



**CITY OF DETROIT, OREGON
CITY COUNCIL REGULAR MEETING
Tuesday, December 8, 2020 – 6:30 PM
ZOOM Meeting**

1. CITY COUNCIL REGULAR MEETING

1.1. **CALL TO ORDER:** Mayor Jim Trett called the meeting to order at 6:43 PM at MWVCOG Building, 100 High Street, Salem OR

1.2. **ROLL CALL - Councilors Present** - Engle, Page, Sheppard, Trett. **Absent** – Gunderson, Manthe, Hills-Larson. **Staff Present** – Kelly Galbraith, Michelle Connor (via zoom). **By Phone** – Not announced.

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

3. ANNOUNCEMENTS – Mayor Trett announced that Harold Hills has passed away. He served on City Council and was elected as Mayor in 2004. John Manthe did not join the meeting tonight due to being in quarantine right now and Nadine is in the hospital. Tim Luke addressed the council in regards to the consortium he has been working on with Gary King from “American Underground” and some other folks for cleanup of Detroit from logging, ash/trash, concrete, etc. Gary was concerned about the tree removal and how it would affect the wear and tear of our city streets. By putting this consortium together they are hoping to minimize the damage. Their mission is to help anyone who wants to help themselves cleaning up their lots for what they have available in revenues or less. Each person/company involved is their own individual entity. They also have an attorney they are consulting who is volunteering his time to help with risk management. Jody Evans will be volunteering and will be getting set up in Mill City or Detroit this week or next to take calls and answer questions on how to proceed with cleanup on your own. Councilor Page added that the City cannot endorse this consortium.

4. APPROVAL OF MINUTES OF THE LAST MONTH

4.1. Mayor Trett asked if we have a motion to approve the Minutes of the Special City Council Session Tuesday, October 29, 2020. Councilor Engle motioned to accept the minutes, Councilor Page seconded the motion all in favor: Trett, Engle, Page, Sheppard, motion passed. Mayor Trett asked if we have a motion to approve the Minutes of the Regular Council Meeting Tuesday, November 10, 2020. Councilor Sheppard pointed out there is a misprint on page 3. It says “the drain was burned pretty bad” but should have read the “Patton Creek drainage was burned bad”. It wasn’t the drain pipe. Mayor Trett asked if we have a motion to approve the Minutes as corrected. Councilor Page motioned to accept the Minutes as corrected. Councilor Engle seconded the motion, all in favor: Trett, Engle, Page, and Sheppard, motion passed.

5. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH

5.1. Motion to approve bills not raising a conflict of interest - Mayor Trett stated that Christine submitted a letter stating she apologized for not being able to provide financial statements at this time. Quickbooks as well as all payroll records were lost in the fire. We expected these records to be backed up through our Carbonite subscription but they were not. Fortunately, she sent a copy of Quickbooks to the auditor in August for audit purposes which meant she was able to retrieve an intact QB version showing all transactions through July 31, 2020. Mayor Trett asked if there is a motion to approve bills not raising a conflict of interest. Councilor Page motioned to pay the bills, Councilor Sheppard seconded the motion, all in favor: Trett, Engle, Page, and Sheppard, motion passed.

Continuing Announcement – The US Forest Service’s new District Ranger, Shawn Rivera introduced himself. He is a licensed Attorney and former Military Officer. His e-mail is Shawn.Rivera@USDA.gov if anyone has questions for him. Councilor Sheppard asked if they planned to do any arial seeding and Shawn wasn’t sure but Anette added that arial seeding is not quite there yet. They do plan on doing some replanting with seedlings. The state has also been doing some seeding and mulching to help with stabilization.

