



October 16, 2014
City Council Regular Session
Willamette Activity Center- Room 8
47674 School Street
7:00 p.m.



MINUTES

1.0 CALL MEETING TO ORDER / PLEDGE OF ALLEGIANCE

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

Staff Present: Louis Gomez, City Administrator
Albert Alcalde, Fire Chief
Jackie Taylor, Assistant Planner / Public Works Secretary
Susie LaDuke, Finance Director/City Recorder
Kevin Martin, Acting Police Chief (absent)

2.0 PUBLIC COMMENT

Louis introduced Rick Zylstra to the Council.

Rick is a student with the U of O and LCC; he is hoping to do an internship with the City of Oakridge creating an interactive map that can be used on the Oakridge website. He intends to have different layers from business industrial to tourism and it can grow from there.

Louis said another layer they have discussed is possibly a historical layer.

Rick said that can be put on there pretty easily. He intends on visiting all of the businesses in town and he is open to ideas.

3.0 MAYOR AND COUNCIL COMMENTS

None

4.0 ADDITIONS, CORRECTIONS, OR ADJUSTMENTS TO THE AGENDA

6.5 Approval of OLCC license application for the General Store

Approve minutes from City Council Special Session

5.0 CONSENT AGENDA

Motion: Councilor Coey moved to approve the consent agenda October 2, 2014 meeting and the minutes from the September 29, 2014 Special Session. Councilor Fortune seconded the motion.

C. Slaven (Aye), G. Fortune (Aye), J. Coey (Aye), Mayor Shorey (Aye). Motion carried 4-0

6.0 ADMINISTRATIVE SERVICES

6.1 City Administrators Report

Most of the State has been anticipating a court decision in regards to the City of Cave Junction; they had sought a declaratory judgment from the State of Oregon regarding the Oregon Medical Marijuana Act. There were two questions asked; did the law as written actually preempt cities rights related to regulation of dispensaries and did the Federal Controlled Substances Act preempt the State Law? Because it went through a Circuit Court the decision is binding to any city in that county, it is not binding to us because we are in Lane County, however, it does set precedence. The Circuit Court ruled that the Medical Marijuana Act did not preempt a cities right to regulate or even ban dispensaries. The Court stated that because of this finding they did not address the issue of preemption by the Federal Controlled Substances Act.

Louis asked Sarah Altemus to report on their meeting on Tuesday.

On Tuesday Sarah and Louis met with Fertilab, a bio tech incubator out of Eugene, they came up and toured the industrial park. They consider themselves an incubator for all of Lane County not just Eugene. They have a bio tech lab on the premises but they also incubate entrepreneurship startups, they wanted to show them that we have space available and it's a reasonable price, they are not to the point yet where they need a satellite facility themselves but, they do have 12 businesses on hand and 50 members.

Mayor Shorey attended the Mayors roundtable, they talked about something that he wasn't aware of; The Southern Willamette Economic Corporation. This is something new that just started; the Mayor of Springfield is on the Board and Sid Leiken is the Representative for the group. The Mayor for Creswell said Commissioner Leiken came out and presented the program to them and answered questions.

Louis asked if the Council would like Commissioner Leiken to come and present to them.

The Council said they would like that.

Empty Lot on Hwy 58 – Louis and George Custer met with those folks, they asked if there are any incentives that the City or County could give them to assist them in their business that they want to bring in. Louis is researching that right now.

Orchid Health – They talked about getting them fiber, when Louis got the grant document from LCOG the amount jumped from \$20,000 to \$37,500 to get fiber to that side of the highway. The probability of

getting that grant is pretty slim because of the amount; however, he did his best to write as strong of a justification as to why we should get that money, so we should here something in a month or so.

Councilor Fortune asked why the price almost doubled?

Louis said it was mostly engineering costs and permits from ODOT to cross the highway.

Louis said he told them he doesn't want it for just one business, he wants to be able to have the other businesses hook up also.

Mayor Shorey asked about the cost for the businesses to be able to hook up to this, is there a cost share?

Louis said at the last meeting the council agreed on 10%. The more he talked to folks he knows that this is a community investment.

Mayor Shorey said we have fiber uptown, the schools, the library and city hall are all hooked up.

Councilor Fortune asked if they hooked the medical clinics up in other communities for nothing?

Louis said he doesn't know about other communities but, here they laid the cable for Five Rivers where they could hook up, any of the clinics that were open got cable to connect. That was the original intent, as he understands it from Milo.

