



February 3, 2011
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: Don Hampton, Mayor
Gerald Shorey, Council President
Daniel Barclay
Ernest Baszler
Rayetta Clark
Amy Kordosky
Glenn Fortune

Staff Present: Gordon Zimmerman, City Administrator
Tim Demers, Fire Chief
Louis Gomez, Police Chief
Kevin Urban, Community Services Director
Ruthann Plumlee, Finance Director/City Recorder

Mayor Hampton called the meeting to order at 7:00 p.m. The Pledge of Allegiance was said.

2.0 PUBLIC COMMENT –

Jeff Smith - 48441 E. Meadow Way - He talked about the Oakridge Visitor Readiness Report, which can be viewed at <http://lanecounty.org/Departments/CAO/EconomicDevelopment/Pages/rtmp.aspx> and click on Oakridge, which was created in 2009 and was designed to provide a checklist of 83 actions to enhance tourism. He commented that many of the recommendations are being implemented by Oakridge. He thanked the City for making all these things happen to promote and enhance tourism in the area.

Jim Coey - PO Box 122. - He said he had returned to Oakridge after being away for five years and said the new Oakridge Brochure that just came out is done in a very professional manner and is a great way to advertise the area and Oakridge itself. He said to keep up the good work.

James Affa - 76340 Garden Road. - He had a handout for the Council. A copy is attached to these minutes.

Robert Baker - 76326 Klohn Road - Commented on a speech given by Larry Phipps at the last Council meeting. He told the Council they need to provide oversight to the City Administrator and become involved in the operations of the City.

Kirk Troute - 76489 Walnut Street - Mayor Hampton said he would have him speak during the consideration for his permit discussion.

Henrietta De Jonge - 76140 Odle Lane - She asked the City Council to deny the permit for the Just Us Festival due to excessive noise.

Billie Wheeler - 48581 E. 1st Street. - She asked that the permit for the Just Us Festival be denied due to excessive noise.

3.0 MAYOR AND COUNCIL COMMENTS –

Motion: Councilor Shorey moved to have a Town Hall meeting. Councilor Baszler seconded the motion.

The Council discussed the best time, place, and rules for having a meeting. They decided on March 9th for the first meeting. The meeting will be held at the Oakridge High School Auditorium from 6:30 p.m. to 9:30 p.m. with Councilor Shorey acting as facilitator.

E. Baszler (Aye), D. Barclay (Aye), A. Kordosky (Aye), R. Clark (Aye), Mayor Hampton (Aye), G. Fortune (Aye), G. Shorey (Aye). Motion carried 7-0.

Councilor Barclay said he voted on the City Administrator's contract, not on Gordon Zimmerman's contract. He said he made an unemotional logical decision and to do that he had to de-personalize his feelings about the wording in the contract.

Councilor Kordosky said that the school will lose one quarter of its employees due to the budget shortfall. She said she was confirmed by America's Got Talent to audition on February 19th.

Mayor Hampton asked Gordon about the Oregon Business Magazine and a small business. Gordon said in the April issue of Oregon Business Magazine George and Sayre Custer's "Gnome in the Woods" will be honored as the Oregon Small Business of the Year by the Oregon Banker's Association.

Mayor Hampton said tourism brochures have been mentioned this evening. He encourages business owners and employees to take some and help promote Oakridge and the surrounding area, as the residents of the area are the best advertisement.

He said the Council expressed interest in having a second Council Retreat and asked for suggestions from the Council. They decided on March 1st at Greenwaters Park at 6:00 p.m. It will be a potluck event for dinner.

Councilor Kordosky said that HUB will have a meeting February 28th at 5:30 p.m. at the School District Office and a representative from ODOT will be there.

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

Agenda items 6.2 Local Government Law Group and 6.3 City Administrator Contract were added.

5.0 CONSENT AGENDA

5.1 Minutes of Regular Meeting January 20, 2011

Councilor Clark said on page eight of the packet, the section in the minutes under Reports from Boards and Committees the Chamber of Commerce topic should read Gordon “gave” a speech, and the meeting time for the Kiwanis is 7:00 a.m., not p.m.

