



**DETROIT CITY COUNCIL
Regular Meeting Minutes
Tuesday, April 14, 2015**

CALL TO ORDER: Mayor Flanders called the meeting to order at 6:34 PM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. ROLL CALL – Council Present – Debby Ruyle Parks & Rec., Sandy Franz Building Commissioner, Jack Campbell Water Commissioner, Shari Flanders Mayor, Greg Sheppard Street Commissioner and Mark Messmer Police and Safety.

Councilors absent – Jim Trett with notice

Staff Present: Christine Pavoni City Recorder, Deborah Hastings, City Clerk

Citizens Present: Bob Franz, Kevin Hills, Lyn Schultz, Rick Ladbury, Elaine DeGeorge, Jack Krill and Dane Loveberg

2. PLEDGE WAS RECITED

3. ANNOUNCEMENTS - Mayor Flanders announced the following meetings: Wednesday, April 29, 2015: North Santiam Economic Vitality Summit at Foothills Church, Stayton from 8:30 AM to 4:00 PM. Wednesday, April 29, 2015: Budget Committee Meeting at Detroit Meeting Hall 6:30 PM.

4. DECLARATIONS OF CONFLICT OF INTEREST AND EX-PARTE CONTACT- None

5. APPROVAL OF MINUTES OF THE LAST MONTH - Detroit City Council Regular Meeting of March 10, 2015 - Councilor Campbell motioned to approve the minutes of the last meeting, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – Motion made by Councilor Messmer to pay the bills, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

7. UNFINISHED BUSINESS

7.0. Clester Road Issues: Revocable License Agreement; Restricted Parking Zone – Mayor Flanders reported a letter was sent to all the residences on April 3rd. The parking decals are in and the parking signs have been picked up and ready to be installed for the May 1st kickoff. In Recorder Pavoni's memo she asked if we have parking violators how they are going to ticket them when all we'll have is a license plate number. Councilor Messmer stated that from what he understands from other tickets that he's seen, the license plate number is sufficient because the vehicle is sited not the owner. Councilor Campbell added if we need more information, because we are a ticketing authority, we have authorization to go through either the DMV or the Sheriff's Department.

7.1. Rotating Meeting Schedule – Assistant Fire Chief Jack Krill reported on the Fire Department meeting. He stated that training has been going strong and has moved to Saturday mornings. They just applied for a grant for \$10,000 worth of equipment with a match of \$10,000 worth of (inaudible) hours. He said they got permission to put a hot spot here for the Fishing Derby, so they can do credit cards. Idanha is letting them tap into their internet at City Hall for the Building in Idanha. Councilor Franz reported the DLRABA meeting was held on March 21st with 32 attendee's. She read from their meeting minutes regarding the presentation given by Marion County Sheriff's with guest speakers, Troy Clausen and Eric Hlad. They talked about the upcoming local option tax for a ballot measure scheduled for a vote in May, for the City to contract with the Sheriff's office to place a full time officer dedicated for Detroit for 40-hours per week. Sandy went over the events scheduled for this summer with dates and times. Also mentioned was the new addition of a beer garden for the Fishing Derby. She reported that Yvonne Messmer who was instrumental in making the Cascading Rivers Bikeway happen, plans to retire after the September event and a volunteer is needed to take over her position. Marion County Commissioner Kevin Cameron talked about the possibilities of grants for a sewer system. Sandy briefly talked about the meeting held in Gates to discuss developing infrastructure problem. She explained the

purpose for the North Santiam Economic Vitality Summit meeting. She said Mark reported that Neighborhood Watch has 86 – 89 people signed up. Kevin Hills reported that the Planning Commission is working on code amendments. Recorder Pavoni added that she has been talking with the Planner and hopes to start the process for the code amendments this fiscal year because there is money left over and then carry it over into this next fiscal year.

7.2. Flashing Light Update: Pedestrian Crossing Hwy 22 & Forest Ave. – Nothing new to report, the project will be implemented once we know the status of the FLAP grant.

