reflective of what they have asked for.

Mayor Hampton: I would say too, since their first interest in this and now there has been quite a change in the national economy. That may be a factor in this delay as well.

Councilor Schorer: We need to sell it.

C. Schorer (Aye), Mayor Hampton (Aye), B. Leary (Aye), R. Dreiling (Aye), G. Fortune (Aye), R. Clark (Nay), A. Kordosky (Aye). Motion carried 6-1.

6.0 COMMUNITY SERVICES

6.1 Second Reading Ord. 895 Creating Parks, Trees, and Trails Board

Mayor Hampton: Before we get started there is a typo on page 26, I am not sure it affects anything. It is in the second motion, Trials instead of Trails.

Councilor Fortune moved to approve the second reading of Ordinance 895 to be read by title only. Seconded by Councilor Leary.

R. Dreiling (Aye), G. Fortune (Aye), R. Clark (Aye), Mayor Hampton (Aye), B. Leary (Aye), A. Kordosky (Aye), C. Schorer (Aye). Motion carried 7-0.

Councilor Fortune: Ordinance 895, an Ordinance establishing an Oakridge Parks, Trails, and Tree Board and describing its powers and duties.

Councilor Fortune moved to approve the second reading of Ordinance 895 a Parks, Trails and Tree Board by title only. Seconded by Councilor Kordosky.

Mayor Hampton (Aye), A. Kordosky (Aye), R. Dreiling (Aye), G. Fortune (Aye), R. Clark (Aye), C. Schorer (Aye), B. Leary (Aye). Motion carried 7-0.

7.0 POLICE SERVICES

- 7.1 Res. 10-2008 Purchase of Police Vehicles
- 7.2 Surplus Listed Vehicles

7.1 Resolution 10-2008 Purchase of Police Vehicles.

Gordon Zimmerman: At the last council meeting the council directed us to use the contingency monies to purchase the vehicles.

Councilor Clark moved to approve Res. 10-2008 for the purpose of purchasing two used vehicles from Auto Additions. Seconded by Councilor Kordosky.

G. Fortune (Aye), R. Clark (Aye), C. Schorer (Aye), R. Dreiling (Aye), A. Kordosky (Aye), B. Leary (Aye), Mayor Hampton (Aye). Motion carried 7-0.

7.2 Surplus Listed Vehicles

Gordon Zimmerman: The purpose is to decrease our fleet and get rid of the older vehicles and use the money to funds to repair the transmission of another vehicle at another time.

Councilor Fortune: Mr. Mayor, I move to authorize the Chief of Police to surplus the four listed vehicles. Motion seconded by Councilor Clark.

Mayor Hampton: I have a question about the pickup. Is this the one that has the animal control stuff on it?

Chief Gomez: No, this is unit 10--the old yellow one.

G. Fortune (Aye), R. Clark (Aye), C. Schorer (Aye), B. Leary (Aye), A. Kordosky (Aye), R. Dreiling (Aye), Mayor Hampton (Aye). Motion carried 7-0.

Mayor Hampton: Anything else from Police services?

Chief Gomez: Just any thoughts, council review, public safety committee regarding the Tazer Policy. I just need to know if everyone is okay with it or if it needs some tweaking before approval.

8.0 EMERGENCY SERVICES

Chief Demers: No additions

Mayor Hampton: Is the fire truck ready for Tree Planting Parade?

Chief Demers: Yes

Mayor Hampton: How many riders are we going to have?

Council had a discussing regarding where they could ride and how many.

Mayor Hampton: So it looks like we can have a maximum of four people.

9.0 REPORTS FROM BOARDS AND COMMITTEES

Administration: Councilor Clark: No meeting. The next meeting is Monday, May 19th at 10:30 am.

Mayor Hampton: Could you give us a status report on the quiet zone?

Councilor Clark: We are working on it. We are still waiting to get the number count from Diamond Traffic.

Mayor Hampton: One reason for delay was the traffic counter got destroyed.

Councilor Clark: No, the snow plow ripped up the tube connected to the counter, so we had to start all over again.