Motion: Councilor Fortune moved to approve the consent agenda with the above corrections. Councilor Clark seconded the motion. G. Shorey (Aye), E. Baszler (Aye), Mayor Hampton (Aye), G. Fortune (Aye), R. Clark (Aye), D. Barclay (Aye), A. Kordosky (Aye). Motion carried 7-0.

6.0 ADMINISTRATIVE SERVICES

6.1 Just Us Festival Facility/Noise Permit

Kirk Troute said this is the fifth year of the festival and there have some been problems in prior events with alcohol. He said trying to control the inflow of people is hard as there are no restrictions on entrance points to the park. He said this year he is going to have a committee to help with all areas instead of one person coordinating it all.

Mayor Hampton asked if he could accomplish the four conditions outlined in the staff report for his event. Mr. Troute said yes, he could meet all those conditions.

Councilor Baszler asked how the noise level is checked. Mr. Troute said they have a decibel meter and they check it at the entrance to the park and across the highway. Mayor Hampton asked Police Chief Gomez if the Police Department has a meter also and do they check the noise level? Chief Gomez said they have a meter and they check the decibel level when they get a complaint about excessive noise.

Mayor Hampton suggested that the Police Department be the ones to check the decibel level, as they were getting two different versions, one from residents across from Greenwaters Park and one from the event promoter. Chief Gomez said there were a couple times that the decibel level went above the limit but that it was turned down when the performers were asked to do so.

Mayor Hampton asked Mr. Troute if he is non-profit and how much of the money taken in is used for expenses from the event. Mr. Troute said all the money goes to the charity picked for the event. Mayor Hampton said a box on the application was not checked for if they are going to charge admission or not. Kirk said he forgot to check that one as he was unsure if donations would be charged or not.

Councilor Kordosky asked if the bands performing were informed about the noise level limit. Mr. Troute said the mixer board was in control of the sound level.

Councilor Baszler recognized Henri DeJonge. She said the music was over the noise level and she has made complaints to the Police Department.

Councilor Baszler recognized Don Hadley. Hadley asked if there was a way to turn the speakers so they were pointing towards the river and not at houses.

Councilor Shorey said 80 decibels is an acceptable level according to OSHA. He said the problem is the length of time for the sustained level of noise.

Gordon said the 80 decibel level is at 500 feet. He said if Kirk has his decibel meter at the stage and the level is at 80 db, there should not be a problem with the noise level for the residents

nearby.

Motion: Councilor Baszler moved to approve the Facilities Permit for the Just Us Festival to be held August 6 and 7 in Greenwaters Park at the Siuslaw Amphitheater with the conditions outlined above. Councilor Kordosky seconded the motion. A. Kordosky (Aye), Mayor Hampton (Aye), D. Barclay (Aye), G. Shorey (Aye), G. Fortune (Aye), E. Baszler (Aye), R. Clark (Aye). The motion carried 7-0.

6.2 Local Government Law Group

Gordon explained that the State Legislature has made changes to the Oregon Public Contracting Code. The law group will help the City with the necessary paperwork and processes to make the updates and changes at a discounted cost.

6.3 City Administrator Contract

Motion: Councilor Shorey moved for reconsideration of the vote on the City Administrator's contract renewal. Councilor Baszler seconded the motion.

Councilor Shorey read from Robert's Rules of Order the section which described the rules for calling for reconsideration. He said he found errors in the contract.

Councilor Baszler said his reason for reconsideration is due to the audit issue.

Councilor Barclay had concerns at the January 20th Council meeting and voted nay. He said some wording in the contract needs to be corrected. He has to take the personal out of the contract when voting and to look at actual performance.

Mayor Hampton said first, to clarify; the contract is between a person and the Council. The Council doesn't have an agreement for the position; it involves a person filling the position. He said the second thing was he was going to present the annual performance evaluation to Councilor Barclay when he had the time to look at it, but they never got to that point.

Councilor Shorey said he believes it is a flawed contract and it's not a personal thing. He said the contract has things in it that contradict each other in dates. There are a number of things in the contract that are inappropriate.

Councilor Kordosky said the timing of the contract in the timelines for renewing, severance pay, and date of acceptance need to be looked at.

Motion: D. Barclay (Aye), G. Fortune (Nay), R. Clark (Nay), G. Shorey (Aye), E. Baszler (Aye), A. Kordosky (Aye), Mayor Hampton (Aye). Motion carried 5-2.

