

**COTTAGE GROVE CITY COUNCIL MEETING  
MINUTES  
February 9, 2009**

**CALL TO ORDER**

Mayor Williams called the meeting to order at 7:30 p.m. in the Council Chambers at City Hall.

**ROLL CALL/FLAG SALUTE**

City Recorder Joan Hoehn called the roll. The following were

Present: Mayor Gary Williams, City Councilors Diane Conrad, Mike Fleck, Lynn Miller, Thomas Munroe, Heather Murphy

Absent: City Council Wayne Clark

Youth Representative Sean Snyder was present.

Staff Present: City Manager Richard Meyers, Community Development Director Howard Schesser, Public Works Director Jan Wellman, Finance Director Bert McClintock, Police Chief Mike Grover, Community Services Director Pete Barrell, City Engineer Ron Bradsby

City Attorney Sean Kelly was present.

No News Media were present.

**ITEMS TO BE ADDED TO THE AGENDA**

None

**PUBLIC HEARINGS**

None

**PUBLIC COMMENT ON AGENDA ITEMS**

(1) Karen Duncan, 170 N. 19<sup>th</sup> Street, Cottage Grove, said she is married to Lester Duncan and they have a house behind Bi-Mart. She said they have requested that part of 19<sup>th</sup> Street to be vacated. It hasn't been used for a street for 50 years, and there are trees there that would have to come down. Mrs. Duncan said she understands that Mr. Thoreson and Howard Schesser are friends, but she's not making an accusation. She thought they should have it vacated as they

have put in \$500 of hard-earned money for nothing.

## **RESOLUTIONS AND ORDINANCES**

### (a) Amendment to Chapter 15.16 of the Cottage Grove Municipal Code

City Engineer Ron Bradsby explained this is an amendment to the language in Chapter 15.16. This chapter pertains to calculating SDC charges as well as providing mechanisms for developers to get reimbursed or credits. This section of the code is for the purpose of recovering a fair share of the cost of additional capacity in street, sewer, water, storm drainage and/or park facilities and providing a fair share of the City's cost responsibility for public improvements. Ron said this would come into play when someone puts in a subdivision such as Hayden Homes and puts in oversize utilities for the City which is a 12" line; they only need to put in an 8" line. It is a mechanism for the developer to recoup some of his costs for that over sizing for the City's benefit versus his benefit.

Ron said on September 2<sup>nd</sup> the City wrote Hayden Homes LLC and said it conditionally accepted their improvements in their subdivision as of August 18<sup>th</sup>. Under the City's current code, the developer has 60 days to request this reimbursement procedure to start 60 days after acceptance. On November 13<sup>th</sup> the City received the request from Hayden Homes, which was longer than the 60 days; however, in the acceptance letter staff mentioned both "conditionally" accepted and "final" acceptance. Conditional acceptance is when the improvements are made, tested and turned over to the City for operation, and the one-year warranty period begins. Final acceptance is when the one-year warranty period has expired and the City takes over not only operations but maintenance and all costs related to this facility. Again, staff's policy has been the 60 days is from the City's conditional acceptance.

Ron said that because of the confusion in his letter he checked with the City Manager and City Attorney for guidelines, and staff took the position to accept the request and modify this section of the code to place staff's interpretation of the code in writing. He said the proposed changes are to add the words, "written conditional" and "was issued" in the existing language.

**IT WAS MOVED BY COUNCILOR MILLER, SECONDED BY COUNCILOR FLECK THAT ORDINANCE NO. 2975, "AN ORDINANCE AMENDING SECTION 15.16.130 C. OF THE COTTAGE GROVE MUNICIPAL CODE," BE INTRODUCED, READ ONCE BY TITLE ONLY AND FOLLOWING DISCUSSION IT BE BROUGHT BEFORE THE COUNCIL AT THE NEXT MEETING FOR SECOND READING.**

Roll was called on the motion and the vote was as follows:

VOTE	Councilor Fleck	Councilor Miller	Councilor Munroe	Councilor Murphy	Councilor Clark	Councilor Conrad	Mayor Williams
AYES	X	X	X	X		X	X
NAYS							
ABSTAIN							

City Attorney Sean Kelly read Ordinance No. 2975 once by title only.

