



**DETROIT CITY COUNCIL
Regular Meeting Minutes
Tuesday, October 13, 2015**

CALL TO ORDER: Mayor Flanders called the meeting to order at 6:32 PM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. PLEDGE WAS RECITED

2. ROLL CALL – Council Present - Debby Ruyle Parks & Rec, Sandy Franz Building Commissioner, Jack Campbell Water, Shari Flanders Mayor, Jim Trett Emergency Preparedness and Mark Messmer Police & Public Safety. **Councilors Absent** – Greg Sheppard with notice. **Staff Present:** Christine Pavoni City Recorder, Deborah Hastings, City Clerk **Citizens Present:** Brandy Belcourt, Bob Franz, Will VanVactor, Marshall Rash, Steve Ruyle, Jack Krill, Tamie Jessen, Kevin Hills, Vickie Larson, Dean O'Donnell and Richard Esterman

3. ANNOUNCEMENTS – Mayor Flanders announced the auditor would be in the office first week in November and to keep disturbances to a minimum. She said she also received a city records destruction request from Deborah for bank deposit records from 1974 to 1978 and to destroy all up through 2011 the retention schedule is 3 years after annual audit and canceled checks 1975 through 1976 and the retention schedule for that is 3 years. She asked for a motion so Deborah could shred, motion moved by Councilor Campbell, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

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

5. APPROVAL OF MINUTES OF THE LAST MONTH – Mayor Flanders informed council that a motion needs to be made to approve the minutes of the regular meeting of August 11, 2015, that the original version was not approved at the September 8th meeting. Motion was made by Councilor Messmer to approve the revised version minutes of August 11th, motion was seconded, all in favor; (5) Ruyle, Franz, Campbell, Trett and Messmer, Abstain (1) Flanders, motion passed. The mayor asked for a motion to approve the minutes of the City Council Regular Meeting/Planning Commission Special Session/Public Hearing/Executive Session of September 8, 2015, motion made by Councilor Campbell, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – Councilor Messmer motioned to pay the bills, motion was seconded. Councilor Franz asked that the bill regarding the 430 Santiam Avenue, NCU be explained. Recorder Pavoni explained it stands for Non-Conforming Use, that there have been interested parties looking into that lot and there are issues because of the non-conforming use, verses what they can do with it and that the planner had to be involved to get answers. All in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

7. UNFINISHED BUSINESS

7.0. Updates on Marijuana Laws – Mayor Flanders said at the last meeting they agreed to not do anything other than clean up the business license ordinance and development code and submit a ballot measure imposing a 3% tax on sales for the November 8, 2016 election. She asked council if they had any concerns or questions about the issue, they agreed to move forward.

7.1. Rotating Meeting Schedule – Fire Department, Fire Chief Marshall Rash reported they are working on acquiring a couple of pieces of used apparatus. That they are working with DLRABA on the Fire Station deal. They are in the process of hiring a full time recruitment and (inaudible) position, that they received a SAFER Grant to fund that position for four years. He said things are looking promising, that the ambulance contract was renewed from the county, that they just got back on the two year cycle, that they received a real nice letter of support from the County Administrator and that Jack and some other people were instrumental in getting that repaired and felt they are on the right path. That there is lots

going on and big projects. Councilor Franz reported that **DLRABA** didn't have a meeting. Mayor Flanders confirmed the following meeting dates; DLRABA October 17, Federal Lakes the 21st 6:30 at Gates Fire Hall, Fire Department the 22nd at 6:00, Planning Commission October 27 at 5:30.

7.2. Flashing Light Update: Pedestrian Crossing Hwy 22 & Forest Ave. Mayor Flanders reported they need a motion to approve amendment number 01 Walkway/Bikeway project agreement for the new date of October 31, 2016 to be completed by. Recorder Pavoni explained it was to accept the amendment to the agreement. Councilor Trett motioned to approve the amendment to the Walkway/Bikeway project agreement, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed. Chief Rash asked if he could add something to his report that he thinks there has been some confusion about their grant that the SAFER grant is strictly a personal grant, it is not an equipment grant, it's totally different from AFG grant which they intend to apply for in about a month or so. That he thinks some people are under the impression that they choose to go with the position over the equipment, which is not the case at all.

