

CITY OF COTTAGE GROVE
CITY COUNCIL
Agenda Session Minutes
June 10, 2011

City Council Members Present: Mayor Gary Williams, City Councilors Jake Boone, Mike Fleck, Heather Murphy (8:30) and Garland Burback. Absent: Councilor Jeff Gowing and Victoria Doyle.

City Staff Present: City Manager Richard Meyers, Finance Director Bert McClintock, Public Works Director Jan Wellman, Community Development Director Howard Schesser, Community Services Director Pete Barrell and City Attorney, Martin Fisher.

The meeting was called to order by Mayor Williams at 8:15 am in the City Council Chambers at City Hall.

Richard passed out a draft Memo to Council for a resolution item to be added to the Agenda. He explained that as part of the energy efficient grant for the wastewater plant, two blowers needed to be purchased for the digesters to improve flow and energy use. The blowers recommended by the consultant, had a delivery schedule of 12-14 weeks. The contract for work was going out to bid in July, however if the blowers weren't ordered now, they wouldn't arrive in time to be put in on schedule. Staff was asking Council for permission to exempt the blowers from the competitive bid process.

Jan explained it was a very narrow window when the work could be performed; it had to be done during the time of lowest flows, which was September.

Public Hearing - South Lane Mental Health Community Development Block Grant

Howard explained the grant required the City to hold a Public Hearing when the grant was closed out to receive any input or comments on the project. There was no action on the part of the Council.

Public Hearing - Appeal of the Planning Commission Approvals of Jack-in-the-Box Property Line Adjustment

Howard said the appeal had to do with the property line adjustment, which was being adjusted to be parallel with Oswald Street and was only being moved several feet. Carl's Jr. has appealed the decision, which he approved and then it was upheld by the Planning Commission and now was coming before Council.

Councilor Burback asked if it was in addition to the LUBA Appeal.

Howard explained yes. There were four applications processed by the Community Development Department.

Councilor Fleck asked if it could go to LUBA as well.

Howard said yes, it was appealable.

Second Reading of Ordinance No. 3012 Repealing Chapter 15.16 of the Cottage Grove Municipal Code regarding System Development Charges, Adopting a New Chapter 15.16

Richard said the ordinance was before Council for a first reading at the last Council meeting. He said Staff had cleaned up the language.

Resolution Amending the Comprehensive Fee Schedule

Richard said the Resolution applied the SDCs and put into effect the second phase of the stormwater rates which were approved with the five year plan. He said the SDCs were put in the fee schedule at the one hundred percent level, however they could be changed at Council's direction. He said the SDC rates would become effective upon the effective date of the ordinance and the storm utility rate would be effective with the next billing cycle in July.

Councilor Fleck said he didn't think there were any rates increases this year.

Richard said the only rate increase was the stormwater, because the stormwater commercial rate was phased in as they were only paying half of what residences were paying.

Councilor Fleck asked if it was going to be one resolution.

Richard said yes, the other resolution in the Memo showed the changes. He said staff did include language that wasn't being changed for the benefit of the codification company so nothing was left out.

Councilor Fleck said he would be proposing to Council and making a motion to reduce the park SDC amount by one-third. He said he would also recommend a phase in of everything else over three years.

Richard recommended not phasing in everything. He said stormwater, wastewater and transportation increases were minimal so they shouldn't be phased in.

Councilor Fleck said he was flexible but wanted to reach a compromise that would give some relief to the building industry.

Councilor Burbach respectively disagreed. He said he had talked with several contractors and he said they would only add it to the cost of doing business. He said if a person could afford to build a house, they could pay the SDC increases.

Councilor Fleck said he could suggest some people for Council to talk with regarding the building industry. He said in Creswell they were having problems with selling the property due to the high SDC rates. He said the differential between new versus used was huge.

Councilor Burback said to some extent he was probably right, but he said when existing homes were purchased, it benefitted the real estate companies and those selling their homes, it went both ways.

Mayor Williams encouraged Councilor Fleck to sit down with Richard before Monday night's meeting and discuss the issue.

Resolution for Approval of Municipal Vehicle Lease Agreement

Richard explained that the police department was leasing three new Tahoes, which would replace three vehicles currently being leased. He said one wouldn't be leased until September, however it was cheaper to lease all three vehicles at one time. He said the crown victoria models were no longer available. He said the Chevrolet Charger or Malibu were too small and didn't have good visibility.

Councilor Fleck asked about the mileage and the cost of gas impacting the budget.

Richard said it wouldn't make that much of a difference as the Tahoes weren't four wheel drive and both had police interceptor engines.

Mayor Williams said he liked the idea and thought it was practical.