7.3. Transient Occupancy Tax Potential Increase and Food & Beverage Tax Suggestion – (TOT) - Mayor Flanders reported invitation letters were sent to business owners who would be affected by the possible increase of the TOT, to come to this meeting to voice their opinions. That the council is considering an increase of 2 to 3%, that it is currently 7%. Mayor Flanders opened the floor for public comments. Elaine DeGeorge (Lodge at Detroit Lake) suggested to increase only 1%, that a 2 to 3% increase is high, to ease into this, that this coming season is looking bleak for her. Rick Ladbury (Korner Post Restaurant) asked how much the fund generated. Mayor Flanders gave him the numbers from the financial report and explained what it could be used for. Public comments were closed, the Mayor asked for council discussion. Councilor Messmer stated in light of the potential impacts with the lake, he would be satisfied with the 1% increase. The rest of the council agreed. Motion was made by Councilor Campbell to increase the TOT by 1% beginning the new fiscal year, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed. Food & Beverage Tax – Mayor Flanders reported letters were hand delivered to the restaurants and store owners, informing them a food and beverage tax was going to be discussed and invited them to come to the meeting to voice their opinion. That this had been suggested at the March council meeting to implement this tax to supplement the sewer fund. The city attorney said if we don't get a sewer system the money would go into the general fund. The floor was opened for public comments. Rick Ladbury (Korner Post Restaurant) voiced numerous concerns about implementing this tax, with the lake not filling this year and of the businesses that had to close the only other year the lake didn't fill. That adding this tax would cause a hardship for the business owners. Mayor Flanders read a letter from Shawna Edwards (Rivers Run) which stated this tax would cause a financial burden on the local stores that Detroit is primary a summer destination that only generates substantial business during the summer months, to burden the owners and consumers with such a tax would negatively impact the local business, that she is not in favor of implementing this tax. Needing a sewer system was briefly mentioned. Councilor Messmer commented that we are in kind of an extraordinary circumstance looking at 40 feet behind the curve of the fill this year and that this is a valid idea and something they should look at, but perhaps this isn't the year to look at it. After further discussion, council agreed to table the food and beverage tax until a future date.

7.4. ATV Ordinance No. 236; Snowmobile Ordinance No. 237 – Mayor Flanders read Ordinance 236 in full. Discussion followed with the following changes; take out number 6 and leave number 7 – Number 14 posting signs at the three entrances; Detroit Avenue N. Forest Rd W. and Santiam Avenue. Signs to say ATV's permitted on city streets as per ordinance number. Mayor Flanders stated this was the first reading, second reading will be in May and will be in effect in June. The first reading of Ordinance 237 was read in full by the Mayor. Motion was made by Councilor Messmer to remove Letter h, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed. Number 6 Penalties, motion was made by Councilor Ruyle to use the same language from the ATV Ordinance section 16, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed. Motion was made by Councilor Campbell to change letter f to read, all snowmobiles shall obey all traffic laws and include the definition, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

7.5. Resolution No. 538: Miscellaneous City Fees and Repealing Res. 462 - Council had approved to add a \$50 Excavation fee to the miscellaneous fee schedule at the last meeting. Recorder Pavoni stated in her memo that the fee schedule had not been reviewed or updated since 2009 and added/changed the City Hall user fee from \$25 to \$30 and added a .50 per page color copy fee for council to consider. Motion was made by Councilor Sheppard to approve Resolution 538 repealing Resolution 462, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

7.6. Quotes to Paint City Hall Exterior – There was discussion regarding two quotes that were received from Paul Wiederhold, All Phase Painting and Salem's finest Painting LLC, to paint the exterior of City Hall. Council asked to verify with Salem's Finest Painting to find out if the deposit towards materials of \$840 was included in the \$3250 and to clarify the total on the bid, because when adding up the numbers it comes to \$3730.00 and his total says \$3250.00. The Mayor asked for a motion to go with Salem's Finest Painting, but get verification

of what the Deposit Material is, motion made by Councilor Campbell, it was seconded. Councilor Ruyle questioned the math, the motion to include; to get verification of the total and if he would be doing the caulking as in the other bids and fix any addition dry rot if more found. Mayor Flanders motioned that Council agreed to an email vote because they discussed all the provisions, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed. Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

7.7. Budget Committee Members Update – Mayor Flanders asked to appoint Pat Carty, Ken Woodward and Eugene Smith to serve on the budget committee, so moved by Councilor Messmer, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

8. NEW BUSINESS

8.1. Resolution No. 537 – Authorizing City to Apply for a Local Government Grant from the Oregon Parks and Recreation Department – Mayor Flanders reported that although the deadline for the grant application has passed, the grant administrator told Daniel Lokic that it is ok to approve, sign and forward the resolution after the fact. That the resolution is just giving her permission to sign for the grant. She asked for a motion to approve, so moved by Councilor Campbell, motion seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed.

8.2. Ordinance No. 238 – Regulating the Siting of Medical Marijuana Facilities – There was a lengthy discussion on what action council should take regarding the Medical Marijuana Moratorium expiring on May 1st. Council decided to table the issue for now.

