



**DETROIT CITY COUNCIL
Regular Meeting & Executive Session Minutes
Tuesday, March 14, 2017**

CALL TO ORDER: Mayor Trett called the meeting to order at 6:33 PM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. PLEDGE WAS RECITED

2. DECLARATIONS OF CONFLICT OF INTEREST AND EX-PARTE CONTACT – Councilor Larson-Hills reported a conflict for check 16597 to Gerry Hills Corp.

3. ROLL CALL – Councilors Present – Vickie Larson-Hills Building Commissioner, Debby Ruyle Parks & Rec, Keith Munn Emergency Preparedness, Jim Trett Mayor, John Manthe Water Commissioner and Mark Messmer Police & Safety. **Councilors absent** – Greg Sheppard **Staff Present:** Christine Pavoni City Recorder, Deborah Hastings City Clerk. **Citizens Present:** Josh Weathers, Suzanne Cable, Lyn Shultz, Jack Krill, Terry Bonnett, Andrea Martinez, Bob Franz, Sandy Franz and Keith (not legible)

4. ANNOUNCEMENTS - Firewise Program – Update: Andrea Martinez, with Idanha-Detroit RFPD, reported they met on Monday, March 6, and thanked John Manthe for coming and representing the Detroit City Council. Also in attendance were two councilors from Idanha and two representatives from ODF. She said they worked together and filled out a Community Wildfire Hazard Evaluation, and explained what some of the questions were and the ratings. That we had an overall hazard rating of 162 points; anything over 150 is considered to be in the extreme risk category. Other key discussion was evacuation routes. Andrea gave council the time line on what they are planning. That the Fire Department will do a recruitment drive, March 26 thru 28th. They would like to also go around and promote Firewise. They will have flyers, on one side they are advertising what they'd like to do as a Firewise event and the other side is just extra information. Later in April they plan on advertising the free home assessments, either done by a representative from the Fire Department, ODF or USFS. The event decided for Detroit is to have a woody debris disposal day at the former grade school that people can leave and ODF would dispose of it properly. That Idanha wants to do a community potluck on May 6th which is also the same day as the wildfire community preparedness day. She talked about people showing up and dropping off their debris, to make sure and sign a volunteer paper saying they worked however many hours on their properties, which will count towards community service, and is what we need for our application to become a Firewise Community. After doing that and putting everything together into a community wilderness preparedness plan, it will be sent in with our application. Discussion followed. Councilor Messmer motioned to approve the woody disposal day at the former grade school on May 6th, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed. **Changes to Dispersed Camping in National Forest:** Suzanne Cable, Detroit Ranger District stated she is here on behalf of Grady McMahon and introduced Josh Weathers. Suzanne explained that they have some ideas in developing, on how they manage some of the use that is occurring for recreational forest. She talked about the volume of use they've been seeing on the national forest in areas surrounding City of Detroit and the lake. That it has increased quite a bit the last few years. That she, Josh and Grady have been looking for options on how they can do a better job on managing that use. Essentially what they would like to do in certain locations on the roads radiating out from town and the south shore of the lake, is to set it up to encourage day use more than overnight camping. On Breitenbush road they already have an existing day use only zone that extends a mile up the road. After that people are free to camp anywhere they choose along the road. That we know that is a very thin corridor at the highway, a thin strip of land, right down to the river. What they have been seeing and are interested in changing are the impacts that are related to the amount of use for camping in that zone. What they see is limited day use

access for people who want to access the water for the day, a lot of those sites are very consistently occupied by campers so it's difficult for people to access the river there and the campers are causing some damage that exceed what they feel is appropriate, such as garbage, erosion leading to the river, human waste, etc. So what they want to do is extend existing closures on Breitenbush Road, up French Creek Road and then also where there is an existing closure they want to stretch it a little further including on the Blowout Road. So they want to encourage day use, extend hopefully the no camping zone, reduce the impacts of all the camping including unattended campfires, which is also a problem in those areas. In addition, safety and concerns they have for their own employees who are going down to these sites and cleaning up after people after they have left. She said they are not planning to increase capacity and expect there will be some displacement, so people are still going to want to camp, but they are pushing them further out of the drainages. That people can camp anywhere they want on the national forest except where they have extremely regulated it, and thinks they will probably push farther up. That they are asking for input and want to try and get it right. That this is experimental and will see what happens this summer when they try it, see what the displacement is like, see if there are any unintended effects they hadn't anticipated.