Mayor Hampton: The meeting is May 19th right here if you would like to come.

Councilor Fortune: How long is the count going on, 30 days?

Councilor Clark: It will be 30 days.

Gordon Zimmerman: When that information is given along with the Beech Street crossing and Mr. Rehwalt has to give us the contact information. Then it can be sent in.

Councilor Fortune: So is the count done?

Gordon Zimmerman. The count is not done.

Councilor Clark: The count is not done; they have to redo it. They started it and then we got more snow.

Gordon Zimmerman: Again, we have asked Diamond Traffic to do this at no cost and we are at the mercy of their schedule. It is kind of hard to pressure somebody who is doing this for free.

Chief Gomez: I saw them setting up the counters Monday or Tuesday.

Gordon Zimmerman: Even if the count was done today, the process takes years for the approval because of the Federal bureaucracy.

Councilor Clark: I talked to the gentleman who was at the Chamber of Commerce meeting and he said that the steps we are taking are the appropriate ones needed, but it just takes a long time.

Gordon Zimmerman: We are working with the State Department of Transportation who also has to have an opportunity to review it. It is not a process you can send a letter and have it done today. We are working the process. There was an article this morning that said Fort Worth just had six crossings declared and it took five years.

Chamber of Commerce: Councilor Dreiling: Meeting on Monday, the P.R. person for the UP came to speak. He cannot give a definite time frame for when the slide will be cleaned up, but the project is moving along. He did not want to commit to a specific date due to the crazy weather.

Community Service: Councilor Fortune: We are going to have a meeting May 6, 4:30 pm at City Hall regarding street lighting and the veterans' memorial.

Fire Advisory Board/Hazeldell: Councilor Fortune: No meeting.

(LCOG) Lane Council of Governments Board: Mayor Hampton: Doom and gloom meeting. I put the report in mailboxes for upcoming budget cuts for the county based on its \$47 million dollar loss in Secure Rural Schools money. What usually appears on the TV news is stuff like the jail, and what got more air time than that was the closing of the animal control department. Personally, I am more concerned with other things like the Human Services, because I think there are going to be impacts there that are not immediately visible. They are talking about reductions to the Methadone Treatment Program, Sex Offender Treatment Program and several other things that is bound to have an impact. And what that impact will be, I am not sure; but it is not going to be positive. Since we do have some veterans here tonight, the County will be cutting a half-time veterans position which is going to result in an 11% reduction in benefits for vets. And all of this is a result of the loss Secure Rural Schools money. There was a question about what happens if Congress finally gets around authorizing this expenditure, and the answer is they are not going to rehire the people they are going to lay off; their intent is to just pay down debt. The reductions that you see on the second page here will happen regardless of any additional money allocated by Congress.

(LRAPA) Lane Regional Air Pollution Authority: Councilor Fortune: No report.

Lane Regional Housing Rehabilitation: Councilor Clark: No meeting.

Library Board: Councilor Clark: Next meeting May 12 at 5:00 p.m.; hopefully it will be less than an hour.

OEDAC: Councilor Fortune: No meeting. We are going to have a meeting Thursday at 9:00 am.

Mayor Hampton: Is that posted?

Gordon Zimmerman: No.

Mayor Hampton: I would highly recommend not having that meeting.

Public Safety: Councilor Fortune: We had our first regular monthly meeting tonight. The first report was from the ambulance replacement. Our newest vehicle is 10 years old. There is a grant that may have some money. A new ambulance costs between \$100,000 and \$120,000. So this is something that we need to look at budgeting if we wish for a replacement ambulance. The Chief has said that the maintenance cost has not been too bad, although they have had to replace transmissions, which is one of the more costly items. Call volume has been consistent as far as emergency calls, and usually a call results in a second call at the same time. This has had a huge impact on overtime budget. The Police Department has a \$236,000 communications upgrade commitment through the Department of Commerce. They signed the papers to upgrade the Police radios through the grant that was provided through Homeland Security. We discussed the street parking ordinance and bike lane parking. We need to work on the ordinance regarding parking on the street and involving bike lane and defining vehicles.