Richard said the one the police department had currently was very easy to get in and out of and had better visibility.

Councilor Murphy asked where they were being leased from.

Richard said the City went through Auto Additions and State purchasing and the vehicles were fully equipped.

Councilor Fleck asked about purchasing versus leasing the vehicles.

Richard said the City did purchase the police chief and commander's vehicles as well as the K-9 unit vehicles. It is cost effective to lease the other vehicles as the major repair costs are covered in the lease. The only repairs the City is responsible for would be the general maintenance.

Resolution Authorizing the City Manager to Enter Into a Contract with the Oregon Department of Transportation (ODOT)

Howard said the Resolution had to do with the 5311 money that passed through the City for South Lane Wheels for operations for the Fiscal Year 2011/2012.

Councilor Fleck said he appreciated the help the City Staff provided to South Lane Wheels.

Resolution Authorizing the City Manager to Enter Into a Contract with South Lane Wheels

Howard said the Resolution was the other half of the 5311 money in order to pass the money on to South Lane Wheels.

Resolution for Blowers for Wastewater Treatment Plant

Discussed at the beginning of the meeting.

Endorsement of Oregon National Career Readiness Certificate Program

Richard said Councilor Doyle had talked about the program at the last Council meeting. He said Kristina Payne from Lane Workforce Partnership would be doing the presentation at the Council meeting.

Consideration of the Appeal of the Planning Commission's Decision for Jack-in-the-Box Property Line Adjustment (PLA-3-10) AP-5-11

Howard said the Council could discuss the issue after holding the public hearing at the beginning of the meeting.

2006-2011 Federal Fund Exchange Agreement Amendment Number 3

Richard said the agreement was to exchange the 2011 Federal gas tax road money with ODOT to be used for maintenance. He said the City gave the Federal money to the State who used it for federally approved projects and gave the City local State gas tax money. The exchange was for \$.94 on \$1.00. He said the City wouldn't do it in 2012 due to the Hwy 99 and Main Street project.

Discussion was held.

Councilor Fleck asked about rehabilitation dollars and the issues with that program.

Howard said the City had never gotten an explanation from HUD or the State what defederalized meant and what steps had to be gone through. The City wasn't loaning money because St. Vincent dePaul didn't have a certified loan officer and was on hold until clarification was received or legislation was changed.

Concerns from City Council

Mayor Williams said he wouldn't be at the Council meeting Monday night, he would be out of town at a conference, and Councilor Murphy would be conducting the meeting. He reminded Council of the Travel Lane County Industry Celebration on Tuesday night. He said he had been

invited to attend the Elk Club Flag Day celebration at 6:00pm on Tuesday and asked if any of the Councilors that were not attending the Travel Lane County dinner could attend.

Councilor Fleck said he was attending the E/BID Meeting on Tuesday night for Councilor Doyle who was attending the Travel Lane County event.

Report from City Manager

Richard talked about the 2011 This Place Matters Community Challenge. He provided flyers to Council and encouraged everyone to vote and to get their family and friends to vote as well.

Richard reminded Council about the Travel Lane County dinner at the Eugene Hilton on Tuesday, June 14th.

Richard said only three entries had been received for the "If I Were Mayor....." contest. Two were essays, one poster and no videos. He said Council would be receiving copies of the essays with the Friday Update and asked Council to get their votes back to him. He expressed his disappointment with the number of entries received. Information was provided in late March.

Councilor Murphy said maybe it should be moved to another time of the year.

Richard said it was through the Oregon Mayor's Association so we couldn't change the dates.

Mayor Williams said it had been discussed at the Mayor's Association and depending on how many entries were received this year, it could be discussed at the Mayor's conference in August.

Discussion was held on ideas to educate and explain the program to get more entries.

Richard said Trudy was at City Recorder school this week and would be back on Monday and Chief Grover was on a cruise to Alaska and would be back next Monday as well.

Report from City Attorney

Martin Fisher said Council may want to discuss in Executive Session in the near future, the Civil Forfeiture Ordinance under pending litigation. They had some action on seizing the first vehicle and Council might like some insight on how it was working.

Richard said a report from the Judge was scheduled for July 11th to talk about the amnesty program.

Councilor Fleck asked about where the Judge evaluation was at.

Richard said staff was still looking for someone to assist in the process and he may still try to get Chad from the LOC even though he was leaving employment with the League.

Mayor Williams said he spoke with Richard about the use of cell phones at Council meetings. He discussed how the public perceived the Council when Councilors used their cell phones during a Council meeting.

Discussion was held regarding the use of cell phones during Council meetings.

The meeting was adjourned at 9:14 am.

Trudy Borrevik, City Recorder

Gary Williams, Mayor