Josh Weathers agreed that this is an experiment to see how it goes and reported they started a similar experiment in 2013 when they put a no camping closure, day use only on the French Creek Road and Blowout Road. They went 200 feet from each side of the road and made French Creek Road ½ a mile and Blowout Road 5 miles and it seemed to do pretty good, it did displace some users up French Creek and a little bit on the Blowout Road. Since they did have some success with it, they want to try pushing a little further, extending that out. With Blowout Road they will extend it from 200 feet to 500, because they would also like to help the summer home owners, where they have had issue with campers coming into that area. It wouldn't be the full Blowout Road, once you come to the intersection to the suspension bridge, and then it would extend the remaining portion of that 8-miles down. The Breitenbush they currently have a closure of 200 feet off the road, up the first mile and finally succeeded in the last few years to make that work. Their plan is to bump it out to 500 feet as well, and extend it out five miles just past Humbug campground. That will be changing the use from camping to day use for about 38 campsites. In addition, he said this would also include 500 feet from the shoreline at Elk Lake. French Creek will be extended from 200 feet to 500 feet and 2 miles up. Over all it would potentially displace about 60 individual camp sites. Councilor Larson Hills asked how they were going to deal with public awareness. Suzanne explained that before making a decision on whether to do this or not, they will be doing scoping, going to other groups and organizations, individuals they know who are interested in this, and reach out to newspapers and share the information of what their plans are and ask for feedback. That will then allow Grady to make an informed decision about whatever he thinks is best on whether to move forward and do this or potentially modify the plan. Once he's made that decision, they will then have a special order, which is an enforceable law and then they come to the communication plan. They will work with the public affairs office of the Willamette National Forest and do the best they can to get the word out once the decision has been made, to as many different media sources as feasible. Then they would do posting notification at their sites along those areas. They expect they are not going to get 100% compliance right away and are going to work towards education and information and doing as much soft enforcement as they can. Concerns were brought forth regarding medical emergencies and fire safety by pushing people further out. Further discussion followed. Suzanne and Josh stressed the importance of wanting council's feedback good or bad and encourage them to contact them.

5. APPROVAL OF MINUTES OF THE LAST MONTH - City Council Regular Meeting of February 14, 2017. Councilor Manthe motioned to approve the minutes from last month, motion was seconded, all in favor; (5) Larson-Hills, Ruyle, Munn, Trett, and Manthe. Abstain (1) Messmer, motion passed.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – Motion was made to approve the bills not raising a conflict, by Councilor Manthe, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed. Motion was made by Councilor Manthe to approve the bill in conflict check #16597 to Gerry Hills, motion was seconded. Councilor Ruyle started discussion regarding when the plowing was done, the day after all the snow. Recorder Pavoni explained he cleaned up because it was going to be a big mess. He plowed for 3-hours. All in favor; (5) Ruyle, Munn, Trett, Manthe and Messmer, Abstain (1) Larson-Hills, motion passed.

7. UNFINISHED BUSINESS

7.1. Rotating Meeting Schedule – Assistant Fire Chief Jack Krill reported the board meeting is tomorrow night at 6:00 PM and named who was on their budget committee.

7.2. Flashing Light Update: Pedestrian Crossing Hwy 22 & Forest Ave. – Mayor Trett reported the new part is on its way and put in tomorrow.

7.3. Code Amendment Updates – Mayor Trett reported we hadn't received confirmation if we received the Marion County Community Projects grant yet to pay for the code amendments.

7.4. Eclipse August 21, 2017 – Dean O'Donnell reported he got confirmation on dumpsters, trash cans, entertainment and beer garden at the meadows, beer garden at Kanes for Saturday and Sunday. There was discussion about parking in town. Dean asked if there was any chance the park was going to be accessible for parking. Councilor Larson-Hills said that Kevin is working on getting the donation for that project. Recorder Pavoni added everyone is trying. People can open up their property for parking.

