



**DETROIT CITY COUNCIL
Regular Meeting Minutes
Tuesday, April 11, 2017**

CALL TO ORDER: Mayor Trett called the meeting to order at 6:31 PM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. PLEDGE WAS RECITED

2. COUNCILORS PRESENT –Mark Messmer, John Manthe, Greg Sheppard, Jim Trett, Keith Munn, Debby Ruyle and Vickie Larson-Hills **Councilors Absent** – None **Staff Present:** Christine Pavoni City Recorder, Deborah Hastings City Clerk. **Citizens Present:** Andrea Martinez, Zola Saner, Leah Fredericks, Charlotte Nesbitt, Lyn Schultz, Jenny Janos, Scott & Callie Lunski (not signed in) Mike Miller, Joe ? (not signed in) and John & Sandi Elwood (not signed in).

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

4. ANNOUNCEMENTS –

4.1. Sprint Tower-On-Wheels: Leah Fredericks informed council of a drawing showing the proposed location placed in front of them. That they are proposing to bring in a temporary cell site, which is meant to cover the area over the summer while they work with some of the existing towers on a permanent location. She explained that it is essentially a trailer that comes in with a telescoping tower that is self-sustaining with radios on the back of the tower and is within the 50x50' area secured by guywires all within the 50-foot area and then fenced in. She stated that it is designed to run off of permanent power, so they will be working with the utility company to bring electrical power into the site and the backup generator is battery, so there won't be any noise. The plan is to keep the tower there from when they can get installed hopefully sometime in May until April 30th of next year, so that it is out of the park when development of the park starts taking place next summer. Councilor Munn asked about how close you can be to the tower before you start getting rays from it. Leah stated from the ground there is virtually no risk of radiation, the radiation becomes a danger when you are 3-4 feet in front of the actual antenna for 3-4 hours. That the radiation type is non-iodizing, which is not like a microwave, that there were question if there would be any type of long term affects. That this is a type of technology where when you turn it off, it's off. She explained that anybody who is operating with an FCC license are doing so under federal guidelines that mandate any sort of omissions, interference and health concerns. Councilor Larson-Hills asked if there were any research to back that up, that most of the research she looked up was older. In more recent studies there was one that came out in 2016 that showed it still wasn't conclusive in talking about cell towers in general but also about cell phones, there is different types, not just cell towers, but rats did develop cancer from exposure. Leah stated that there is a difference between the frequencies, that the one they operate on is called non-iodizing, that it's different than a microwave. And the type of things they are seeing is coming off those sort of microwave rays. Larson-Hills said it was talking more specifically about cell phones. Leah said she could definitely provide a letter explaining that all of their installations, maintenance, and operations do comply with what is generally accepted to be within a very safe realm for humans and animals and other living beings. There was further discussion regarding the city using the property for public parking. Leah explained that it will all be fenced in with a six foot fence and that cars could park right up to the fence. She stated that the electricity would be put in at their cost and would coordinate that with the utility company that they would have their own meter and billed directly and the city would have no involvement in that at all. Councilor Ruyle asked about the likelihood of it falling and Leah answered that the site is designed based on what the maximum wind load is, which we are at 110 to 115, that it is designed to stay up with 120-mile an hour winds. Leah was asked if it is their goal to attach to the current cell tower and she said they are looking at two long term plans, Halls Ridge and the ATT tower. That she is working with them right now to come up with a permanent location. After question came up if she thought they would leave earlier than April, Leah

stated she didn't think that would happen, but for budgetary reasons they could pay the city a onetime fee for the year. There was discussion in regards to them having the electrical put underground and leaving it when they leave. She said they would have to work with the power company directly, they kind of mandate that, so they would have to ask the utility company and if that's the case, what they would want to do is when they design which direction the power is coming in, find out where we would want it left so we make sure it's going in the right direction. That if they are going to do underground trenching, they could absolutely leave it there. She felt it would be a good idea if we all met with the utility company when that meeting takes place, they could work with us to try and get it in where we would ultimately want it. The fee was discussed, Leah said she could guarantee \$1,000 per month for twelve months. She said that the language in the contract regarding them being able to sub-lease, that space will be taken out, and make sure that is in the final contract. Councilor Manthe motioned to approve the proposal from Sprint for \$1,000 per month, 12-month guarantee up front and they will provide power underground, per CPI, motion was seconded, all in favor; (6) Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, Nay (1) Larson-Hills, motion passed.

