



May 2, 2013  
City Council Regular Session  
City Hall Council Chambers  
48318 E. 1<sup>st</sup> St.  
7:00 p.m.



# MINUTES

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## 1.0 CALL MEETING TO ORDER / PLEDGE OF ALLEGIANCE

Council Present: Gerald Shorey, Mayor  
Rayetta Clark, Council President  
Glenn Fortune  
Jim Coey (absent)  
Ernest Baszler  
Les Biggerstaff  
Christine Slaven

Staff Present: Louis Gomez, City Administrator  
Dale Scobert, Chief of Police (absent)  
Tim Whittaker, Interim Fire Chief (absent)  
Jackie Taylor, Assistant Planner / Public Works Secretary  
Susie LaDuke, Finance Director/City Recorder (absent)

## 2.0 PUBLIC COMMENT

Robin Kever Oakridge, Or – OLCC has paid over a million dollars to the City. No one from the City ever approached any business owners along the Highway about the Cascadia Design for Highway 58. What are the City of Oakridge and the City Council doing for new businesses? The City doesn't stop by and talk to business owners to see if they have concerns or questions.

James Affa, Garden Road Oakridge, Or – The police won't patrol when the City has a black out. Robin has been robbed several times.

Gene Hilleman – When is the last time we had another grocery store in this town since Rays has come in. He has heard Bi-Mart wanted to come here. Rays Market is robbing the people of this town.

Sandy Edds –Wants to invite everyone to come in and get a hair cut Saturday, all proceeds are going to the American Legion.

She believes the Strategic plan is going very strongly towards tourism and while she thinks tourism is a slice of the pie, she would like the Council to be aware that tourism is one of the most destructive industries to an area. When people go away from home they can be destructive. Councilor Coey said we are no longer an industrial society and she doesn't think it's the City's job to bring industry to this town and I don't think it's your job to bring any business to this town, what she does believe is that they

make it easier for businesses to come to town and they get out of the way of a new business so they can start their business and not worry about zoning codes and plans.

Gary Carl - The Council is doing a good job. If anyone missed the Bio Mass meeting they missed a good meeting.

### **3.0 MAYOR AND COUNCIL COMMENTS**

Councilor Biggerstaff asked if there are grants out there to help people like Robin Kever spruce up her business along Highway 58.

Louis said yes there are, the Mayor and Louis have been dealing with ODOT and other groups trying to outline what Highway 58 is going to look like. He will get back to Robin.

Robin Kever said what bothers her is that no one came and talked to any of the businesses on Highway 58.

Councilor Biggerstaff said we have a new Code Enforcement Officer and the looks of his neighborhood has improved about 50%. He is a volunteer that is trying to do his job.

Robin Kever said it makes her not want to improve and expand her store because she thinks she is going to have to jump through hoops to do it. The City needs to show more support for the businesses.

Councilor Baszler responded to Gene Hilleman's comment, he said Bi-Mart did want to come here but the former City Administrator stopped them.

Councilor Slaven said one of the things they always hear from citizens is how much they want the Highway 58 corridor to look better, they want the businesses and the streets to look better. The Council is trying to balance what they hear from citizens and what the business owners can and want to do.

Robin Kever said it should be any coat of paint and not a designated look; it should be the owner's choice.

Councilor Slaven said the owners choice has lead us to where we are now, you can see the problem.

Councilor Slaven said the Strategic plans is not focused towards tourism, it's focused more on infrastructure; how are we going to get our roads fixed, our water system updated, the Police Department. We are not putting all of our eggs in one basket.

Mayor Shorey said regarding the Cascadia Theme, this was started the year they built the Chevron Station; the Council decided that would be the theme for the Highway 58 corridor. Some of the businesses on Highway 58 do look shabby. Maybe it's time to educate the business owners along the Highway what the theme is. Some of the older buildings along the Highway should be bulldozed. He apologized for not coming down to talk to Robin; she is on his list that he is working down.

He is sad that the donut shop closed down, Chuck is very sick and he was struggling to keep it open. He tried to help promote the business.

Mayor Shorey has the name of the person that is in charge of Bi-Mart and he is going to call him and put the rumors to rest.

#### **4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA**

None

#### **5.0 CONSENT AGENDA**

**Motion:** Councilor Clark moved to approve the consent agenda with the recommended change. Councilor Baszler seconded the motion.