5.2 Motion to approve any bills, which have raised a declaration of Conflict of Interest - None

6. UNFINISHED BUSINESS

6.1. Water Plant – Rob Henry – Breitenbush and the Silver Bullet intakes are up and running using temporary controls. They have been able to fill the reservoir with untreated water and flush all of the lines not associated with Phase 2B contract which is the R&G contract. The flushing has gone decently. The biggest issue is that a lot of the City’s stormwater system doesn’t function at all and has caused some flooding. There is a significant amount of leakage in the system at about 100 gallons a minute. We can pump 250 gallons a minute up into the system so were only netting 150 gallons a minute. They have brought “American Leak Detection” on board to help with leakage. They haven’t found anything significant but Bob reported a big leak near the Forest highway crossing. They are hoping that was the big contributor to the leakage. They have completed the first two rounds of VOC testing on lines that weren’t flushed in order to get a baseline to see how big of a problem we were looking at. Those came back and were negative for any of the regulated VOCs. Regulated VOCs are those that have problems associated with human health. There were three hits of non-regulated VOCs. They were fairly low so not of a concern. The second round of test came back yesterday from the same areas but they were taken after the lines were flushed. Every sample came back as “non detect” so as far as the main line goes that looks really good. He disclaimed it by adding that with the amount of leakage at the time it’s hard to say how long the water was actually in contact with the pipes to see if there is a significant problem. They will do a final round of testing once the leakage is under control. He received a letter yesterday from OHA laying out the requirement that the City will have to follow before bringing anyone back on line that has had their property burnt. They will be required to do Benzene testing on each of those service lines. Right now the plan is to do testing on at least 10% of non-burned lines service laterals because service laterals might be where the VOCs go because it is higher and VOCs are gas and tend to be lighter than the water. There have been discussions with FEMA and OEM in regards to the R&G lines. OEM had their attorney look at the contract with R&G and their position is that because the City was making use of the lines that were in service the City has the responsibility to fix them

if anything went wrong. From our standpoint that is good because FEMA would help pay for that. Councilor Page asked how far off are we from having non-potable water? Matt said as soon as the leaks are fixed we are good to go in areas that are undamaged from the fires. He's hoping by next week. Councilor Page asked about our capacity for fire suppression. We have half as much storage as we used to. There is 220,000 gallons of water in our tank and as long as we keep it full that is enough to fight a residential fire. Keith Munn asked about testing at every residence. The state is requiring testing at every residence that burned and 10% of residence that did not burn. Matt Del Moro added that WesTech is finishing up testing of the water treatment plant before they ship it out. Matt is working to get a temporary structure built to house the treatment plant. In his talks with a potential contractor they got the idea of repurposing Reservoir A that was burned in the fire and turn it into the future water treatment plant and then reconstruct, if necessary, a new treatment water reservoir adjacent to the new water treatment plant utilizing the concrete foundation and walls of the existing treated water reservoir. This would allow us to more rapidly put together a building that would house both the temporary and permanent water treatment facilities. He is working with OHA for approval. The application for the USDA funding is nearly complete. HBH is requesting direction from the Council to apply for the Special Public Works Fund loan. Council Page motioned to allow HBH to move forward with application for the Special Public Works Fund loan, Councilor Engle seconded the motion, all in favor: Trett, Engle, Page, Sheppard, motion passed.

6.2. City Hall – Moving Modular to Mill City – We still haven't found anyone to move the modular unit to Mill City. We are still working with Sweet Home but we have also started looking for office space in Stayton.

6.3. Fire Recovery Study – Paul Aljets – assigned to Mayor Trett – Paul has stopped responding so we will remove this from the agenda.

6.4. Corona Virus Relief Fund – We are still looking to purchase sound and video equipment for City Hall.

6.5. Donation of Work Vehicle – Elizabeth Smith's family has donated a pickup to replace the one lost in the fire but unfortunately it is not 4-wheel drive so Bob is unable to use it. Mike Vetter will use it to make his rounds.

