



November 3, 2011
City Council Regular Session
Oakridge School District Board Room
47997 W. 1st Street
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
Ruthann Plumlee, City Recorder/Finance Director

Mayor Hampton called the meeting to order at 7:00 p.m. He made an announcement that there were no public restroom facilities at this meeting place. The Pledge of Allegiance was said.

2.0 PUBLIC COMMENT

Gene Hilleman - 47800 Short Street - said he thought the Library Grant was put to bed. He saw in the DME flyer that it has gone out to bid. He wants to know how the City can afford to do this. He wanted to know how it was going to be staffed. He said the internet is more than satisfactory for people that want to read a book and there is also Kindle. He said he saw a grant for Salmon Creek Park also.

Herb Hilton - 76368 River Road - wanted to know about LRAPA and back yard burning. He said it states in the newsletter that you can burn in October, April, May and June until the 15th. He said his burn permit says he can burn October, March, April, and May. He wants to know who makes the rules for burning.

Dawn Kinyon - 47709 School Street - wanted to thank the Councilors who were at the October 20th meeting for making it a Town Hall meeting. She wants to know what process the City has in place to answer questions that are being asked during public comment. She asked if there was not one in place, to please make one and answer the questions being asked. She gave the rest of her time to Herb Hilton.

Herb Hilton - 76368 River Road - asked how much Oakridge has paid to LRAPA and for what?

John Ryon - 47735 W. 2nd Street - he asked Mr. Zimmerman if he was going to resign in December.

Sherry Klosterman - 48314 Hills Street - said one of her comments was for the City Recorder. She said that the handout at the October 6th Council meeting for the Council contained questions concerning the community gardens. It was not for the definitions of qualified opinion and disclaimer of opinion.

The City Recorder said that she was supposed to get a copy of everything that was handed out to the Council by the public and since she did not receive a copy of that handout, she had to guess what the contents were based on Ms. Klosterman's verbal public comment.

Ms. Klosterman said her comment tonight was concerning the community garden again. She said someone had brought in mulch to the garden and it was steaming over the weekend. She said she called the police department on Sunday and talked with Susan, a dispatcher. She asked for an officer to be sent to check on the pile. Ms. Klosterman said no one showed up and she was home for five hours after the call.

Terry Callahan - 76531 Bobbe Way - said that during the business portion of the October 6th Council meeting, Mr. Hadley raised his hand, was recognized, and made comments. He said there were other people with raised hands and they were not recognized. He asked if Mr. Hadley was getting preferential treatment. He also said that public comment speakers have a time limit, but during Councilor comment time, there is no time limit. He asked why there could not be a time limit on Councilor comments as well.

Jess Henryes - 47737 Portal Drive - said he wanted to urge the Council to fast track the forensic audit. He said time is running out. He said to spend \$20,000 to \$30,000 to find out where the City really is financially is negligible compared to the cost of the City's reputation and public trust.

3.0 MAYOR AND COUNCIL COMMENTS

Mayor Hampton said he will make more of an effort to answer questions and in regard to Mr. Henryes' comment, he will be adding 6.1, Forensic Auditor, to the agenda and they will be making a decision about that tonight.

Mayor Hampton said this is the worst venue for getting questions completely answered. The best venue would be calling a Councilor and making an appointment to sit down and discuss the concerns. He said LRAPA is the agency that works for the state's DEQ, who gets marching orders from the Federal EPA. The rules and regulations concerning air quality are made by the federal agencies. (After all the confusion, it was found there was a typo in the newsletter concerning the burning times).

Mayor Hampton addressed Ms. Klosterman's comment. He asked her if she received the reply to her handout from the October 6th Council meeting. She said she received some answers. Mayor Hampton said it was up to her to call him and say the answers were not complete or questions were unanswered. He said concerning the pile of mulch, it is normal for the mulch pile to steam as that is part of the mulching process and he does not believe that would start a fire. He said the Police Chief will look into whether the call was responded to or not.

Councilor Baszler said he read the newsletter saying leaves cannot be put in the street and that if the leaves clog a drain, the owner could be fined. He asked what residents were supposed to do with the

leaves. Gordon said residents could hold them until they could burn and that the City has never picked up leaves for residents. Gordon said they sweep the gutters but that people cannot sweep their leaves into the gutter or street for the street sweeper to pick up.

Councilor Barclay said in regard to Mr. Hilleman's comment, the park issue will be discussed during Community Services business. He told Ms. Kinyon that there is a phone number and email address for the Cascade Motel for contacting him. He would appreciate a couple of days to think about the question and give a thoughtful response, not a reactionary response. He gave apologies in advance to Mr. Callahan, as he knows he gets long winded sometimes; but that is because he is talking on behalf of 3000 people, while Mr. Callahan is talking on behalf of himself. He said he will try to keep things short.