Mayor Shorey (Aye), E. Baszler (Aye), G. Fortune (Aye), R. Clark (Aye), L. Biggerstaff (Aye), C. Slaven (Aye). Motion carried 6-0.

#### **6.0 ADMINISTRATIVE SERVICES**

##### **6.1 City Administrators Report**

Louis said they are still waiting to have the auction for the Atherton property, that will happen in August.

Louis would like to have the first Budget Committee Meeting on May 14, 2013 at 6:00.

Louis said Robin is right, he has not made it down to talk to anyone yet; he is getting done with the budget so hopefully after that he will start getting out of the office.

##### **6.2 City Recorder-Finance Report**

Susan was absent; Louis gave her report and passed out the Financial Reports.

Louis reminded everyone that we are having a Community Meeting for the Strategic Plan next Thursday, May 9, 2013 at the High School Auditorium.

##### **6.3 Community Planning Workshop Presentation Riparian Zone**

Bob Parker the Director of the Community Planning Workshop for the University of Oregon. What he does is he engages students in community assistance projects throughout the state.

At some point the Council adopted a TMDL implementation plan, it addresses water quality obligations.

The Students introduced themselves and gave a brief presentation on the Impact of the Riparian Zone Ordinance to the community at large.

Nancy Gramlich from DEQ introduced herself; she is here to assist in the TMDL plan.

Casey, one of the students from the U of O; was here to give an overview of what they will be helping to facilitate through this process. They will be reviewing Oakridge's TMDL obligations to the Total

Maximum Daily Load plan that we adopted. They will review the objectives and outcomes specifically with the project they will be helping us with.

The students presented a slide show on the Riparian Zone Plan.

Alex, a student from the U of O talked about options for protecting the Riparian Corridor.

He explained the difference in the Safe Harbor approach and the Standard Process.

They want to reach out to the land owners first on how this is going to work.

Councilor Fortune asked what he is trying to say about how this is going to work?

Alex explained that there will be some permitted and prohibited activities in the area.

Existing developments would be grandfathered in.

Larry Phipps said he is going to challenge their hypothesis; our issue is not riparian vegetation, our issue is I and I infiltration. There is not one thing in their program that says we are here to help you fix your leaking sewer lines.

Councilor Biggerstaff asked what exactly the problem is that we are trying to correct and who is telling us that we need to fix it.

Nancy Gramlich from DEQ said that back in 2008 the DEQ issued a water quality clean up plan (TMDL) for the entire Willamette basin. It brought in all incorporated cities, and for each city they addressed the water quality through two ways; through the MPS permits and non point source component.

Mayor Shorey said he appreciates all of their work on this; he is still trying to get his head around why we need to be involved in it.

Councilor Fortune asked what is happening with the City that is affecting the temperature of the water.

Nancy Gramlich said there are two sources of temperature; one could be the waste water treatment plant and the lack of riparian vegetation to provide shade.

Councilor Fortune said he has been here for thirty some years and there has never been trees cut down along the river. He doesn't see how planting more vegetation is going to cool the water down. This thing with buffers has been going on since the 1950's.

Nancy Gramlich said the vegetation filters contaminants.

Mayor Shorey asked what the implications are for people living here if we don't do this.

Nancy Gramlich said she can provide some history on this plan. The plan was approved in January 2011; and in the plan it said we are going to adopt a riparian ordinance, the second role they provide is technical assistance to help cities implement the plan or get a compatible solution. She makes sure cities are making their reporting and performance requirements.

The students are not here to dictate to the city what they need to do; they are here to help the city figure out what we can do.

Councilor Slaven said we need to focus on two things here; one, we have to do this, it is DEQ rules and two, we have people here to assist us and we are thankful and happy to have them here and we will listen to what they have to bring to us. Our wastewater and stormwater problem will also be addressed; it is being addressed right now in our Strategic Planning.

Councilor Clark said we are not paying the students to be here.

Mayor Shorey said we need to find out if we even have a plan.

Louis said we do have a plan.

This is not just riparian; it deals with stormwater and waste water also.

Louis said the Planning Commission was invited to this meeting to get their input on this.

James Affa asked if the mercury in the water has to do with people throwing car batteries in the water. He hears that they want to take private property.

Nancy Gramlich said they are not here to take property; they are here to see what the city wants to do.