7.3. Access to Silver Bullet Lift Station – Mayor Flanders read Recorder's memo on history of contact to the property owner regarding an easement and not getting a response. Council discussed options for the next step. It was decided before starting the process to acquire the easement by eminent domain a letter be drafted and sent to the property owner from the city attorney. Councilor Trett moved that the attorney send Mr. DeMoss a letter, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

7.4. Turnaround Issue 345-360 Butte N – Engineer Response – After a brief discussion, council decided the property owner and adjacent neighbors be informed and invited to a planning commission meeting to be involved with the discussion along with the Fire Department. Motion was made by Councilor Campbell to include all parties involved in the discussion with the planning commission, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

7.5. Detroit Development Code Amendments – ORD 239 - There was discussion regarding the lot size for new development and the importance of a variance process being done to allow for smaller lots if septic is approved by Marion County. Mayor Flanders stated if they put the development code changes on hold, do the variance and add it to the current changes it would cost less than doing it separate. Council asked Recorder Pavoni to find out if they could do that and let them know by email. Councilor Campbell motioned they postpone this until they find out if they can add the variance to the changes, motion was seconded, all in favor, Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

7.6. ATV Helmet Requirement – ORD 240 – Mayor Flanders read memo from recorder that at the September 8th meeting, council voted to amend the helmet requirement imposed by Ordinance 236 to allow adults 18 or older not to wear a helmet while operating a type I or Type IV ATV. She read ordinance 240 in full and then by title. Motion made by Councilor Trett to adopt Ordinance 240 amending Ordinance 236 with fixing the typo, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed. The Mayor also pointed out a typo in one of the minutes which was spelled air instead of err.

7.7. MOU for Facility Use – Idanha-Detroit RFPD & MC Sheriff's Office – Mayor Flanders read memo from Recorder Pavoni reminding council that a request from the Fire Department to enter an MOU for the use of the facility started a discussion at the last meeting and was table until this meeting. That the Sheriff's Department also talked about the possibility of an MOU in February but did not follow through. That she contacted Justin Ford of the Sheriff's Office Operations Division to see if an agreement was still of interest and he replied back that they were definitely ok with continuing to share the provided space with the Fire Department and thanked them for allowing them the use and for providing them the opportunity to be a part of the MOU process. Discussion followed with Chief Rash stating that they would like to continue utilizing the office space and that there were some misunderstandings on the use of the bay area, that his understanding was they had access to both bays and has since heard the original agreement didn't include them. That they want to be good partners and will do whatever they need to get along. That they are grateful for the use. He added that they hope to have an exit plan within the next couple of years. That he feels communication needs to improve and they want to be able to work with the city and value the partnership. Mayor Flanders asked if they could help pay for the electric for the bay area, that it has gone up to about \$1,000 a year, if they could pay \$100 more a month, that she knows it has to go before their board, Chief Rash was in agreement with

that and with the request that they let staff know in advance when they need the meeting room. There was also discussion about replacing the bay doors with insulated ones. Chief Rash explained we have the opportunity through a grant to help pay for it. The cost to replace the doors is \$4,000, the grant would pay for half (\$2,000) and if the city could pay half of the other \$2,000 with the Fire Department, it would be \$1,000 each. Mayor Flanders explained that only \$1,000 was budget for in building maintenance and half of that had already been spent. That we would have to wait until closer to the end of the fiscal year to see what was left in the budget. Assistant Chief Krill reported that the deadline for the grant is in December and that the performance period would probably be a few months after that. That if they had the city's endorsement would help in the grant application by giving it higher points. Dean O'Donnell commented that he thought the money could be raised. Discussion followed, it was decided that the Chief and Christine would work together on the MOU. Councilor Campbell motioned to move forward with the MOU, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed. Jack Krill commented on the utility costs that they replaced the thermostats with a digital ones up in Idanha and they reset themselves. That they can put it down really low and it saved them a lot of money last year and asked if that would be an option here. Councilor Campbell stated that he has an extra one he would donate to the city and install it.

7.8. Intergovernmental Agreement – Quick Response Grant H.S. Repurposing Feasibility – Councilor Messmer motioned to approve the Mayor to sign the quick response agreement motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed.

8. NEW BUSINESS

8.1. Outdoor Mass Gathering Application, The Detroit Lake Mud Run 2015 – Mayor Flanders reported that the application was approved on October 7th 2015 with a six yes response and one not available.

8.2. Outdoor Mass Gathering Application – Detroit Lake Street Festival 2016 – Mayor Flanders motioned to approve the application and waive the fee, motion was seconded, and the date is July 16th & 17th. Bob Franz commented that last year they were going to donate to the Fire Department and asked if they did that. The exact number was not known but they did receive a donation. All in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed. Richard Esterman, organizer of the Street Festival, explained they did a spin wheel for the Fire Department and came up with the prizes, that they went with \$1.00 a spin, they won prizes and all that money went to the Fire Department and willing this next year to beef it up a bit. That when you do the first annual you figure out all the niches, that he likes to do an annual event that people look forward to every year. If someone would like to get involved a non-profit to do something with the Fire Department like a booth, bake sale etc.