(b) Ordinance Amending Section 15.16.050(c) (3) of the Cottage Grove Municipal Code

Howard explained that this is also dealing with the SDC ordinance and is changing the method that they adopt the Trip Rate Table that's based on the ITE Manual. Instead of having to amend the ordinance every time, it can be done by resolution which is quicker and allows staff to bring changes as changes occur in the studies. If it's not a specific use that's listed in the ITE, then staff will look at similar uses and come up with a rate. The City Engineer reviews it and as long as it's reasonable staff can bring it forward.

**Councilor Clark arrived at 7:40 p.m.**

**IT WAS MOVED BY COUNCILOR MILLER, SECONDED BY COUNCILOR MUNROE THAT ORDINANCE NO. 2976, "AN ORDINANCE AMENDING SECTION 15.16.040(C)(E) OF THE COTTAGE GROVE MUNICIPAL CODE," BE INTRODUCED, READ ONCE BY TITLE ONLY AND FOLLOWING DISCUSSION BE BROUGHT BEFORE COUNCIL AT THE NEXT MEETING FOR SECOND READING AND POSSIBLE CONSIDERATION FOR ADOPTION.**

Roll was called on the motion and the vote was as follows:

VOTE	Councilor Fleck	Councilor Miller	Councilor Munroe	Councilor Murphy	Councilor Clark	Councilor Conrad	Mayor Williams
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

City Attorney Sean Kelly read Ordinance No. 2976 once by title only.

### **BUSINESS FROM THE CITY COUNCIL**

(a) Oregon Liquor Control Commission (OLCC) Presentation

Richard said Peter O'Rourke, manager of the Eugene OLCC office, is here tonight to give a brief

presentation about the roles and responsibilities between the City and OLCC.

Peter O'Rourke explained that when an application is received at the Oregon Liquor Control Commission to keep cities and counties involved, they forward the application to the local governing body with individual history forms and a business operation plan. They allow cities and counties 45 days to make a recommendation on whether they want to grant or deny that application. If the application isn't received back from the city or county within the 45 days, OLCC assumes that's a negative or neutral recommendation. He said OLCC will try to contact the city or county to see if that's true, but they determine that's a favorable recommendation after 45 days, and will go ahead and start processing the application. It takes OLCC two to three weeks to finish that process, and during that period of time if the city or county has any additional information that they want to add they'll go ahead and take that into consideration in their investigation. Mr. O'Rourke said they do their investigation to determine if it meets the criteria established by the state. Although, if the city or county has input or have a negative recommendation, they'll try to match the criteria within the state to meet the needs that the city or county is trying to recommend as long as they can find some criteria to do that.

Mr. O'Rourke explained that at the top of the application there is only a place to grant or deny it. He said the Council can make a neutral recommendation, but they still have to allow 45 days for that process to go through. If the City sends a letter indicating that all applications in the future are going to have a neutral recommendation, they'll still have to allow 45 days in order for the city to change its mind. He explained what other cities have done, such as delegating that to a licensing division in the police department, and anything that is a negative recommendation is forwarded to the city council.

Mr. O'Rourke responded to questions from Council.

In response to questions concerning the 45 day waiting period, Mr. O'Rourke reiterated that the OLCC would have to wait the full 45 days if the Council gave a neutral or no position on the application. He said the 45 days start when the application is sent to the city or county. He indicated that he didn't know how many cities were delegating the authority to other departments within the city. OLCC isn't strictly a regulatory agency. They enforce criminal laws and regulate through the administrative rules, so they are both.

Mayor Williams asked for a motion.

Councilor Fleck recommended putting liquor license in the consent agenda where they can be removed if anyone has a problem with one.

Richard pointed out that putting it in the consent really wouldn't work; you would still have to indicate whether to deny or grant.

Richard said from a League of Oregon Cities standpoint, this is an item that the LOC has

challenged and fought for over the years. They have defended the rights of cities to have this say regarding liquor licenses, and if we're going to be neutral about it why even have that right. The cities haven't gotten that authority through state law, so we need to be able to make that decision.

Councilor Conrad didn't think Council could make a motion on this tonight, because it was advertised as information only.

Sean said it was on the agenda for discussion purposes, and last meeting it was indicated that it was going to be brought here for discussion. He didn't know if it was appropriate to bring it for a motion on this issue or not. It could be brought back for a motion next time.

Councilor Conrad pointed out that Council does have the other option of allowing the Police Department to do this for Council.

Council discussed whether or not to make any changes to the process and whether to move it to a staff level authority.