Gordon suggested that the Council needs to wait on any further action as they are now dealing with an approved and signed contract. He suggested contacting the City attorney to see what the legal options are.

Mayor Hampton said he will contact the City Attorney and talk to him. He said when he gets the results, he will let the Council know.

Councilor Shorey asked that when the opinion of the attorney comes in, could get a copy in

writing? Mayor Hampton said it will be in letter form and he will see that all Councilors get a copy, though he reminded everyone it will be a confidential document and is not subject to public document rules.

7.0 COMMUNITY SERVICES

7.1 Army Corps of Engineers Permit

Motion: Councilor Clark moved to approve the permit for the Army Corps of Engineers for entry to the levee for its reconstruction in close proximity to the Fish Hatchery and to authorize the City Administrator to sign the permit. Councilor Shorey seconded the motion.

Gordon said this is outside the City limits, but in an agreement and a resolution from 1958, the City has taken responsibility of that section of the levee. There will be a rewriting of the agreement with the Corps of Engineers taking responsibility for the levee in that area.

Gordon passed out photos of the repair work on one section of the levee by the well fields. He said the repair cost is coming out of City funds but they will be working on getting help with reimbursement from state and federal agencies.

R. Clark (Aye), G. Shorey (Aye), G. Fortune (Aye), A. Kordosky (Aye), D. Barclay (Aye), Mayor Hampton (Aye), E. Baszler (Nay). Motion carried 6-1.

8.0 POLICE SERVICES

Chief Gomez said they have had three officers in Cottage Grove for two days of narcotics interdiction training, which involves what cues to look for during traffic stops that might indicate drug trafficking activity. He is also working on other narcotics projects.

9.0 EMERGENCY SERVICES

Chief Demers said currently the Fire Department is working on annual training. This takes about two months to accomplish.

10.0 REPORTS FROM BOARDS AND COMMITTEES

Administration – cancelled meeting.

Community Services – meeting Monday.

Public Safety – meeting 26th of January. The Dead Mountain project will result in the City owning the tower and buildings once the project is complete. Chief Gomez said ground breaking will start hopefully in May and they need to be done by August. Councilor Shorey said the Justice Court will be gone in July. They are still working the budget for the City to take over and have a Municipal Court. The new jail lighting is done and looks good. Surveillance cameras are in place. The cattery will have a work party to finish up the details left over. More discussion on the speed cameras is still necessary.

LCOG – meeting in May.

Chamber of Commerce – no meeting.

Watershed Council – had board meeting. Routine items.

LRAPA – last meeting a new chairman and vice-chair were elected. Sally Marcos visited the Mayor at his home and talked about the Wood Stove Replacement program. She needs a volunteer to help process the applications for replacement. They have enough money for another 100 wood stove replacements that needs to be spent by November.

Trails - meeting on February 7th at 6:30 p.m.

Tree Planting - chose a logo. There will be three princesses. The calendar will be finalized next meeting. Publicity and pictures will start at a reduced cost. The event begins the weekend of April 28, 2011.

Library – no meeting.

OEDAC – had meeting January 25th at Manning's. The MERIT committee wants to expand current medical facility. HUB working with ODOT in regard to hanging baskets and banners. Safe Routes to School committee is working on making the routes safer for children with crosswalks and other items.

Team Oakridge – two-step process for expansion of Team Oakridge. The community website will list volunteer groups; their mission, contact information and links to their own website if available. The community calendar will be available for scheduling community events to try to avoid conflicts with other events.

Regional Fiber – call-in meeting. Elected Executive Committee, which remains the same. Straightened out some budget items.

Parks, Trails and Trees – meeting Thursday February 10th at 6:00 p.m.

A.C.T. - Mayor Hampton said that at the next meeting the bylaws will be reviewed, officers selected, and the standing committee selected. They will advertise for dedicated positions for the remaining 21-35 members. They are looking at four-month timeline.

Councilor Kordosky said the School Board meeting is Wednesday.

ADJOURNMENT: The Council adjourned at 9:13 p.m.

Respectfully submitted before the City Council February 17, 2011.

Signed: _____
Donald E. Hampton, Mayor

Signed: _____
Ruthann Plumlee, City Recorder