Regional Fiber Consortium: Mayor Hampton: No meeting.

Team Oakridge: Mayor Hampton: No meeting.

Trails Committee: Councilor Dreiling: Nothing to report at this time.

Tree Planting Committee: Councilor Kordosky: Good turn out for Mason Williams concert, Alicia Aguilar was crowned Queen. Most of the stuff is happening this weekend. The talent show is on Thursday. Sunday is the Community Picnic and all are invited. The Other Brothers Band donated by Vivian Erickson will be playing for about three hours, and the planting of the trees will be at 2:00 pm. The Dinner Theatre is Saturday, Sunday, and Monday evening. We have gotten a couple of new banners and every year we will be purchasing more so that we can make Tree Planting a bigger event. So if anybody has any ideas or suggesting how past tree planting events went, let me know.

Mayor Hampton: We will have a wrap-up meeting, but we are not sure when that will be but maybe by the end of this meeting we will know.

Councilor Schorer: Is the parade on Saturday?

Councilor Clark: There are flyers all over town that have all the events.

Mayor Hampton: The folks in the front office have agreed to sell buttons.

UPBEAT: Mayor Hampton: Second Year Celebration is this Friday.

Watershed Council: Mayor Hampton: They are going to be the agency ultimately in charge in the plan for the tree planting at Greenwaters Park. The staff has done the ordering of the plants and ultimately through a OWEB grant--through the Oregon Water Enhancement Board--that is how the plants are going to be paid for. So in addition to getting free plants, we also got free professional help in decisions as to what plants would be appropriate and where they would be appropriate. On May 4th at 2:00 pm you'll get a chance to see that in action.

Councilor Fortune: Will there be somebody up there supervising the planting?

Mayor Hampton: Yes, the last thing I heard was there could be up to 47 elementary school students helping with the planting. They are from the sixth grade classes and are known as the Watershed Rangers, using the curriculum the Watershed created for this area.

10.0 MAYOR AND COUNCIL COMMENTS

Carina Schorer: I just have one comment I would like to make about the memorial being proposed; it sounds like a great idea.

Amy Kordosky: Thank you for coming to the meeting and not yelling at us.

Mayor Hampton: I would like to discuss the starting time of the budget meeting. I don't like these meetings starting during the dinner hour. If you start it during the dinner hour then you might feel some obligation to feed people. I see nothing wrong with that. However, if you have people attending the budget meeting, then you have people having to sit and watch you eat. My preference is to start at 7:00 pm--at least the first one at 7:00 pm.--which would be just an introduction to the budget and public comments. I think the committee needs time to examine the budget between that meeting and the next one. I say that because pretty much in every other budget meeting I am a part of that is what happens. You don't try and cover the budget in the first meeting. The budget is presented, the budget message is given and then the people get to take thing and examine it and maybe ask questions in between that meeting and next meeting. It is up to you to tell me whether 6:00 or 7:00 pm.

Councilor Dreiling: It is already posted.

Mayor Hampton: All we have to do is post it 24 hours before the meeting.

Councilor Fortune: Are the budget documents prepared and available?

Gordon Zimmerman: Yes. You have to put a public posting in the paper three weeks before the meeting.

Mayor Hampton: Has it been published at 6:00 pm?

Gordon Zimmerman: Yes.

Mayor Hampton: Then they are going to have to stay at 6:00 pm.

A discussion was held regarding the distribution of the budget books and the ability to be prepared for the first meeting. The Mayor discussed his preferences for the progression of the

meeting and expectations. The changes in contingency were of concerned as well as other significant changes which should be explained. The conclusion of the discussion ended with the meeting be slated for May 12th at 6:00 p.m.

11.0 EXECUTIVE SESSION UNDER ORS 192.660 (2) d LABOR NEGOTIATIONS

ADJOURNED at 8:15 pm.

Respectfully submitted before the City Council May 15th, 2008

Signed: _____
Donald E. Hampton, Mayor Date

Signed: _____
Pamela S. Hart, City Recorder Date