Councilor Barclay said he is as frustrated as anyone else in the room. He said personnel have been reduced by 30% and some services have been eliminated. He said for this fiscal year, the City has spent in excess of \$34,000 on accountants and auditors. He said there was a list of twenty-seven discrepancies, but he does not know what those are. He said they should have some knowledge of what happened.

Councilor Fortune said in response to Mr. Hilton's question, Oakridge has paid LRAPA \$3,800 per year for membership--which is based on population. He said recreational burning rules were brought more into line with DEQ out of Salem during a LRAPA board meeting three or four years ago.

Councilor Shorey said in regard to the recreational burning rules, that this is quite recent. He said the City made rules concerning backyard burning because of people burning garbage and other things and calling it recreational. LRAPA has upgraded these rules and adopted them also. He told Mr. Callahan his point was well taken and he will try to not take much time. He asked the Mayor when the auditors come down again he would like the Council to have a face to face visit with them as well and have the City Administrator and forensic auditor present.

Councilor Clark said she received numerous calls in regard to a couple of Councilors that seemed to go on and on. She said one caller timed a Councilor for twenty-three minutes at one of the meetings. She thinks the Council should have their chance to speak but not be repetitious any more than they expect the public to be repetitious. She said they should make their point and move on.

Councilor Kordosky said she thought everything had been covered except the library.

Mayor Hampton said the library right now has a half-time librarian who is also a half-time clerk at City Hall. The rest of the library hours are filled by volunteers. He said if we didn't have volunteers, the library would be open 20 hours per week. With the volunteers we have the library is open 36 hours per week. Mayor Hampton said the new library would work the same way and maybe the new library would attract more volunteers and be open more.

Mr. Hilleman asked how the City could afford any money for the library. Gordon said the library grant is for \$800,000 and the City's contribution is \$10,000.

Mayor Hampton addressed Mr. Ryon's comment. He said no Councilor has any right to ask any employee if or when he/she were going to resign. He said he does not have the right to make any employee answer that kind of question.

Mr. Ryon continued to be disruptive. Mayor Hampton called for a recess and asked that Mr. Ryon be removed. Mr. Ryon voluntarily left the meeting room.

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

Mayor Hampton added 6.1 Forensic Audit

5.0 CONSENT AGENDA

- 5.1 Minutes of Regular Council Meeting of October 6, 2011**
- 5.2 Minutes of Regular Council Meeting of October 20, 2011**
- 5.3 Minutes of Special Session of October 21, 2011**
- 5.4 Minutes of Special Session of October 28, 2011**

Motion: Councilor Fortune moved to approve the Consent Agenda with the correction to October 6th meeting concerning Ms. Klosterman's handout to the Council. Councilor Shorey seconded the motion. G. Fortune (Aye), R. Clark (Aye), E. Baszler (Aye), G. Shorey (Aye), A. Kordosky (Aye), D. Barclay (Aye), Mayor Hampton (Aye). Motion carried 7-0.

6.0 ADMINISTRATIVE SERVICES

6.1 Forensic Audit

Councilor Shorey said they met with Acuity Group. The second forensic auditing firm, Forensic Financials, had to cancel due to an emergency meeting with clients. He could not reschedule a meeting for the next two weeks.

Mayor Hampton said the choices are to proceed without another interview, decide you don't want to hire the one firm you did interview, decide you do want to hire the firm you interviewed, and if you want to hire the one you interviewed, which option you want to hire them for. In an email the choices are; for \$2,500 send two years of bank statements and cancelled checks or for \$7,500 the most thorough or complete thing she could do for us.

Mayor Hampton said there are basically three choices. Get another interview lined up with Forensic Financials, hire Acuity Group for \$2,500, or hire Acuity Group for \$7,500.

Motion: Councilor Baszler moved to hire the forensic auditing firm, Acuity Group, for the \$7,500 cost option. Councilor Shorey seconded the motion.

Councilor Barclay said the option for \$2,500 gives you a cursory glance and at the end of that cursory glance of a two-year period, it should indicate if a full blown audit is necessary.

Mayor Hampton said his concern is time is of the essence, and he would like to see something as thorough as possible and get it over with.

Councilor Fortune said when they interviewed Acuity Group, Tiffany Couch indicated that she could determine, within one to two week's time, where the problem might be and where we need to proceed.

If there needs to be more in-depth work, the City can reconsider the contract. He said the option for full ahead might not be required.

Mayor Hampton said he is guessing that two years is not going to be enough.