Sean pointed out if Council were to go with letting staff have the authority over liquor license that it only be for favorable recommendations and reserve the negative recommendations to come before the Council.

Richard expressed his concern as well with having staff doing these applications if they're not going to give the application be a favorable recommendation.

It was Council consensus to continue the processing of liquor license applications as they have always been done; to come before the Council for a recommendation.

Youth Representative Snyder indicated he would be in favor of doing whatever is best for the public in the easiest way for Council.

Councilor Clark asked that the other Council members have patience when these applications are brought forward and to expect discussion.

Councilor Conrad said the business of the Council is to educate ourselves and learn from each other and to discuss so they do have a disclosing government, and the citizens can see how they actually work. She said that she has been one of the voices of concern for recommending liquor licenses, but she found Mr. O'Rourke coming very helpful and educative. The simple statement of what we're recommending that the liquor license receive a fair investigation makes wonderful sense for her, and she thought they could continue with this process.

(b) Overflow Parking for Cottage Grove Speedway on City Property

Public Works Director Jan Wellman said the City received a request from Cottage Grove Speedway to allow them to use City land for overflow parking for events over the summer months. The City has been granting permission to the Speedway over the past several years to use a portion of the City's eleven acre parcel located south of the wastewater treatment plant for overflow parking. In exchange the Speedway mows the entire parcel even though they normally only uses the westerly portion. The use of the City's land is very limited as they only use this overflow parking for special events; maybe four to six events during the season. Jan said the personnel, equipment and fuel for City employees to do that mowing would be approximately \$525 every time it has to be mowed, which would require about 20 mowings during the season. He said the greatest benefit to the City in this arrangement is that it eliminates a piece of large acreage mowing that the Public Works Department has to take care of otherwise.

Jan pointed out that Russell Leach has sold the Speedway to a gentleman named Bob Farwell, and Brian Crockett will serve as Speedway manager looking out for the day to day operation of the Speedway. He said Councilor Conrad brought to his attention on the 11 acre information sheet included with his memo, point number 12 under financial he had said in the information sheet that the Tiger flail type mower costs about \$25 per hour to operate, and he had said at the bottom on point number 12 that this cost would not include equipment wear and tear and blade/belt replacements. He said in fact that \$25 does include wear and tear; however, it would not include the cost of blades or belt replacement that would be caused by the mower striking a foreign object and breaking a blade or a belt. Staff recommendation would be that the City Council approve the Cottage Grove Speedway's request.

Councilor Miller asked what would happen if Council didn't allow this parking to take place. She said people would park all over the streets, and the City would have the mowing problem.

Jan said what would happen if the City didn't allow this parking for those special events for the Speedway, it would cause a lot of parking along public right-of-ways in neighborhoods and would cause problems for people who live in those areas and moving up and down those streets because of excess vehicles parking. He said also, staff's ability to mow that parcel is limited because they have a flail type mower, which is a rough cut mower and leaves stubble.

**IT WAS MOVED BY COUNCILOR MUNROE, SECONDED BY COUNCILOR FLECK THAT COUNCIL APPROVE THE COTTAGE GROVE SPEEDWAY REQUEST TO USE A PORTION OF CITY OWNED PROPERTY LOCATED SOUTH OF THE WASTEWATER TREATMENT PLANT FOR OVERFLOW PARKING, AND. FURTHER RECOMMEND THAT THE COUNCIL AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENT FOR CONDITIONS OF USE.**

Councilor Conrad pointed out that every time this comes up she has concern that the taxpayers aren't getting their fair value of the use of public land, but in talk with Mr. Wellman and Mr. Meyers today what rang true for her was that the City really doesn't have the machinery to cut 11 acres of rough grass. She said that makes sense to her if the City doesn't have the machinery, so for the first time she will be approving this contract.

The vote on the motion was as follows:

VOTE	Councilor Fleck	Councilor Miller	Councilor Munroe	Councilor Murphy	Councilor Clark	Councilor Conrad	Mayor Williams
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(c) Concerns from the City Council

1) Councilor Clark said late last month the school district bus barn was vandalized, and he wanted to thank the Police Department for their rapid response in coming over and dealing with that. He said it's nice to know that the local police still respond when called. When things happen outside the local jurisdiction, unfortunately frequently it's another story.

2) Councilor Murphy said she had a question from a constituent regarding the large billboard on Middlefield Golf Course.