6.6. Disaster Code Modifications – McCrae Carmichael – The Planning Commission has been looking at provisions in the Codes and an Emergency Ordinance that would allow for some long-term housing vs Legislative Amendment Code updates. The City Charter gives the City the authority to create an Emergency Ordinance and not necessarily follow the Legislative Amendment process. By creating an Emergency Ordinance McCrae could bring it back to the next meeting for review, hold a hearing, and if the Council is ready they could make a decision in one hearing. If we follow the Legislative Amendment process we have some more noticing requirements and need to host two public hearings. She sees two paths we can take. The temporary housing, RVs, accessory structure and things that are in direct response to the fire we could do through the Ordinance. The other things like minimum lot size, design standards for commercial development and cleaning up RV permitting in a broader sense should come through the Legislative Amendment process. After much discussion on these topics Councilor Page made a motion that we direct McCrae, the Associate Planner, at COG to adopt an Emergency Ordinance for items A, B, C and D of her report and bring back items E, F & G of the report through the Legislative Process. Councilor Engle seconded the motion, all in favor: Trett, Engle, Page, Sheppard, motion passed.

6.7. Website Bid – Shelley Engle – We have a bid from Marissa Owen (inaudible). She has built 3 different web sites that she has sent links for along with her background, qualifications, and pricing. Shelly explained that the CARES act will help pay to rebuild websites. Mayor Trett suggested we put this out to bid because we are a government agency.

7. NEW BUSINESS

7.1. The Wave Foundation – They called asking if they could send the “Food Technology” truck to Detroit. They had funding from the state long enough to go up for three weeks. They asked if we would consider applying with the state so we can keep it going.

7.2. One Brick Shy Band – They would like to come play in Detroit at no cost to the City next Spring or Summer.

7.3. City Trees – At the last meeting the Council made a motion to have staff hire an arborist. (Inaudible) They will be assessing City trees and cutting City trees. There will be guide coming out his week from the state about what documents they will need like an MOU and a Letter of Authority. If we choose to do this the State will process and dispose of the trees. They will send an arborist out two weeks before the ODOT cutting crew. If the City needs to cut a hazard tree right away the City and cut and toss the tree in the right of way and ODOT will pick them up. ODOT will have the responsibility of getting reimbursed from FEMA. The other option is to hire an arborist and a tree cutting service and bark the trees in order to pay for the arborist and tree cutting or choose to hire an arborist and tree cutting service and then the City has the responsibility of being reimbursed by FEMA if the cost exceeds the dollars we would get for the trees. Kelly has not heard back from Cameron with AC Disaster who is assisting the State with cleanup. They were supposed to put out a guide. Kelly says this is something we need to decide on soon. She is getting calls from concerned citizens. Kelly explained that the Council had asked her to hire an arborist but Lee Thomas with FEMA asked her to wait and see what Marion County will be doing. It took a while but finally we found out the ODOT was being hired to cut trees for the City. ODOT is trying to get out a guide to let us know what they need whether its and MOU or some type of agreement if that’s where we want to go. She thinks it would be better to have them cut the trees and have the responsibility of getting reimbursed by FEMA because with FEMA you have to incur the bill first before you can get reimbursed and we don’t know what the cost of an arborist and tree cutting service would be. Tim Luke added that Gary King could cut the trees for free. The City just needs to mark them. Kelly asked where would the trees go? We have not been given a time frame from ODOT on when the work could be done but Cameron said because Detroit was hit so hard they would start there. Kelly will reach out to Cameron again. Mayor Trett suggested that Kelly talk to ODOT then have a Special Session to vote on what to do.

7.4. James Bradley’s Resignation as Municipal Court Judge. – He has moved to Salem and is resigning. Councilor Sheppard made a motion to accept the resignation and declare a vacancy for the position of City Judge, seconded by Councilor Page, all in favor: Trett, Engle, Page, Sheppard, motion passed.

7.5. Septic Discussion – Kelly Galbraith said a gentleman from Environmental Management Systems. They put the septic in at the Park. He called with concerns about private residents and commercial properties failing drainage systems and not having lot sizes big enough for the drain field and people not being able to rebuild because of it. Rob explained that Kenny met with the gentleman and they discussed these issues. His idea was that there could be a small treatment plant built that would allow for less drain

field so you could rent drain field space from people who weren't going to rebuild. That was as far as the discussion went. Ken Woodward with NSSA (North Santiam Sewer Authority) says they've had meetings where the DEQ was involved and he says the property owners will need to contact Marion County since they are the ones to set the rules. If the tanks OK and the drain field is damaged during cleanup there is going to be issues. What is the City going to allow the RVs? There were previous discussions regarding outside tanks which we checked into but there were very few available. Mayor Trett says we need to push this off because we need more discussion on this. Rob will follow up with Marion County.