Councilor Clark said she agreed. She said they need to go back to where the problem started. She said if they are going to spend the money, they need to get answers.

Councilor Shorey said this is a retainer. The auditor said they would spend up to the amount of the retainer and would not spend more without authorization.

Mayor Hampton said the auditor said they could keep the cost down by using staff people or volunteers to assist.

Councilor Barclay said that as the budget chair, James Affa would be a good candidate to help out with some of the grunt work while the forensic accountant is here.

Councilor Clark asked if they knew where the money was coming from to pay for this.

Mayor Hampton said they would probably find that out a week from today at the budget meeting.

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

7.0 COMMUNITY SERVICES

7.1 Public Hearing: Storm Water Master Plan

7.1.1 Staff Report

Gordon said the Council members had each received a copy of the Storm Water Master Plan. The plan gives an overview of what needs to be done in general to control the storm water runoff when it rains.

Mayor Hampton said the staff report says the motion is to just approve the plan--not approving any money for the plan tonight. Gordon said that is correct.

Mayor Hampton opened the public portion of the hearing at 7:50 p.m.

7.1.2 Statements in Favor - None.

7.1.3 Statements in Opposition

Sherry Klosterman asked if the Council could do a broad overview of what the plan is about.

Mayor Hampton said the Federal government said the City has to do something with the water runoff. The City's system right now does not meet Federal standards. The City has to prepare a plan to take care of water runoff so it will not put pollutants into the river when it runs off the hillside.

Sherry Klosterman asked, with the storm drains in the residential neighborhoods, is public works going to use the machinery to suck out debris from the drains?

Mayor Hampton said this is not related to that. This is dealing with the quality of the water. The City has to control the runoff water quality before it gets into the river.

Gordon said the plan divides the City up into 13 separate zones and examines the current storm water runoff capabilities the City has and makes recommendations on how to improve those and put in more so we can handle the events, which are classified by 25-year storms, 50-year storms, and 100-year storms. He said the plan also prioritizes the areas by priority; low, medium, and high. It gives the City the opportunity to address all the construction priorities over a 20-year period. This is an addition to the normal maintenance work the public works crews do, which means this would have to be contracted work.

Ms. Klosterman asked how much the public would have to pay for all this work to be done.

Gordon said if the plan is adopted the City would begin working toward getting grant money to help pay for it. There are two alternatives. One puts everything in pipes and one opens the ditches and filters the runoff in bio-swales. The first option's cost is \$5.175 million and the second option's cost is \$4.8 million. If the citizens paid for it all, and the cost was put on utility bills, it would cost each household \$14.30 dollars per month for the next 20 years. He said Obama is talking about infrastructure money becoming available and the City would go after that.

Mayor Hampton asked Ms. Klosterman if she wanted to keep her comments in the "Opposing" category. Ms. Klosterman said yes.

Robert Moe asked if this had been an ongoing thing for five years. He said are they going to go in and fix things that have already been done?

Councilor Shorey said the City does not have a plan. What the City has is a \$1.50 storm water charge on the water bill. Part of that money was to pay for the storm water master plan to meet the requirements from the state and federal government. He recommends that people stop by City Hall, there will be a copy of the plan on the front counter and one in the library, and look at the plan as it is well done and details the work needed for each zone.

Mayor Hampton said for clarity there are three things the City has to do. One deals with water quality and quantity, one deals with erosion control, and the other one deals with underground injection controls. He said at the end of underground injection controls it reads that the City should decommission and/or upgrade and register their existing UICs as soon as possible. Failure to do so may result in future sanctions or fines. He said the City really doesn't have a choice because the federal law is in place. It's how the City deals with this to get it done. He said it's like the air quality standards. The City met these and then they changed the standards. This is the same thing. The standards might change in 10 years and we will have to meet those, also.

Herb Hilton asked if the City and the Industrial Park were two separate plans. Gordon said one of the basins includes the Industrial Park.

Don Hadley said he spoke with Don Henderson, who is a local plumber and has been here since 1979, and Mr. Henderson said the runoff is a problem. Mr. Hadley asked to see documents from DEQ that say this is so bad and the fines and stuff the City is going to get. He said he is not happy about how much it's going to cost.

7.1.4 Statements in General

Dawn Kinyon said now that she has heard everything; she said she is in favor of moving forward with the plan.

Tom Copeland asked is there going to be major sump pumps or lift stations to move the water. He asked for a little better picture of what they are discussing.

Mayor Hampton said if water runs into the City from outside the City, they are responsible for taking care of the water before it gets to the rivers. He has asked LRAPA before about particulate matter in the air from fires outside the area, if they excluded those days from the measure and they said no; they count those days.