Richard said the billboard is owned by somebody else and not the City. There's a footprint on the golf course property and the billboard is on that property that isn't the City's. He said it's still owned by the Woodards and not Mr. Hammer, the former owner of the golf course.

3) Mayor Williams said Friday the National Guard after 102 years moved out of Cottage Grove and to the City of Springfield. The City was presented with the last flag to have flown over the Armory. Richard is looking at some way to display the flag and other things. He said there were three generals there Friday night for the ceremony, and General Hoffman gave the City a Statement of Support for the Guard and Reserve. This is simply an understanding that if the City of Cottage Grove has employees in the National Guard or other branches of the service, and they're called to duty their jobs are here when they come back. Mayor Williams said now there's the question of what's to be done with the Armory, but no one's sure right now.

Richard said the City has two employees who are in that military situation and one just got back from Iraq.

4) Mayor Williams said he attended the Community Development Forum in Salem, and this may be the last one they will have for awhile. This group talks about how things are happening around the state and how that impacts local governments and counties. He said Matt Garrett, the director for ODOT, was there and gave an overview of all the stimulus money that we're hearing about, close to \$800 billion. A good portion of that is transportation related. They seem to still be in the dark as to how this stimulus package will work. He said he did get a list (attached as Exhibit A) of what it looks like their going to hand down to the Senate. In response to a question as to how do they get funds to do these things, Matt Garrett told them to send him their projects. He has identified 50 projects in the state for a total of \$190 million that are apparently good to go

and will be funded.

Youth Representative Snyder asked if the projects aren't ground ready does it mean the City won't get that money, or is it a certain amount that comes to our area and we can hold until things are ready.

Mayor Williams responded that these are for shovel ready projects. If an entity has something that it can start now that still has some other encumbrances down the road but you can get something started, the likelihood of being funded is enhanced because you've got a project that's moving along.

### **BUSINESS FROM THE CITY MANAGER**

(a) Request to Vacate a Portion of North 19<sup>th</sup> Street Right-of-Way (VAC-1-08) and Request for Access from North 19<sup>th</sup> Street Across Row River Trail

Howard said Council has before it a request to vacate a portion of N. 19<sup>th</sup> and a request for an easement across Row River Trail to access two properties using N. 19<sup>th</sup>. He said Mr. Thoreson's request regarding the easement started back in the summer when he was talking to the City with regard to need for getting access to the two properties on Gateway. He formally made a request about August or September.

Howard said when staff looked at the petition for vacation it hadn't quite made all the statutory requirements. Instead of just sending it back to them to go through the process and since the easement request is related to it, staff brought it forward to see which direction Council wanted to go. By overhead Howard showed the location of the property being requested for vacation and the properties that the owners are requesting easements for. He explained that the Thoreson and Coop properties would not get access onto Gateway, because of the curves they can't get the sight distance required to have a safe ingress and egress. The properties that Mr. Coop and Mr. Thoreson own were originally hoped to be acquired by the City so they could be a continuation of the park along the Row River Trail. But the City doesn't have the money to undertake that and purchase those properties.

Howard explained that if Council vacated the right-of-way and then Mr. Thoreson or Mr. Coop came in to get access off Gateway, they would be denied access and we would then in effect bought the land based on fair market value because it's a taking as you're not allowing development of the property. He said that's why when staff gave a recommendation there were two options. Staff is recommending option A which is to indicate to Mr. Duncan that the vacation would not be approved and advise Mr. Thoreson and Mr. Coop that the City is prepared to grant them an easement for access across the trail once development plans for the crossing and improvements to N. 19<sup>th</sup> Street have been approved by the City Engineer. It would be up to Mr. Thoreson and Mr. Coop to come forward with a development plan for not only their properties but how they would improve N. 19<sup>th</sup> and cross the Row River Trail, because there would be signs required on both sides of the trail, drainage would have to be addressed and width of the access.

Howard said that one of the concerns Mr. Duncan expressed to him this morning was with regard to improvements to N. 19<sup>th</sup> Street and whether he or the properties from Main Street up to where the trail is would be responsible. He said he responded that the only way they would be responsible would be if someone tried to form an LID. Of course they would have the majority of the votes, so his assumption is that they wouldn't approve an LID. Therefore, the cost for improvements is squarely going to be on Mr. Coop's and Mr. Thoreson's shoulders, and that's why staff has written the recommendation the way they have to put the responsibility back on them.