4.2. Temporary RV Use Permit in Conjunction with A Land-Use Permit Application: John and Sandi Elwood – Mayor Trett reminded council that because of a land use application for an RV park at 150 Patton N., questions in regard to the application could not be asked. The property owner Sandi Elwood talked about the hardship to build on the property and asked council for permission to use it as a temporary RV park until they get through their application process. This would also give the council 30-days to observe the way the RV Park is going to be ran and the parking. The design would be for four units with one parking space per RV, never on city right of way. Because it's getting close to season, there are 30 plus people waiting for RV spots up here, so there is quite a demand for it. The idea is to have something that will look nice and be attractive and not just a parking lot, and to create revenue as well as giving people a place to stay when they come here. She asked that council give them a chance to show them what it would look like. Recorder Pavoni added it is important to know they are not planning to do it day by day, but planning to do seasonal use. Discussion followed. Councilor Messmer proposed they move forward and allow it, motion was seconded, Mayor Trett stated motion was made by Councilor Messmer to allow a temporary RV use permit and motion was seconded and the fee to be \$100.00 per month, all in favor; Larson – Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

4.3. Firewise Update: Andrea Martinez reported the recruitment drive and door to door mass message about the Firewise day event coming up on May 6th, which is a Saturday, was finished. That she hopes and expects everyone to be there. She talked about it getting close to the fire season, that the point is to try and get more people educated about wildfires possibly happening, so cleaning up your properties and if you have any woody debris you want to get rid of, they are more than happy to take it away for you. You can take it down to the old elementary school drop off, all they ask is you write down your name and how many hours you worked towards your project, then that will go towards our CWPP and hopefully we can become a Firewise community, the first in Marion County. She said they were also promoting free wildfire home assessments, if anyone is interested in that give them a call. Councilor Ruyle asked if people cleaned up their property but took the debris somewhere else if that time would still count and Andrea said yes they would like some sort of record.

5. APPROVAL OF MINUTES OF THE LAST MONTH - City Council Regular Meeting of March 14, 2017. Councilor Manthe motioned to approve the minutes, motion was seconded, all in favor; (6) Larson – Hills, Ruyle, Munn, Trett, Manthe and Messmer, abstain (1) Sheppard, motion passed.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – Motion was made to pay the bill not in conflict by Councilor Manthe, motion was seconded, all in favor; Larson – Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

7. UNFINISHED BUSINESS

7.1. Rotating Meeting Schedule – Councilor Munn reported new turnouts were received for fire and also turnouts for when they go out on motor vehicle accidents and new boots etc. They receive oxygen tanks and are training on those, so now some of them can enter a house during a fire. Councilor Ruyle added, that was all paid for by grants. Munn stated they purchased a new vehicle to be used as an emergency first aid medical, that it's not here yet, but it's coming. That the Fire Department is doing real good, they just need more bodies. Councilor Sheppard asked if Breitenbush community was considered part of the department and Keith said they haven't signed the contract yet but are really close. That they also received the same new equipment they got.

7.2. Flashing Light Update: Pedestrian Crossing Hwy 22 & Forest Ave. – It's in and working.

7.3. Code Amendment Updates – Mayor Trett reported we received official word that we were awarded the Marion County Community Project Grant to update the city's development code and address tiny homes. Christine will coordinate a project schedule with the city planner. Councilor Messmer asked what the process was and Christine said we are going to have to have public hearings and probably have a committee of councilors and citizens. That we have a year.

7.4. Eclipse August 21, 2017 – A lengthy discussion followed regarding parking for the Eclipse. Scott Lunski reported that he has been talking with Dean O'Donnell about parking at the warehouse (the mill) in Idanha, that they are still trying to figure out the logistics. Mayor Trett asked if the city could provide contact information for people who will provide parking. Councilor Larson-Hills added whoever we give that list to must understand that the city doesn't endorse or take responsibility, that is between them and whoever they are contracting with. Parking at the former grade school property was discussed. That someone will have to be on site. Scott Lunski suggested parking permits per spot. Zola Saner, Idanha Councilor was asked what Idanha was doing about parking and she said there are a couple of people in town that are opening up their properties and they are also having an event at the park. That they have a committee that's working on it and would find out more at their meeting tomorrow night.

7.5. SDC Amendments – Mayor Trett reported HBH Engineering is waiting to get specific information from the city which is being worked on.

7.6. Dangerous Structure 140 Deer Street - The property owner applied for a structural permit and paid the fees as council asked. There was discussion about how long before he had to start the work.

7.7. Idanha-Detroit RFPD Facility Joint Use Agreement Review (postponed) – Mayor Trett reported we are still waiting to get some information for the Fire Department facility use agreement.

7.8. Amended Budget Calendar for FY 2017/18 – Mayor Trett stated we need citizens for the budget committee. Recorder Pavoni reported Debby Ruyle recruited Kurt Hagerman. Recorder Pavoni stated on the budget calendar from last month there was an error for the regular council meeting, it was listed as June 11th, and the correct date is June 13th. Councilor Larson-Hills pointed out for the May budget hearing meeting it says Wednesday, June 6th it should be Tuesday, June 6th.