Councilor Fortune said there is exclusion for those days.

Mayor Hampton said it didn't sound like they used those.

Marvin True said to keep in mind this was not created by the Council; it was created by engineers that get paid big money to do this kind of stuff. He said it's not perfect. He said it's a plan, it's not a definite thing. He said the plan can be changed for different conditions in the future. He said this is mandatory from the Federal government, the City cannot say no.

James Affa said if they accept the plan, they have to pay for it. He said if the City doesn't get grants, it will come out of the citizens pockets. He asked how soon will the City have to pony up this money, or when do they have to start digging up the streets.

Gordon said they are adopting the plan; they have not set any kind of time frame or selection of which area is going to get done. We do know we have to decommission the underground chambers.

7.1.5 Close Public Hearing

Mayor Hampton closed then public portion of the hearing at 8:13 p.m.

7.1.6 Council Discussion

Councilor Shorey said he too has a concern with the timing. The plan has some prioritization from critical to not critical. That in itself is a start. He said they need to decide when to start the high priority and work down the list.

Mayor Hampton said he would like to see the work started on the ones they can get fined or sanctioned for. Then work on the other ones as they can afford them.

Councilor Shorey said the area Tom Copeland lives in is a high priority area. He said the City has priorities and they need to set which ones they are going to work on first.

Councilor Barclay asked what the function of the underground injection controls are.

Gordon said they are like a French drain. It's a hole filled with gravel, paved and a grate on top. The water goes in and disperses through the rock. The holes are filled up with silt and we can either go in and dig them up and clean them or cap them off and let the water run down the hill.

Councilor Barclay said because the actions suggested were to either decommission or register them. He said the plan says there are six existing UICs; of those six are any considered functional at this point.

Gordon said partially and the City would work with the engineer to determine what the best option is.

Councilor Barclay said the priority levels are based on age, condition, and repair. The medium priority stuff is one third of the cost of the low priority stuff. Does that mean there is less in mediocre condition?

Gordon said it is easier to remedy and is not as critical and the corrections are relatively easy to do. He said maybe it's not under a street or under a pathway off the right of way. He said it depends on the ability of the area to handle the water.

Councilor Barclay he understands they are adopting the plan, not spending any money at this point, with the runoff going into the rivers instead of the ground, that would lessen the volume going through the sewage plant.

Gordon said the more water you can carry to the river through your storm drain the less you have to treat at the sewer plant. But that is another \$2.2 million question versus this \$4.5 million one.

Councilor Shorey said the plan is well done. The second purpose of the plan is a requirement before the City can apply for any grants. He said grants may be out there and might be enough to get some of this done.

7.1.7 Motion Adopting Storm Water Master Plan

Motion: Councilor Fortune moved to adopt the Storm Water Master Plan. Councilor Clark seconded the motion. A. Kordosky (Aye), G. Shorey (Aye), D. Barclay (Aye), R. Clark (Aye), E. Baszler (Aye), Mayor Hampton (Aye), G. Fortune (Aye). Motion carried 7-0.

7.2 Approval of Park Signage

Motion: Councilor Clark moved to approve the signs recommended for our City parks. Councilor Fortune seconded the motion.

Councilor Shorey asked if the signs would prevent people from going into the parks or if there was going to be a barrier to prevent access. Gordon said there were not going to be barriers, but signs would allow the police to remove individuals in the park.

Mayor Hampton said they could be cited for trespassing.

Councilor Shorey said he understood the recommendation from the Parks board was to leave the gate open at Greenwaters Park.

Mayor Hampton said they could change their mind later if it didn't work out.

Councilor Barclay said the signage for Greenwaters Park, number three, should say alcohol by permit only; delete the word "of", and number 1 for the hours as the City has events that last all weekend, so 7:00 a.m. to 10:00 p.m. are not possible.

Mayor Hampton said that is a permit event.

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

7.3 Approval of Salmon Creek Park Expansion Contract

Councilor Baszler said this item should be tabled for now.

Mayor Hampton said action could be postponed on this item until the next Council meeting. He said he could also pull it for this meeting and put it on the next meeting agenda.

Councilor Kordosky asked if the match was a "soft" match, which was labor and some material.

Mayor Hampton said he didn't see where it said it was a 100% soft match so it would require some cash.

Councilor Barclay said this would not be resolved by the next meeting. He said this was done in good faith back in April, before the financial issues occurred. He said the financial picture has changed dramatically. He said we have sufficient park services while we have other areas that need work.

Mayor Hampton said he will put it on the November 17th Council meeting agenda for voting.