7.6. Christmas Bonus for City Employees – In the past the Council has given a \$30 gift card to part time employees and a \$50 gift card to full time employees. Councilor Engle motioned to grant Christmas gift cards to City employees, seconded by Councilor Page, all in favor: Trett, Engle, Page, Sheppard, motion passed.

7.7 Ballot Verification - Councilor Page motioned that we accept the certified results of the November 3, 2020 General Election, Seconded by Councilor Engle, all in favor: Trett, Engle, Page, Sheppard, motion passed.

8. CORRESPONDENCE – City Recorder, City Clerk

8.1. **Letters Sent** – List is For Your Information Only

8.1.1. See list

8.2. **Letters Received:**

8.2.1 See list

9. COMMISSION AND MAYOR'S REPORTS

9.1. Mayor's Report - Jim

9.1.1 Trett was approached by the Oregon Mayor's Association in September and asked if he would mind if he was nominated to become a Board Member. The rationale was that they wanted someone who had a working relationship to what happened in the fire in the canyon. The month has been spent in a lot of Zoom meetings.

Currently there is a meeting of elected officials working with Jody Christianson of the Governor's Office coming up with a list of things we think we're going need to start the rebuilding of the canyon. Next Monday he will be addressing the Governor's Wildfire Economic Recovery Commission. He would like input as far as short and long term goals. He is also still working on the Grant Application for USDA.

9.2. Police and Safety Commissioner's Report –Julie Gunderson

9.2.1. Absent – No update

9.3. Street Commissioner's Report – Greg Sheppard

9.3.1. Streets are taking a beating from all of the truck traffic. We are waiting for a bid from Andrew Siegmund for the Forest Ave. paving project. If he doesn't put one in we will go with the one from North Santiam Paving. He thinks we will need a (inaudible) to clean out some culverts. He noticed during the flushing operation a lot of them backed up causing flooding. He picked up 30-40 snow poles from ODOT to mark our hydrants with. Many of them burned.

9.4. Water Commissioner's Report – John Manthe

9.4.1. Absent – No update

9.5. Building Commissioner's Report – Shelley Engle

9.5.1. We have received a lot of electrical permits. She is expecting to see a lot of Building Permits in the near future.

9.6. Parks & Rec Commissioner's Report – Eric Page

9.6.1. The temporary modular was in place for Mill City School District at the Park with the Solar Panels to operate. We still have fresh water available via our service building by Marion County. This Sunday is the Christmas Tree lighting in the Park at 4:30.

9.7. Emergency Preparedness Commissioner's Report – Jim Trett

9.7.1. Nothing new to report.

9.8. Commissioner At Large – Vickie Larson-Hills

9.8.1. Absent – No update

9.9. Planning Commission – Kevin Hills

9.9.1 – Absent – No update

9.10. North Santiam Canyon Joint Wastewater Project – Ken Woodward

9.10.1. The soil testing is complete and being reviewed. He is getting ready for a Town Hall in February if not early March and we should know by then what kind of system we will have. Councilor Sheppard asked if we have ever received an official count of houses and businesses lost in the fires. Kelly says she not received a count but we will need one soon for OHA. Mayor Trett will check with FEMA.

9.10.2. Next Meeting: No update

10. PUBLIC COMMENTS – None

11. ADJOURN – Councilor Page motioned to adjourn the meeting, seconded by Councilor Sheppard, all in favor: Trett, Engle, Page, Sheppard. Meeting adjourned at 8:57 PM.

Signed:

Attest:

James R. Trett, Mayor

Kelly Galbraith, City Recorder