



DETROIT CITY COUNCIL
Regular Meeting & Executive Session Minutes
Tuesday, November 13, 2018

CALL TO ORDER: Mayor Jim Trett called the meeting to order at 6:30 PM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. ROLL CALL – Councilor’s Present – Vickie Larson-Hills, Shelley Engle, Debby Ruyle, Greg Sheppard, Jim Trett, John Manthe and Ken Woodward. **Absent** – None **Staff Present:** Christine Pavoni City Recorder, Deborah Hastings City Clerk. **Citizens Present:** John Engle, Terry & Sharon Bonnett, Keith & Anita Munn, Bob & Sandy Franz, Dean O’Donnell, Andrew Siegmund, Eric Page and Chris & Sara Tardiff

2. PLEDGE WAS RECITED

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

4. ANNOUNCEMENTS - Request to Speak: Terry Bonnet stated they (the Can Can Club) would like to get the ok from the City to plant some trees in the concrete barriers we have around town. That there are four right now and they are looking at buying a few more and planting trees and bushes that would grow from the side and down to help the tree, where it doesn’t dry out as fast. That if they get the ok, they would maybe like to have Rick Morgan with the little tractor help with dirt or whatever. He said they are also looking into a flag pole for the City Park with a solar light on it. That they would get the permit to install it. Councilor Manthe motioned they accept the Can Can Club’s offer, motion was seconded. Terry said the only thing the city might have to do is lower the flag at half-mast if we need to. He said he would like to see one of the concrete barriers on the corner of Forest and Detroit and maybe one down by the restaurant and one between Detroit Market and the new building. Discussion followed. Councilor Ruyle added that Greg had mentioned wanting to put a flag pole down by Howards Memorial, so they are also looking at the price of maybe a smaller one. All in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

5. APPROVAL OF MINUTES OF THE LAST MONTH – Councilor Manthe motioned to approve the minutes of Saturday, August 18th, motion was seconded. All in favor; (6) Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe, Abstain (1) Woodward, motion passed. Councilor Manthe motioned to approve the minutes of September 11, 2018, motion was seconded, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed. Mayor Trett stated the minutes of October 9, 2018 are in progress.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – Motion made by Councilor Manthe to approve the bills not raising a conflict, motion was seconded. Councilor Larson-Hills stated she may be in conflict with the bill for Attorney Wally Lien, regarding the illegal tree removal by Elwood/Hills. All in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward. Motion to pay the bill in conflict check number 17445 to Wally Lien, made by Councilor Engle, motion was seconded, all in favor; (6) Engle, Ruyle, Trett, Sheppard, Manthe and Woodward, Abstain; (1) Larson-Hills, motion passed.

7. UNFINISHED BUSINESS

7.1. Rotating Meeting Schedule – Lyn Schultz reported the Fire Board is still looking for a new chief and are going to start recruiting for a second R & R person, (recruitment & retention). That currently they have Seth who supposedly has six volunteers, fully trained fire fighters. That it will take a period of time

to get them all on the schedule. That hopefully with the help of SDAO they are going to get a temporary chief in. Councilor Ruyle added that the Safer Grant expired so we no longer have 24-7 coverage like we have had for the last two years.

7.2. Update: 137 Patton Street Dangerous Structure – Mayor Trett reported that they have attained an attorney so this was turned over to our city attorney, so it's in the attorney's hands at this point.

7.3. Update: 150 Santiam Ave. Property – Mayor Trett stated the structure was to be down by the 31st of October and the property owner came in to City Hall on October 25th and reported everything was done and that Councilor Manthe verified that it was down and the property looks good.