8.0 POLICE SERVICES

Chief Gomez said Fall Fun Night went very well. There were about 200-250 people. This is the 17th year of the event. Kiwanis and other community groups assisted in putting on the event and setting it up. He appreciates all the help from the partners in putting it on again.

Chief Gomez said Officer Ames received his certification for corrections. He said it's a good thing for the jail.

9.0 EMERGENCY SERVICES

Chief Demers said the rescue vehicle was back in service. A volunteer, Jim Stubblefield, was able to take the vehicle apart, put new rings in it, hone the cylinders, and get it back in service. The original estimate from Brattain to repair it was \$16,300 and the volunteer did it for less than \$500, which included \$200 for oil and antifreeze.

10.0 REPORTS FROM BOARDS AND COMMITTEES

Administration - met. Not much to discuss. Bid documents for the library go out November 10th. The holiday lighting for the City came up. The cost to do the lights is around \$2,000. The Council gets to decide where lights are going to be put up this year. Councilor Fortune said normally Public Works building, Siuslaw Amphitheater, caretakers' homes, City Hall, and the Fire Department were decorated.

Mayor Hampton said he would like to see City Hall lit and forget the rest of it.

Councilor Shorey said City Hall and the Fire Department.

Mayor Hampton said City Hall and the Fire Department could get lights this year.

Community Services - will meet November 14th at 11:00 a.m.

Public Safety – met October 26th at City Hall. The committee discussed the cattery. The sheetrock is being finished. Electrical and water is in. He said hopefully they will have cats in it before too much longer.

The Dead Mountain Radio Project is almost finished. A snow deflector shield which would deflect any falling ice off the tower is going to be constructed over the two 1,000 propane tanks. They are shooting for a December 1st completion.

The Request for Proposal for the dispatch was sent out. As of this date they have not received any responses.

They discussed entry level firefighter/paramedics. The cost for one is around \$75,000.

A new to Oakridge, 2007 police car is in the police parking lot. It was purchased from Wasco County. The old ambulance, a couple Crown Victorias, and the little Code Enforcement truck were surplused. The Code Enforcement truck was used as a trade for the paint job on the new police car.

Public Safety will meet again November 30th at Noon at City Hall.

LCOG - no report.

Chamber of Commerce – had a board meeting. Updating the website. Elections soon.

Watershed Council - hired a new education and outreach person who has already been here talking to the teachers about the Watershed Rangers Program.

LRAPA – no report. The local Advisory Committee had some suggestions for reducing particulate levels in the area. Councilor Fortune said the suggestions have not been formalized yet.

G.O.A.T.S. –meet Monday, November 14th at 6:30 p.m.

Tree Planting - trying to find someone to head the mini Olympics.

Library - meet November 8th at 5:00 p.m. at City Hall.

OEDAC - met and discussed some property negotiations for Industrial Park.

Team Oakridge O.W.L. - met November 2nd. The Community Calendar is ready to go. You can put events for your group and it will help keep conflicting events from happening.

Regional Fiber - no report.

Parks, Trails, & Trees - meet 2nd Thursday. Cancelled for November.

ACT - Councilor Fortune attended for the Mayor. He said the meeting concerned how the State was going to determine how to fund projects throughout the state priority wise and the total effect it will have on the whole picture. There was a toll road discussion. The I-5 Bridge from Portland to Vancouver will be a toll road. A meeting will be held next Wednesday, November 9th.

LEC - no report.

UBRA – the Annual Oakridge Christmas Tree Lighting Festival and parade will be held December 2nd; the Westfir Bridge Lighting Festival is December 3rd in Westfir. The Uptown Association is going to donate whatever volunteer manpower they can get together to help the City in putting up lights at City Hall and the Christmas tree.

HUB - Lane Electric is going to give a 21% savings on the December electric bill. She said the businesses on Highway 58 are going to try to put up more elaborate decorations.

Mayor Hampton asked Councilor Clark about the snowflakes. She said they are going to try to get more people to buy a snowflake and they are going to have a bulb-changing work party to replace burned out bulbs on the snowflakes.

Gordon said for clarification, they are snowflakes, not holiday flakes. They are put up around Thanksgiving and stay up through March, which is ski season, not holiday season. That is why the lights stay up so long.

Mayor Hampton recessed the regular meeting at 8:47 p.m. to go into Executive Session under ORS 192.660 (2) (e) Property Negotiations.

The Council reconvened under Regular Meeting at 8:57 p.m.

ADJOURNMENT: The Council adjourned at 8:57 p.m.

Respectfully submitted before the City Council November 17, 2011.

Signed: _____
Donald E. Hampton, Mayor

Signed: _____
Ruthann Plumlee, City Recorder