9. CORRESPONDENCE – No questions or comments on letter sent or received.

10. COMMISSION AND MAYOR'S REPORTS

10.1. Mayor's Report – Shari Flanders read the sewer report from Ken Woodward. He said the amortization he ran was 2% interest and that he received an email indicating it is really at 3.6% interest. Everyone now knows you can build on a 5000 square foot lot as long as you have an extra \$20,000 or more for an ATT septic system, could be a problem for some folks. The downtown area has the majority of the issues. When someone has an issue with their septic, DEQ will be paying close attention to their location. The Sewer System has been talked about for 23 years. The council has to make a tough decision on which way to go. Please take some time and really think about it. Does anyone think there will be a third time for a grant to do another feasibility study for a sewer system? Discussion followed about the importance to keep talking about this with the other agencies because we do need a system. During discussion the Mayor suggested the sewer committee to keep in touch with each other and keep the conversation going to meet or something. The next step was to look for a grant to do the feasibility plan (*correct term: facility plan*), which Christine said was what the sewer committee's function is, to come up with the financial part of it. Kevin Hills said he would talk to Ken.

10.2. Police and Safety Commissioner's Report – Mark Messmer reported that he spent 30-hours at the Citizens Academy for Marion County's Sheriff's office and learned a great deal, mostly how remarkable a job these guys do with what they've got, at any given time for eleven hundred square miles they have six dedicated officers. What that means is if one of their guys is in Jefferson and there is an issue he has to get up here. He said that their presence up here for as much as we see them, he is really amazed at how much time they spend up here. The majority of their time and money is spent in Hazeville and Four Corners which is where a vast majority of the population and vast majority of calls come in. He said they talked about community policing and nextdoor.com and how much that's done to help benefit this area.

Mark commented on the high school project, that this will be a go, no go, that one possibility on the negative side is the structure is not seismically sound enough to put emergency services in, that once they get a go, or no go on this and they know what the can and cannot do, then they can start chasing dollars for actual movement.

10.3. Street Commissioner's Report – Greg Sheppard absent

10.4. Water Commissioner's Report – Jack Campbell read Water Tech Bob Bruce's report on water use and consumption for the month of September. Meters were read on September 30th; one leak was found on the customer's side and the owner was notified. Another leak was detected on a water main by one of our two inch meters in the distribution system, this line runs down in the lake by the highway, he walked the main found the leak, dug up and repaired. Another leak was found up on Clifford, one of our twelve inch mains; that the pipe is apparently laying on bedrock which reduced the amount of leakage by about 40%. The water intake is doing very well under the dry conditions and slow sand filter A was cleaned and scraped this month and put back on line. Discussion followed about the intake.

10.5. Building Commissioner's Report – Sandy Franz reported permits issued, withdrawn or canceled by Marion County for September were, two residential electric, one residential mechanical, and one commercial structure which was to put another antenna on the cell tower. Permits with final inspection was one residential electrical.

10.6. Parks & Rec Commissioner's Report – Debby Ruyle reported they are still waiting to hear on the FLAP grant, that last month they directed Christine to send a letter, that it was an excellent letter. She also reported that we received the review from the State Park grant application which will give us a starting point and she was going to contact Mark and find out if he could give us some name of parks or a list of who did get some money and maybe asked some of the smaller towns that asked for parks to get some of their documentation and look at trying again.

10.7. Emergency Preparedness Commissioner's Report – Jim Trett nothing to report

10.8. Planning Commission – Kevin Hills nothing to report due to PC having been in recess

10.9. Sewer Committee – Report read by Mayor earlier in the meeting from Ken Woodward

10.10. Charter Amendment Committee (May 2016 Election) Members: Jack Campbell, Greg Sheppard, Dean O'Donnell, Kevin Hills, Vickie Larson, and Bob Franz – Discussion was had on setting a meeting day and time. The Committee decided to meet Friday the 16th at 7 PM.

11. ADVISORY COMMITTEE REPORTS - Federal Lakes Recreation Committee for Detroit Lake next Meeting, Wednesday, Oct 21, 2015 at 6:30 PM – Gates Fire Hall

12. PUBLIC COMMENTS – Councilor Messmer inquired on the status of 430 Santiam Ave. complaint. A letter was sent and has a deadline first week in November. Discussion followed which also included the burnt house on Deer Street. Kevin Hills said he thought the owner is still waiting to hear from the insurance company. Kevin Hills reported that he had been getting emails about a regional planning and small city work shop meeting in Aumsville. Mayor Flanders said she would try and go.

13. ADJOURN – Councilor Trett moved to adjourn, motion was seconded, all in favor; Ruyle, Franz, Campbell, Flanders, Trett and Messmer, motion passed. Meeting adjourned at 7:33 PM.

Signed:

Attest:

Sharyl Flanders, Mayor

Christine Pavoni, City Recorder

Transcribed by Deborah Hastings