8. NEW BUSINESS

8.1. Outdoor Mass Gathering Application: Detroit Lake Fishing Derby – Councilor Messmer moved to approve and issue the permit and waive the fee, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

8.2. Liquor License Application: Detroit Lake Marina – Councilor Munn motioned to support the application motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

8.3. Ordinance No 250: An Ordinance Amending Ordinance No. 244 (Marijuana Licensing Requirements) – Mayor Trett read ordinance 250 in full and then by title. He explained that in ordinance 244, one of the requirement in establishing a marijuana facility is that it could not be within 100 feet from an established dwelling. This does not agree with the Detroit Ave. North location since dwellings are located behind the entire west side of the street. Councilor Munn motioned to change ordinance 244 to the new ordinance 250 amending ordinance 244, motion was seconded. Mayor Trett stated motion was made and seconded to adopt ordinance 250, all in favor; Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

8.4. Canyon Clean-Up: Request submitted by City of Idanha – Mayor Trett read a letter of invitation from City of Idanha to participate in the 1st annual Canyon Clean-up from mile post 51 to all mile posts west to the Forest Service. That City of Idanha has applied for a permit through ODOT to clean up Hwy 22 from Mile post 51 through 54 for years and would like to extend it this year. The City of Idanha would apply for these permits and advertise for it, that all they ask is for our blessing and community volunteers to help with the pickup of trash. That all safety gear, signs, bags and litter pickup tools are included in the permit and provided by ODOT. Discussion continued with Idanha City Councilor Zola Saner. Councilor Debby Ruyle motioned they support the Canyon Clean-up, motion was seconded, Mayor Trett added and dates to be determined by the City of Idanha. All in favor; Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed.

8.5. LOC Bulletin: Proposed Permitted Use of Local Lodging Tax Revenues – Recorder Pavoni reported if this goes through it would mean we could use the TOT money for more uses than we can

right now. It could be used for sidewalk improvements, benches, parking facilities, etc. That it is very restricted what it can be used for right now. Discussion followed.

9. CORRESPONDENCE – City Recorder, City Clerk – No questions or comments on letters sent or received.

10. COMMISSION AND MAYOR'S REPORTS

10.1. Mayor's Report – Jim Trett reported one of the League of Oregon Cities priorities is the recreational immunity bill, and received a notice from them today on an unanimous vote from the judiciary committee to approved a bill to restore recreational immunity. This session now moves to a set up for a vote and then to the house for further consideration. Jim reported that he attended the Rural Day at the Capitol on April 4th put on by the Rural Development Institute out of Eugene. That they will have another training later in the month that he would be attending. He reported that Senator Merkley had a town hall meeting at Woodburn High School and updated on what's going on in Washington and talked about what our needs were.

10.2. Police and Safety Commissioner's Report – Mark Messmer reported we are getting into our busy period again and this is going to be when we see more crimes of opportunity, right now most recently there have been property crimes, a few thefts of firewood on Butte Street and someone attempted to get into a storage on Front Street. For people to keep an eye out and utilize Nextdoor.

10.3. Street Commissioner's Report – Greg Sheppard reported he is going to put in for the Small City Allotment grant from ODOT. That he would like to put in for Deer Street again and Detroit Road and not do Forest and do Patton S. instead because it goes by our proposed park site, that we might get more points for that.

10.4. Water Commissioner's Report – John Manthe reported we are still waiting to hear on the loan. He read usage and consumption report for the month of March. Meters were read on the 31st and no major leaks were found. After fixing the leak on Santiam Avenue, water unaccounted total went down by 400,000 gallons. And a new water service was put in on Detroit Road S.

10.5. Building Commissioner's Report – Vicki Larson-Hills reported in the month of March there were six issued permits, three commercial permits and two residential final inspections.

10.6. Parks & Rec Commissioner's Report – Debby Ruyle reported on February 27th the Federal Hwy folks, Department of Forestry, City Staff and a couple of community folks met and talked about the plan; that they had their project manager, a landscape architect and a couple of engineers there. They went and looked at the site and the flats area. After draft plans were sent, she, Shari Flanders, Christine and Rick Morgan met on April 3rd to look at what they were proposing and what we were actually wanting. So they put some things in place and sent them back. She stated the sign is up at the park. She reported on the progress from the letter sent out asking for help to clean up the former grade school. Emery & Sons were the only company that responded. Biggest problem was finding a local dump site, Siegmund in Mehama agreed to take all the material. Emery will bring up two trucks and trailers for two days. If can't get the two, city may have to pay for one which would be about \$1,000 per day. Councilor Manthe motioned to approve spending the money, up to \$2,000 for another truck if we need to, motion was seconded. Discussion followed in regards to filling the hole. All in favor for the motion spending up to \$2,000, Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed (*the voting part of motion was completed after 10.7*).

10.7. Emergency Preparedness Commissioner's Report – Nothing to report

10.8. Planning Commission – Inactive

10.9. Sewer Committee – Mayor Trett read email from Ken Woodward on update from the Canyon-wide Sewer System meeting in Gates on March 18th. Next meeting will be on April 8th.

11. ADVISORY COMMITTEE REPORTS – Mayor Trett read email from Dave White regarding the April 19th Federal Lakes meeting on some of the agenda items.

12. PUBLIC COMMENTS – None

13. ADJOURN – Councilor Manthe motioned to adjourn, motion was seconded, all in favor; Larson-Hills, Ruyle, Munn, Trett, Sheppard, Manthe and Messmer, motion passed. Adjourned at 8:00 PM.

Signed:

Attest:

Jim Trett, Mayor

Deborah Hastings, City Clerk