7.5. SDC Amendments – Mayor Trett reported on the SDC project update from Engineer Rob Henry. Current status; Mike Henry has been working on the update. They have moved offices, and had a couple project bids in the past month, so they have not been able to finish up the work. The work can be completed within 30-days. That there is some information they need from the city to complete the Methodology. ORS requires the city maintain a list of persons who have made a written request for notification prior to adoption or amendment of a methodology for any system development charges. He said council has to establish a date for a public hearing. That the date must be a least 90 to 120 days away to notify, Council agreed a 120-days. Councilor Munn asked if this was for the waterlines that we're trying to get money for and Recorder Pavoni explained this is for System Development Charges, which is charged for any new development and that our current amount is fairly high and council has been wanting to down size it a bit. That we need to make changes to the structure because some of the water upgrades have already been improved, so that is going to come off, but more is going to be added. It's going to be Streets, Water and Park, that park is going to be included but with no amount, because we have no investment, it's all grants. That we are more or less trying to lower the rates and also to make it more user friendly so that not everyone has to pay a uniform fee. Councilor Munn said he asked, because of concerns regarding the new replacement waterlines coming into town and not letting the same things that happened on Detroit Road happen again, to make sure it is done right.

7.6. Dangerous Structure 140 Deer Street – Council discussed the property owners Structural Engineer's report from August 2016 stating that the structure was safe and deemed the structure to be worthy of being saved with a rebuild rather than demolition. Also discussed was the letter sent from the property owner that he would have plans delivered soon for city review. Concerns were brought forth that the property could be a fire hazard and was an eyesore. Councilor Munn motioned they serve the property owner notice of enforcing ordinance 189 (dangerous structures), motion was seconded. After further discussion council agreed that the property owner be informed if official action in obtaining permits is not received, that council would implement ordinance 189. Motion was made by Councilor Larson-Hills, to amend the motion that a letter be sent to the property owner saying we need to see some action being done, such as in permits, application and or plans by the next city council meeting on April 11, 2017 or they will vote to impose Ordinance 189's procedures, motion was seconded, all in favor of the amendment motion (5) Larson-Hills, Ruyle, Trett, Manthe and Messmer, Nay; (1) Munn, motion passed. Mayor Trett asked for the vote on the amended, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed.

7.7. Idanha-Detroit RFPD Facility Joint Use Agreement Review – Mayor Trett was to meet with Fire Chief Rash, he said he was unable to get that done because of Doctor appointments and would get on it this month.

8. NEW BUSINESS

8.1. Important Dates: Budget Calendar, Annual Saturday Meeting and More – Councilor Manthe moved to accept the budget calendar, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed. Recorder Pavoni stated they needed to set a date for the Saturday Council meeting. Councilor Manthe motioned they hold the Saturday meeting on August 12th at 10:00 AM, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed. Councilor Ruyle reported she may not be here. Mayor Trett reported

Summit Cleaning and Restoration would be here on the 21st to start water mitigation on the damage reported to our insurance carrier.

8.2. ORD No 250 – An Ordinance Mandating Garbage Collection Service – Mayor Trett explained this comes from people just throwing garbage in their back yard. Discussion followed about enforcing our nuisance ordinance instead of mandating garbage service. Councilor Messmer motioned this be tabled a month to do more research, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed.

8.3. Quote to Fix Street Maintenance Truck – Mayor Trett reported that the driver side door of the street maintenance truck cannot be opened, to exit the truck the window has to be rolled down and push the outside handle button. A quote was obtained by Canyon Auto Rebody in Mehama for \$610. That council needs to discuss if it is worth it or if it's time to consider a new pickup for the water department, and pass on the current water department pickup to the street department. That financing a new vehicle remains a challenge because we still have two annual payments of \$6,958 left on the Kubota. Current balance in the Vehicle Reserve Fund is \$5,300. Councilor Manthe stated that the pickup runs great, that a major rehall was done on it just around 3 years ago. That it's just the door and that he noticed today that there is a crack in the windshield. Discussion followed. Councilor Manthe motioned we have the truck fixed, motion was seconded. All in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed.

8.4. Total Maximum Daily Load (TMDL) Annual Report for 2016 – Mayor Trett reported that the summary from TMDL meeting regarding the 2016 updates is for information only, no action needed from council.