Councilor Slaven asked if there was any way we can get Westfir in on this, they have horrible internet there.

Louis did ask Milo about that but, he hasn't got back to him yet.

Mayor Shorey said they have fiber over there already they just have to fire it up.

LTD – It has been confirmed that they will come talk to the Council on November 20, 2014; it will be about a 45 minute presentation.

The County should be here on the November 6th or December 4th to talk about the County wide vehicle registration discussion.

He spoke with UBRA about the log bicycle racks so they are going to get together with Chuck and survey different locations. They will come to Council for approval of the locations.

In regards to the letter to DMV about the determination of not being able to take drivers tests in Oakridge, he did get a letter out to the director of the administrator of the DMV in Salem and he CC'd the manager in Springfield so he didn't catch her off guard. He did receive an email from him the same day. Louis should have something to bring to the next meeting about this.

Mayor Shorey asked where is our course. If it's too easy he'd like to see it.

Louis said he asked questions like what research did they do to be able to say our course was too easy? Did they check to see if Oakridge had more traffic accidents or driving violations? What did they use as a measure to be able to say that?

Louis said his point is that this community is paying tax dollars for this and we are only getting one day a week and smaller communities in the state are getting five days a week and their courses are easier than ours, he doesn't see the fairness in this.

Mayor Shorey said the reality is they never wanted to be up here in the first place, they don't like to be up here and the people who work here don't like to be here.

Louis said a few months back the council was ok with the City partnering with Steve Saxon and Doug Bergner on redoing the north end of Ash Street. We will have to form a mini LID and he just recently got all of the documents for that. He will have to get a signed document from both home owners saying they do want to participate in the LID and then he has to bring a resolution to the Council saying they are ok with doing the LID with these people. The Public Hearing has to go in the paper twice and so by December 4th he will be able to bring the final public hearing so they can actually do it.

6.2 Finance Report by City Recorder

Susan gave the Financial Report the Council.

Susan explained the disbursement of the settlement agreement.

The \$50,000 from the fourth paramedic fund has been moved out, that fund will be zero and the same on the equipment reserve fund, the beginning fund balance of \$15,796 is brought forward, that fund will also be zeroed out; these were part of the settlement agreement.

Louis said one thing Susan did not mention is that this has put us into about a \$32,000 to \$34,000 deficit in the EMS fund. Any beginning fund balance that he thought we would have as extra for contingency and those kinds of things in the General Fund, the probability is that he will be asking the Council to do a transfer in the next four to five months once we see where the EMS fund is at, he projects a \$130,000 beginning fund balance for the General Fund, due to the staff pinching down. We will have a beginning fund balance of \$185,000. We have gone backwards basically, so just be prepared, we are going to get tight trying to keep the EMS Fund afloat.

Leo Robb wanted everyone to know that Jim McKee was not a volunteer; he was in a paid position. He did this to us as a paid person, not as a volunteer member.

The Auditors will be here Monday and they have a meeting at 10:00 a.m. on Thursday.

Motion: Councilor Slaven moved to accept the Financial Reports as presented. Councilor Coey seconded the motion.

Mayor Shorey (Aye), C. Slaven (Aye), G. Fortune (Aye), J. Coey (Aye). Motion carried 4-0

6.3 Code of Conduct Discussion for Council, Committee Members and Staff

Louis stated that a number of us in this room sit on different committees, Council and Staff. As servant leaders of the community elected, selected or appointed it is our responsibility to always set a good example for our community. When you are acting at a Council meeting, for example, with Councilors you are acting within your scope of your duty. Once you are done with your meeting you are still a Councilor but, the powers you have when you are in this room don't walk out with you. Because you all vote as a group, the same thing with all of the committees that do business for the Council, we are trying to set some guidelines for all of us to follow. He is looking for thoughts, does he need to add anything or change anything?

Louis read the Code of Conduct.

Mayor Shorey asked if this is in compliance with our current code or replacing our current code?

We have never really had a specific code, we have had rules but, they are really narrow, we've never really had anything this comprehensive for the Council or Committees.

Councilor Slaven thinks this is really great and it will be really helpful for the boards and committees because everyone knows they need to be ethical but this spells it out a little more clearly what that entails.

Louis said if they are ok with this they can make it an official policy or you can make it by resolution.

They can discuss this further on Saturday at the Council Retreat.

6.4 County Wide Vehicle Registration Discussion

Louis said he is bringing this to Council as a discussion item and the reason is County Representatives have asked to attend either our November 6, 2014 or December 4, 2014 meeting to present their thoughts on why they believe this should be passed. They will also be asking for an endorsement from the Council.