Larry Phipps said he has a Masters Degree in biology, no one has even mentioned the Hills Creek Reservoir, that is one of the biggest ecological disasters created by the Core of Engineers in this region. This river, before they built that dam was as pristine as the McKenzie. He really objects that we can't challenge the hypothesis of these students.

Bob Parker said it is not their hypothesis; this is a determination that was made by DEQ.

Larry Phipps said he is not against water quality. We need to take care of the I and I, and not have to deal with the restrictions of private property. For the Council to sit here and tell him not to speak he is going to get even with them, he has worked with the City for 15 years. As of tomorrow he is resigning as Chairman of the Planning Commission and from the Economic Development Committee.

Mayor Shorey said we don't have to agree with this, it is just a presentation. This is based on our water quality plan that he wasn't aware of.

Bob Parker explained what the students are here to do and how they are here to help us.

Mayor Shorey said the City already entered into this process in 2008, from what he is also seeing is the City already developed a plan that we are partially through.

Dustin Cox wanted to speak for the fishing fleet of the west coast; it is an obligation for anybody in the headwaters of a river to not pollute it. The City has done a lot to help; they cleaned up the Industrial

Park that had a lot of batteries and pollutants. Being a property owner; just being aware that throwing oil out 15 feet from the river is probably not a good idea.

Mayor Shorey thanked them for all of their hard work.

Gary Carl asked if the City could rescind on the plan and what would the consequences be for non compliance.

#### **6.4 Appoint RTMP/TRT Committee Members**

Mayor Shorey said we only had two hotel operators apply and no citizens.

Councilor Clark said we need a citizen at large. One of these two applicants can serve as a citizen at large.

**Motion:** Councilor Clark moved to appoint Gary Carl and Elizabeth Barclay to serve on the vacant TRT/RTMP Committee Hotelier seat; one will serve as citizen at large. Councilor Fortune seconded the motion.

L. Biggerstaff (Aye), Mayor Shorey (Aye), C. Slaven (Aye), G. Fortune (Aye), E. Baszler (Aye), R. Clark (Aye). Motion carried 6-0

Gary Carl disclosed that he will have to excuse himself from some of the activities of the committee because he applies for grants for his business.

Mayor Shorey said the only people that won't have a conflict of interest is the council. This is just an advisory committee; it still needs to be approved by the council.

### **7.0 COMMUNITY SERVICES**

#### **7.1 Bid Proposal for Well #6**

Louis had our City Engineer get us three bids for the well rehab; he would like to rehab the well before June 30, 2013.

**Motion:** Councilor Clark moved that we select the bid from Rainbow Pump Inc to rehabilitate Well #6. Councilor Baszler seconded the motion.

R. Clark (Aye), Mayor Shorey (Aye), E. Baszler (Aye), L. Biggerstaff (Nay), C. Slaven (Aye), G. Fortune (Aye). Motion carried 5-1.

#### **7.2 Proposal for Fruit Orchard near WAC Ball Field**

Louis said he would like this to be for discussion only tonight. He needs to review the zoning ordinance and he needs to look at a couple sections before we go any further.

Councilor Slaven said Ms. Iverson seems very motivated and she is looking for grants and funding and just basically wants to know that she has the city's support.

Councilor Clark said she'd like to see the agreement before they vote on this.

Louis said he will have something drafted.

## **8.0 POLICE SERVICES**

None

## **9.0 EMERGENCY SERVICES**

Louis sent out the ad for the Fire Chief position. The closing date is May 31, 2013.

### **\*\*\*Old Business**

#### **Bio Mass Meeting at OES (Update)**

Mayor Shorey gave an update on the meeting he attended at OES. We need to have a feasibility study done. We have the raw materials; there is no question about that, the Forest Service burns up to 6,000 tons of bio mass each year; that could be used to make pellets. It won't employ a lot of people at first but it is a start.

Gary Carl said if all that they talked about was making pellets he wouldn't be excited at all, but the central pieces of their proposal is to maximize the bio mass.

Louis said the information at the meeting was viable and realistic and to the point.

**ADJOURNMENT:** The Council adjourned at 8:52 p.m.

Respectfully submitted before the City Council May 16, 2013

Signed: \_\_\_\_\_  
Jerry Shorey, Mayor

Signed: \_\_\_\_\_  
Susan LaDuke, City Recorder