7.4 Capitol Christmas Tree Road Trip through Detroit – Mayor Trett moved this to the Mayor's report.

7.5 City Attorney Vacancy – Mayor Trett stated that City Attorney Wally Lien would be retiring at the end of the year. That they have received two proposals, one from Mark Hoyt who was recommended by Wally Lien and Bill Monahan, contracted through COG. After discussion, motion was made by Councilor Engle to accept Bill Monahan as the City Attorney through the Council of Governments, motion was seconded, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

7.6 Snow Removal Contract – Mayor Trett stated that we have contract offer that is basically the same as last year. We cleared up the fact if we needed someone in a hurry we could bring on someone like Kevin Hills to get started until they could get here in the event of a sudden snowfall. Councilor Manthe motioned to sign the contract with Sigmund's, motion was seconded. Discussion followed, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

7.7 ATV Ordinance Violations - Mayor Trett stated this would stay on the agenda.

8. NEW BUSINESS

8.1. Wayfinding Grant – Marion Cultural Development Corporation (MCDC) – Mayor Trett reported that Lisa from COG contacted Christine some time ago regarding a grant they have been applying for to create a walking map for various cities and thought Detroit would be a good candidate. Christine didn't hear back until the day before the grant deadline so they went for it and applied. If we receive it, we have a year to produce the flyer. We will need a couple of people to sit together and create a couple of walking loops. Discussion followed.

8.2. Can Can Club Donation – Resolution No. 583 – Mayor Trett read resolution 583 by title, a resolution to accept a generous donation from the Can Can club dedicated to the purchase of park accessories. The City received a check for \$661.91 from the members of the club to purchase three safe smoker vessels and two dog waste stations for the city park. That we need a resolution to accept the donation. Councilor Engle made a motion to accept the donation from the Can Can Club, motion was seconded, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

8.3. Job Opening Approval: Park Maintenance Worker – Mayor Trett stated they need to approve the job opening. Councilor Manthe motioned to approve the job opening, motion was seconded. Discussion followed about the wages and job description, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

8.4. Personnel Review Board Recommendation – Mayor Trett read memo from Recorder Pavoni regarding the Personnel Committee recommending changes to city hall hours. The office is currently closed on Wednesday and Thursday afternoons from 12:30 PM to 5 PM. The committee is recommending that office ours be 8:30 AM to 5:00 PM Monday through Friday and closed from 12:30 to 1:00 for lunch. They are also asking that the City Recorder and City clerk stagger their breaks to ensure a staff person is available to assist residents and other customers throughout the work day. Councilor Engle motioned to accept the recommendation to increase city hall hours, motion was seconded. Discussion was opened for councilors and staff. Recorder Pavoni was asked by Councilor Manthe for input. Recorder Pavoni stated that without a third person she doesn't see how this is doable with the work load staff has. Manthe asked if there was money to pay for another person. Pavoni responded yes, that there is about \$17,000 in the contingency fund that could be transferred. Discussion followed regarding how time could possibly be utilized and what the functions of a part time person would be. Councilor Engle suggested council vote on the question at hand on opening hours and let the personnel

committee work out the details in their own meeting. Mayor Trett added and to bring back a recommendation for a part time person. Mayor Trett said we have a motion and second to accept the personnel sub committees recommendation concerning business hours being open Wednesday and Thursday afternoon from 1:00 to 5:00 .and send back to the personnel committee to work out details on how that's supposed to work and maybe look at if we need a part time person. Motion was amended by Councilor Larson-Hills that it take affect January 1, 2019, motion was seconded, all in favor; (6) Engle, Ruyle, Larson-Hills, Trett, Sheppard and Woodward, Nay (1) Manthe, motion passed.

8.5. Vacation and Holiday Schedule Nov/Dec 2018 – Mayor Trett stated staff is asking to close city hall on Friday the day after Thanksgiving to use as their floating holiday. And to approve Christine's vacation from December 24th thru the 27th. Holiday closures are Veterans Day, Thanksgiving, Christmas day and New Year's. Councilor Ruyle motioned to accept the holiday closures, motion was seconded, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

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

10. COMMISSION AND MAYOR'S REPORTS

10.1. Mayor's Report – Jim Trett reported on October 25th Marion County Commissioner had a banquet, that they have every year for people who have turned their life around, that he attended. Later he met with Jessie the sociologist for the Corps, who was up here at one time interviewing people on how the tower would affect the community. Good news is it looks like the recommendation the Corps is going to come out with in April for public comment is a modified draw down, built in the wet. Which means the draw down would happen maybe 2020-2021 getting started and then finish it in the wet with divers, which would not affect lake levels. So hopefully we've kind of turned them around. He said he was in Wilsonville on October 30th for the League of Oregon Cities training, effective leadership. For councilor he said January 24th is City Day at the Capitol. He read off some of the top priority bills they are taking to the legislature. Jim said the burn bans we put in effect really doesn't have a way to be enforced. That he met with Representative Springer and Legislative Council and she is going to try and get that enforceable by police officers. He talked about the Capitol Christmas Tree event and it being a great success.