Mayor Shorey said they discussed this at the Mayors roundtable yesterday; they had Commissioner Pat Farr presenting pretty much what is in your council packets. The proposal is to raise money for the county through increased vehicle registration fees. There is only one other county in the State that does that and that is Multnomah County. He would encourage you to read it, it is kind of convoluted. Breaking it down the money is to be raised for bridges and roads. He doesn't know where the \$70.00 came from, the fee hasn't been set yet, what he said was more in the \$45.00 range for a two year fee.

Louis said what they are talking about is charging \$35.00 for each year of the two that is where they get the \$70.00. That is a lot of cash for a lot of people.

Councilor Slaven it doesn't make sense that motor homes and big trucks are exempt, they do the most the damage to the roads.

Louis said the question is would they accept a lower amount. Hopefully Saturday the Council can come up with some more questions and Louis can get them to the governmental affairs guy before they come here.

6.5 Approval of OLCC License for The General Store

Louis said Mr. Forbes and Ms. Meyers are the new proprietors of The Cascade General Store, they are asking to recommend approval of the OLCC License application for the sale of beer and wine.

Motion: Councilor Coey moved to approve the OLCC Liquor License application for The Cascade General Store. Councilor Fortune seconded the motion.

C. Slaven (Aye), J. Coey (Aye), G. Fortune (Aye), Mayor Shorey (Aye). Motion carried 4-0

7.0 COMMUNITY SERVICES

None

8.0 POLICE SERVICES

None – Chief Martin was out of town.

9.0 EMERGENCY SERVICES

Chief Alcalde wanted to recognize Louis for National Boss' Day for what he does for the City and the passion that he shows.

This is national fire prevention week, in 1871 there were two major fires during this week, the Great Chicago Fire and the same day was the Peshtigo Fire in Wisconsin, it is because of those two fires that we commemorate Fire Prevention Week. Smoke detectors these days are pretty high tech and can last up to ten years. If you have one that doesn't have that you can call the fire department and they can install one for you.

Their open house is at the Fire Station this year, it is this Sunday from 12:00 p.m. – 3:00 p.m.

They had a downed power line on the highway last night, the good thing is the fire department arrived quickly and got the roads shut down. Lane Electric showed up pretty quickly, they got the power off and the lines off of the street.

10.0 REPORTS FROM BOARDS AND COMMITTEES

GOATS – A group of people are going to an advanced trail building class. They are restarting the Dead Mtn- Flat Creek project that connects the two tie ends. That should be done this year and then they plan to have a grand opening and kick off.

They are starting their planning for their next projects that will start next week.

They are having their volunteer party on November 1st at the Circle Bar Golf Club.

Library Board – They have their new board members in place. They are still looking to do a roof over the patio. They have their projector and black out curtains installed so they are set up to do any kind of movie or presentation.

The new Coordinator, Sheri Cameron, is working on getting more volunteers and she is not having a great deal of luck. If you are interested in volunteering at the library stop by.

Sarah Altemus reported on OEDAC – They are meeting with LRAPA at the end of the month. They are talking about the fact that we are not going to meet attainment by the end of 2014 which was the original plan. The repercussions that could happen are that the EPA could come in over LRAPA and over us and start their own sanction over the process and we'd like to avoid that. It does look like we can ask for a year extension, not sure what the process is but, we will learn more about that. LRAPA is very interested in helping Oakridge meet attainment.

Councilor Coey said our monitoring station is right here at the end of the parking lot which is a really bad location. We've got a gentleman over here that runs diesels all the time, why not put one at a more advantageous area like on the other side of the softball field and one up at the Industrial Park so that we can average out what the city generates. We should also put one down around Hampton to monitor what comes up to the valley.

ACT – They had a guy there from the Transportation Department talking about earthquake effects, essentially they said the people on the coast are toast, but he had a lot of data on this. The main/primary escape route is Highway 58. There are six bridges on Highway 58 that did not meet earthquake standards, there are now four. His question to them was about the railroad crossing down by Lowell, they just said they don't control the railroad. If you are interested in earthquake data you can go online and look up The State of Oregon Resiliency Plan.

ADJOURNMENT: Meeting adjourned at 8:45 P.M.

Respectfully submitted before the City Council November 6, 2014

Signed: _____
Jerry Shorey, Mayor

Signed: _____
Susan LaDuke, City Recorder