Howard said Mrs. Duncan made reference to the fee. Because staff brought it forward before they spent the time and met all the statutory requirements, staff will look at refunding the majority of that fee, because most of it covers the public hearing process which would come further down the road if they had met all the statutory requirements for the petition. It didn't seem fair to send them back out to meet those requirements because of the other requests for the easements.

Howard said that the Hartness property which is the one on Gateway that has the existing house was there when Gateway was put in so they have the access onto Gateway. It is difficult to get in and out and if it were vacant land, staff would say no to access on to Gateway.

Howard explained that the only way the Coop and Thoreson properties would get access would be to use 19<sup>th</sup> Street or try to negotiate something with the Hartness' that are located east of the Thoreson parcel, but that would take space from their property to get that access and he wasn't sure if they would be willing to do that or not. He reiterated that the request from Mr. Thoreson is for an easement.

Richard pointed out that may still be an option as they come in with some development plans for their property and as a condition of development they have to improve 19<sup>th</sup> to such a width with curbs, gutters and sidewalks and do those improvements and provide the improvements on the easement crossing. They may look at that and find that it's more expensive than trying to secure an easement across the other parcels and go out the Hartness road that's already existing.

Councilor Munroe asked in the event that does happen then is it more likely to vacate at that time, and he was informed that it was.

Councilor Miller said that hypothetically, the City at some point in time would be in a position to purchase that land.

Richard said if Council did grant the easement and they went through the process and found that it was going to cost too much to do the road, they could then also put the property up for sale and the City could purchase it at that time and then vacate again. Either way, if they do another easement a different direction or decide not to do anything, the City can still get it at a future date.

Councilor Clark asked if the City has any idea what Mr. Coop's and Mr. Thoreson's properties are worth.

Richard indicated that staff hasn't done an appraisal and that's what would have to be done. It is commercial/tourist so it would be more expensive than a residential piece of property.

Councilor Clark asked if there's ever been plans submitted for development of these two properties where Measure 37 or 49 come in to play and call it a taking.

Howard said it has nothing to do with Measures 37 and 49, it's strictly a taking law that if you don't allow someone to develop their property then it's a taking because in effect you've said you can't develop it.

Councilor Clark asked if there was a way for them to negotiate with a neighbor.

Howard responded that you can't force them into a negotiation with the neighbor.

Councilor Clark asked if the Duncans would have any responsibility for the extension of N. 19<sup>th</sup>.

Howard said the only way they would is if they agreed to an LID, and he thought the majority of those property owners wouldn't; therefore, they have more than 3/4 which would kill it. Six different properties would be involved.

Councilor Clark said there's no sidewalks or anything like that, so maybe someone would want to form a LID for that purpose.

Councilor Munroe asked if Council goes with Option A the Duncans would receive a refund, and Howard responded that they would.

Councilor Conrad said staff says the ORS has not been complied with, but yet they're proceeding.

Howard said when he determined that they hadn't met the requirements in having the right percentage of signatures required for the affected area, his choice was to not send the application back to them and say go back and see if you can get the required number and then go ahead and deal with Mr. Thoreson's request. He said it didn't seem fair to send them back out and do all this work when Council may or may not grant the easement, so that's why he brought both of the requests forward at the same time. It was more a procedure of trying to deal with their request and at the same time having a conflicting request.

Councilor Conrad said if this goes through with the easement she had a concern that the character of the trail be kept.

Howard said that's something the City Engineer would look at, and it would be similar to other

areas where they cross the trail. You have to balance the safety of the people on the trail as well as the people on N. 19<sup>th</sup>. He said that's why he has a condition in there that the development plans have to be approved by the engineer.

Richard said any time they cross that trail they want to make sure the character of the trail is maintained and safety is taken into consideration.

Councilor Conrad asked if the property could be served by a long driveway from where 19<sup>th</sup> would be developed. These property owners could come up with an agreement instead of putting the road all the way through.

Howard said he didn't know what they were going to proposed.

Sean said that would be taking it out of the City's control falling into the situation Howard is warning against which is a taking. For instance if Council were to agree to vacate that portion of property, the owner could theoretically give an easement across his property to gain access to it, but again the City doesn't have that control and if he said no you would be back to the situation of land crossing.

Councilor Clark asked if there couldn't be a legal agreement.

Sean said the City would still have to grant the easement across the trail, but then again you've given control over to one owner and that owner could say no they're not going to have an agreement with the other two property owners.

Councilor Clark said that they would first have to have the agreement.