8.3. Speed Bump Request – Mayor Flanders report the property owner at 170 Scott asked if he could have a speed bump by his house like two others that were put in on Scott that are gravel. Greg reported Rick Morgan put in the speed bumps. Greg said he felt it would be ok to put one in by the property but at an angle for water runoff. Greg will take care of it to have Rick put it in.

8.4. Outdoor Mass Gathering Application – Detroit Lake Fishing Derby – The Mayor asked for a motion to approve the Mass Gathering Permit and waive the fee, so moved by Councilor Campbell, motion was seconded all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed

8.5. “Duck Boat Tours” – A Citizen Suggestion – Mayor Flanders stated that a citizen suggested the city look into Duck boat tours to provide a year-round tourist environment. After discussion, council felt this would be more for a vendor to do not the city.

9. CORRESPONDENCE – No questions or comments on letters send or received.

10. COMMISSION AND MAYOR’S REPORTS

10.1. Mayor’s Report – Shari Flanders nothing to report. Councilor Sheppard reported on the cougar and two cubs that were up by the ODOT yard.

10.2. Police and Safety Commissioner’s Report – Mark Messmer commented that medium price house in Detroit is \$89,000, with this new levy for cops, it would be a \$12 a month addition. That if you break it down to that it’s not very much to pay for 40-hours a week. Discussion followed.

10.3. Street Commissioner’s Report – Greg Sheppard reported a lot of ditch work was done with the Kubota. That this is the year to have the striping done, that it needs to be done every two years, that it is a safety issue because we don’t have sidewalks. The cost is a little over \$5,000. The Mayor stated he has \$12,525 left in his budget. Christine reported that includes personal services, that the bottom line for material and services is about \$7,000. Discussion followed in regards to possibly putting gravel down on some of the streets. The price of taking down the hazard tree on Cluster was also discussed.

10.4. Water Commissioner’s Report – Jack Campbell read Bob Bruce’s report for the month of March on water usage and consumption. Meters were read on March 31st. Two small leaks were found. Owners were called and one was shut off. The slow filter and distribution flow meter do not match, they should be close for totals. For the month gallons in and gallons out there was a difference of 573,700 gallons. Cost to recalibrate both is \$500, this could help with water unaccounted for totals. 300,000 gallons of water unaccounted for went to the big leak on Clifford. Adding the flow meters, the difference it is 873,700 gallons of water that could be subtracted from the water unaccounted for. On April 10th a leak surfaced on the service line to the Detroit Lodge, which was 10 -15- gallons a minute, which totals about 670,000 gallons a month.

10.5. Building Commissioner’s Report – Sandy Franz reported permits for the Month of March was one structural and two mechanical. Permits with final inspections were one residential, one septic and two mechanical.

10.6. Parks & Rec Commissioner’s Report – Debby Ruyle reported we are still waiting for the FLAP grant, and the Oregon Parks & Rec grant went in, that they will do an oral presentation in June, and should hear in September and hoping to hear in June for the FLAP grant.

10.7. Emergency Preparedness Commissioner's Report – Jim Trett, absent

10.8. Planning Commission – Kevin Hills done earlier in the meeting

10.9. Sewer Committee – Mayor Flanders read Resolution 539 in full, acknowledging the City's Waste Water Feasibility Study. Motion was made by Councilor Messmer to accept resolution 539, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed

10.10 Charter Amendment Committee (May 2016 Election) 1st Meeting TBA (Sept/Oct 2015)

11. ADVISORY COMMITTEE REPORTS -Federal Lakes Recreation Committee for Detroit Lake Next meeting Wednesday, April 15, 2015 at 6:30 PM at Gates Fire Hall

12. PUBLIC COMMENTS – Kevin Hills questioned Council regarding the debris piles at the former grade School on a timeline they would like that cleaned up and if burning was still an option. Mayor Flanders reported she talked to Jim Trett and he was going to talk to Jordan at Breitenbush and DEQ about a burn to learn. Recorder Pavoni stated there is about \$8,000 in the park fund, cost for dumpsters would be about \$6,000. A lengthy discussion followed, Council decided to wait and hear from Jim until May 1st, then talk about this again at the April 29th meeting. Bob Franz talked about the importance of filling out volunteer sheets that could possibly be used as in kind matches for grants and gave staff a copy of the form DLRABA was using.

13. ADJOURN – Councilor Campbell motioned to adjourn, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Sheppard and Messmer, motion passed. Meeting adjourned at 8:42 PM

Attest

Signed: _____
Sharyl Flanders, Mayor

Christine Pavoni, City Recorder

Transcribed by: Deborah Hastings, City Clerk