8.5. Annual Backflow Testing Update – Mayor Trett reported all reports have been done and sent to the state.

8.6. League of Oregon Cities (LOC): HB 2099 Letter of Support Request – Mayor Trett reported this bill would provide increased certainty to a number of water right permits that were issued to municipalities prior to 1998, that they believe the city of Detroit's permit would be included among those permits that are likely to benefit from this legislation. That they would like us to write a letter saying we support passage of house bill 2099. Councilor Manthe motioned to write the support letter, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed

8.7. SPRINT Request: Temporary Cell Tower on Wheels – Mayor Trett stated they have a request from Sprint to put in a temporary tower at the park site for a year and would pay us \$900 per month for rent. It would be on wheels and go up 100 feet. He reported they are trying to get on the AT&T tower but is going to take them awhile to do that. Councilor Ruyle asked about the power source and if it were going to run off a generator, she has concerns for neighbors regarding noise and questions about radiation. Councilor Munn responded from looking at the plans, it looks like it would be run off large batteries. Councilor Larson-Hills stated that the radiation is her concern and reported that she did some research and looked at studies that had been done on cell towers. That the American Cancer Society and World Health Organization said they had studies from 1999 -2014 that said it was safe, but there is a more recent study that came out about a long term study with rats and cell phones and the rats did develop tumors in the brain and the hearts. That it is still fresh and we really don't have a lot of research done on that, that she is really concerned about the risk and health to our public. Another concern she had was how tall it is and where it will be located and if it fell would it land on a resident. Recorder Pavoni stated that the rule is however tall it is, it has to be the same distance away from any residence. Discussion followed regarding Councilors Ruyle and Larson-Hills concerns. Councilor Messmer motioned to approve with the provision that they get a plat showing the placement and everything else to make sure it's safe, motion was seconded. Councilor Munn also voiced concerns about the amount of noise, that we don't want it by to many residential areas where we have a lot of complaints and then have to reverse the decision later. All in favor; (5) Ruyle, Munn, Trett, Manthe and Messmer, Nay (1) Larson-Hills, motion passed. Councilor Ruyle voiced concerns about them being able to sub-lease, or transfer the use of any portion or all of it, without consent or notice to the land lord. Assistant Fire Chief Krill commented (inaudible) that they always tell them to seek outside assistance to help negotiate everything out, that cell companies will throw these at you for so much money, that they get someone to represent them and look at it, cause they do this all the time. That he thinks that \$900 is lower than what they are willing to pay. That he would get someone

outside the system that knows this stuff and look at it for us. Recorder Pavoni stated that it already did go to our attorney and he said it is a very common practice. Lyn Schultz commented that they are an eyesore and is glad it isn't in sight where she lives and why are they in such a big hurry, why don't they wait until they get their permits and get whatever they need on the AT&T tower. Terry Bonnett asked if this would be a contract for one year and if they pull out early are they still liable for the whole year. Recorder said no and if they did pull out early they could but they have to be out by May 1st. Councilor Ruyle pointed out it did say in the agreement they could go longer but that was going to be taken out, it's not open ended. After discussion, Dean O'Donnell suggested council asked them to come up here and answer all these questions. Councilor Messmer withdrew his first motion and changed the motion to invite SPRINT to come to the April Council meeting for discussion on placement of a temporary tower at the park site. Councilor Manthe asked if that would be too late, Recorder Pavoni said probably and asked if they would be willing to do a special session. Mayor Trett changed the motion to invite SPRINT to a special council meeting to answer questions about the placement of a temporary tower at the city park, motion was seconded, all in favor, Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed. Recorder Pavoni stated she would also find out if they could come to April's meeting and added that we could invite the neighbors too and the Mayor said yes.

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

10. COMMISSION AND MAYOR'S REPORTS

10.1. Mayor's Report – Jim Trett reported the legislation was mostly discussed at the Mid-Valley Mayor collation meeting he attended on February 22nd in Aurora at Columbia Helicopter. He also reported on the Mid Valley Rural conference in Keizer. A lot of idea's focusing on small cities and bringing small business into town. He said one thing about going to these things is the things you pick up. For example this was the day of the second snow this last week and they were running around trying to get the plowing up and running, before we knew if Gerry could do it, and one of the ladies there let him know who would do snowplowing if we needed help, so we have a backup and maybe an option for next year.

10.2. Police and Safety Commissioner's Report – Mark Messmer reported he was gone most of the month and did not attend the Marion County Officers Advisory Committee. Dean O'Donnell reported on the break in at Cedars.