**IT WAS MOVED BY COUNCILOR FLECK, SECONDED BY COUNCILOR MUNROE THAT COUNCIL AUTHORIZE OPTION A TO INFORM THE DUNCANS THAT THE VACATION WILL NOT BE APPROVED AND INFORM STEVE THORESON AND DUANE COOP THAT THE CITY IS PREPARED TO GRANT THEM AN EASEMENT FOR ACCESS ACROSS THE ROW RIVER TRAIL ONCE DEVELOPMENT PLANS FOR THE CROSSING AND IMPROVEMENTS TO NORTH 19<sup>TH</sup> STREET HAVE BEEN APPROVED BY THE CITY ENGINEER.**

The vote on the motion was as follows:

VOTE	Councilor Fleck	Councilor Miller	Councilor Munroe	Councilor Murphy	Councilor Clark	Councilor Conrad	Mayor Williams
AYES	X	X	X	X		X	X
NAYS					X		
ABSTAIN							

(b) Report from the City Manager

1) Richard said the Armory closing was a very nice ceremony that was very well attended. He said staff hasn't heard anything else regarding the disposal of the Armory but will keep a close watch on that and will keep Council informed.

2) Richard reminded everyone of the Sesquicentennial Sweethearts' Ball Saturday, February 14<sup>th</sup>. A limited number of tickets are still available.

Councilor Munroe said the City will have representation in Salem at the opening ceremony.

Richard said Representative Hanna has sent out invitation to everyone to attend the State's Sesquicentennial Kickoff event at the Capitol from 11:00 am to 4:00 pm on Saturday, February 14<sup>th</sup>. Cities that have signed up to participate in the celebration of the State's Sesquicentennial by having events in their communities will be present to talk about their events. He said that Councilor Munroe will be going up to represent Cottage Grove and Bohemia Mining Days.

3) Richard reminded Council that next Monday is the Youth Academy Day and everyone is invited to come and have lunch with the youth in the Council Chambers at noon. He explained that the academy day includes visiting all departments to learn what everyone does and to participate in some actual jobs.

4) Richard said the City Council has been invited to a special reception by Pacific Power on February 24<sup>th</sup> in the evening at the Village Green. The President of Pacific Power is making a road trip visiting their jurisdictions. Also, everyone should have received an invitation from Pacific Power to attend a lunch on February 25<sup>th</sup> at the Village Green. He said the Mayor is going to be out of town so they will look to the Council President to attend in his absence. Anyone planning to attend should let Richard know if they haven't responded already. Councilor Munroe indicated that he would attend.

Mayor Williams said Council President Munroe will need to preside over the February 23<sup>rd</sup> Council meeting as he will be in Washington DC for the National Association of Regional Councils, a board he sits on. He said that LCOG will be paying for the costs for that trip.

**BUSINESS FROM THE CITY ATTORNEY**

(a) Purchase of 1414 E. Washington Property

This item was to be discussed in executive session first.

(b) Report from the City Attorney

None

Mayor Williams said Council will continue with the agenda and then come back to this after the executive session.

**PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA**

None

**CONSENT AGENDA**

(a) Minutes of the January 26, 2009 Regular City Council Meeting

**ITEMS REMOVED FROM THE CONSENT AGENDA**

None

**IT WAS MOVED BY COUNCILOR MILLER, SECONDED BY COUNCILOR MUNROE THAT THE CONSENT AGENDA BE ADOPTED.**

The vote on the motion was as follows:

VOTE	Councilor Fleck	Councilor Miller	Councilor Munroe	Councilor Murphy	Councilor Clark	Councilor Conrad	Mayor Williams
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Mayor Williams recessed the City Council to an executive session at 8:51 p.m.

Mayor Williams reconvened the City Council into regular session at 9:11 p.m.

**No action was taken on agenda item 9(a) Purchase of 1414 E. Washington Property as a result of the Executive Session.**

Councilor Miller clarified why she brought forward the question regarding what would happen if the Council didn't grant the request from the Cottage Grove Speedway for the overflow parking on City property, and it was because people wanted to know if it would shut them down if it wasn't granted.

**ADJOURNMENT**

There being no further business, Mayor Williams adjourned the regular meeting of the City

Council at 9:13 p.m.

The next regular City Council meeting will be held February 23, 2009 at 7:30 p.m. in the Council Chambers at City Hall.

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Joan Hoehn, City Recorder

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Gary Williams, Mayor