10.2. Police and Safety Commissioner's Report – Shelley Engle reported she looked through data on crash statistic and that crashes have gone down due to speeding, which brings us to highway 22 and wanted to continue to reiterate how we need to be careful on highway 22. She thanked Greg for asking ODOT to bring the lights for the Capitol Tree Event.

10.3. Street Commissioner's Report – Greg Sheppard reported he's been working on paving bids for next year and wants to find out who can do chip seal in town, that there is not a lot of people that do it. Also we are getting ready to put up snow poles for the fire hydrants. Councilor Engle stated a deliver guy reported there is no street sign at the intersection of North Patton & 3rd. and North Patton & Clester is going the wrong direction.

10.4. Water Commissioner's Report – John Manthe reported on water use and consumption. That one reason water unaccounted for was higher, CPI broke a line while working up on Scott and a leak on Santiam, which were both repaired. He said the water distribution line replacement will be in two phases. That they are going to start on the town side and thinks we can go out to bid in November but nothing is in stone.

10.5. Building Commissioner's Report – Vickie-Larson Hills reported there were two permits applied for residential structural in September. In October there were three permits issued, two residential electrical and two mechanical. Finalized in October there were seven residential permits.

10.6. Parks & Rec Commissioner's Report – Debby Ruyle reported she is really pleased with JRT Construction, that they have been ahead of schedule almost the whole time. That the bathroom should be here and in by middle of December; that it got behind because we had to reorder the bathroom because of some changes we wanted done and they had to put in a change order which took some time. She reported on the progress of the electrical and the planting. She also reported that all the paving is done at the flats and she talked about what all is going in there. Councilor Sheppard reported a couple of contractors are doing bids on the maintenance shed. Debby also talked about hopefully finding a way to stub in the electric for the maintenance shed.

10.7. Emergency Preparedness Commissioner's Report – No report

10.8. Planning Commission – Kevin Hills- In Recess

10.9. Sewer Commission – Ken Woodward reported the special district is moving forward. On the 20th they are going to be interviewing three attorneys to set up the special district. That Marion County is going to foot the bill for the legal service for about a year. He talked about a resolution that is going to be coming soon to council in regards to keep moving forward with the project. Discussion followed. Regarding Broadband he said someone stepped up to the plate and if this project happens, they will come in a lay fiber optics, that he was told that is 85% of the cost of getting internet and broadband up here.

11. PUBLIC COMMENTS – None

12. CLOSE REGULAR MEETING – Mayor Trett announced he would be closing the regular meeting to go into Executive session for the purpose of Case 1: To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed pursuant to ORS 192.660(2)(h) and Case 2: To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed pursuant to ORS 192.660(2)(h) He closed the meeting at 8:10 PM.

13. OPEN REGULAR MEETING – Mayor Trett reopened the regular session meeting at 8:41 PM.

14. DECISION – Motion was made by Councilor Engle on Case 1, that they have the attorney counter offer the offer that has been made and in addition all attorney costs that the city has incurred up to the point of when the final decision is made and if there is a counter offer, the city's offer is to half the attorney fees, motion was seconded. Councilor Larson-Hills purposed an amendment the motion to exactly what Shelley said but would like to add survey and appraisal fees, motion was seconded. Mayor Trett called for the vote on the first motion, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed. Mayor Trett called the vote on the motion as amended to include survey and appraisal fee, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed. Case 2, Councilor Manthe motioned the city trade properties with her and pay any fees incurred, motion was seconded. Mayor Trett stated the motion is to accept the land swap proposal made by Lee Layman 105 Patton. All in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed.

15. ADJOURN – Councilor Manthe motioned to adjourn, motion was seconded, all in favor; Engle, Ruyle, Larson-Hills, Trett, Sheppard, Manthe and Woodward, motion passed. Adjourned at 8:46 PM.

Signed:

Attest:

Jim Trett, Mayor

Christine Pavoni, City Recorder