10.3. Street Commissioner's Report – Greg Sheppard absent, no report

10.4. Water Commissioner's Report – John Manthe reported on water use and consumption for the month of February. He said the leak that was fixed on Santiam Ave. saved about 12,000 gallons a month. Meters were read on the 28th and no big leaks were found.

10.5. Building Commissioner's Report – Vicki Larson-Hills reported there were five residential building permits, two commercial, and one septic for the month of February. One was finalized and the rest were applied for.

10.6. Parks & Rec Commissioner's Report – Debby Ruyle stated that staff did a letter to Knife River Corporation, which was really well done. Basically explaining what we are trying to do at the park and asking if they would be able to help in getting rid of the concrete and boulders and helping level the area. Councilor Munn suggested we also send Emery & Sons a letter. Mayor Trett added as we start looking at development of the park, at the conference they brought up Metro paint, which is recycled paint that is either free or very low cost. Trett & Munn said now they have colors you can choose from. Debby asked for permission for the Mayor to sign the letter and maybe change a few things and also send it to Emery & Sons as well. Councilor Larson-Hills added that Kevin also had another company, she could get the name, and send them one as well. Council agreed.

10.7. Emergency Preparedness Commissioner's Report – Keith Munn reported that the Forest Service is looking for some help in the future for their porta potties out in the lake. It costs them about \$20,000 to maintain those three porta potties. That hopefully everybody can help them out financially, because they are good for two more years and then they could go away if we don't try to help out. He also reported that he talked to Debby today about a grant the snowmobile club is working on, called an RT grant. It's for trails, walkways, could be for something like a canopy for over at the park, something we need to look into every year. It is through the Department of Transportation (federal) they give it to the state and state dishes it out. He said he attend the SECOR meeting. It is like a private economic development, not a government agency, but a lot of the councilors with Marion

County are part of this, and thinks this is something we should stay real close with, and would be happy to go to all those meetings. Christine stated we are part of it and would start sending him the emails.

> Councilor Ruyle reported that Dave Shelton did get back to her regarding the sign for the park and he said 48"x32"x1/2" would be about \$115 to put down at the park saying Future Park, is coming this date and funded by...the grant and giving the website that's already up and running with Federal Highway Division. She said there is still room on the no trespassing sign that is there.

10.8. Planning Commission – Inactive

10.9. Sewer Committee –Inactive – Mayor Trett read email from Ken Woodward regarding the March 11th sewer project meeting in Gates. A small group covered a lot of ground and that he was the only representative there for Detroit. Mill City, Gates and Lyon's each had one council member. Danielle Gonzalez brought an assistant that just moved here from Wyoming, his name is Mark. He said that Detroit has seven council members and none showed up for this meeting. The next meeting is Saturday March 18th at Gates Fire Station. Detroit needs to show Marion County they support this project and hopes to see representatives from Detroit at this next meeting on Saturday March 18th at 9 AM. Councilor Munn stated this meeting is not for everybody that's for it or against it, it's kind of a facts finding, input, etc. The more feedback they can get, the better off we'll be at the end, when they decide what's going to happen. Recorder Pavoni added anyone can go, that they do need representation from the city, business people, etc.

11. Update **ADVISORY COMMITTEE REPORTS** - Federal Lakes Recreation Committee for Detroit Lake Next meeting Wednesday, April 19, 2017 at 6:30 PM – Gates Fire Hall

12. **PUBLIC COMMENTS** – None

13. **CLOSE CITY COUNCIL REGULAR MEETING** - Announce start of Executive Session and Purpose (to consider employment of an employee pursuant to ORS 192.660(2) (a) Executive Session is closed to the public. Mayor Trett closed the regular meeting at 8:26 PM.

14. **OPEN REGULAR MEETING** – Mayor Trett reopened the meeting at 8:34 PM

15. **DECISION** - Mayor Trett announced that Kelly Galbreith was hired to fill the building maintenance position.

16. **ADJOURN** – Councilor Manthe motioned to adjourn at 8:34 PM, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Manthe and Messmer, motion passed.

Signed:

Attest:

Jim Trett, Mayor

Christine Pavoni, City Recorder

Transcribed by Deborah Hastings, City Clerk