



CITY COUNCIL MEETING
Tuesday, August 3, 2021 – 6:30 PM
ZOOM Meeting

1. **CALL TO ORDER** – Council President Engle, called meeting to order at 6:32pm on August 3, 2021, via ZOOM.
2. **CITY COUNCIL ROLL CALL** – Mayor Trett, Councilor Engle, Councilor Smith, Councilor Sheppard, Councilor Michelle Tesdal, Councilor Page, Councilor Luke
Staff present – Kelly Galbraith, Chris Eppley, Chris Eppley, and Michelle Connor
3. **APPROVAL OF THE AGENDA** – Approved unanimously
4. **SPECIAL ORDERS OF BUSINESS** – Mayor Trett gave the update from the Overhead Team as of 2:00 pm on August 3, 2021. Following a small round of lightning on the afternoon of August 2nd, four new fires were identified on the south-end of Mt. Hood National Forest. Three of the fires: Janus, Kola and Ridge Fires are in the southeast corner of the Bull of the Woods Wilderness in the Janus Butte area. The largest fire, Janus fire, is estimated to be 250 acres, but the other fires are estimated to be less than an acre. The fourth, Round Lake fire, appears to be outside of the wilderness boundary and is in the vicinity of Round Lake. Firefighters are apparently cutting out road systems to access the Round Lake Fire. All four fires have full suppression objectives with clear intent to commit resources only where they have high probability of success and can operate safely and effectively. Additional personnel and logistical support are being ordered to be able to implement this plan. A team is already in place to coordinate this. Air support has been requested. Mayor Trett stated they had a helicopter onsite last night and he presumes again today. These fires are burning ten miles north of Detroit. There may be smoke visible in the Detroit area and in the Santiam Canyon. An information line has been established at 503-427-8239. Please follow updates on the Mt. Hood National Forest Facebook page at <https://www.facebook.com/mthoodnf>, the Twitter page at <https://twitter.com/mthoodnf>, updates will be shared on the Willamette National Forest page at <https://www.facebook.com/willamettenf>. Mayor Trett shared that the Detroit Ranger District will be posting updates in Detroit on the reader board outside of Mountain High and other places in the canyon. Mayor Trett will receive another update from the Overhead Team this evening.
5. **COMMITTEE REPORTS** – None
6. **PUBLIC COMMENTS**

- Thomas Rose – Noticed City Council are meeting on September 7th, the date of last year's fires. He inquired if the city is going to be recognizing this and if we have an informational person who can contact media, so they do not look like they are special, like KATU did with announcing the post office burned down when the (reporter) was pointing at the post office when it was standing. Mayor Trett responded and said there is not much we can do about this unless it is grossly negligent. Mr. Rose asked if we are going to do anything about celebrating the new beginning of Detroit over the last year. Mayor Trett responded that the foundation is looking at doing something on Labor Day Weekend to celebrate the rebirth, and that we are resilient and coming back.
- Elaine DeGeorge – Ms. DeGeorge stated there are huge issues on Main Street. She stated she does not want to be the restroom police anymore. She provided updates on signage use directing people to the park restroom, and that people are ignoring this going behind the hotel and elsewhere. She ordered signs for private property, which will direct people to the park restroom. Mayor Trett said he will have staff work on this.

7. PUBLIC HEARINGS – SUPPLEMENTAL BUDGET HEARING

1. Resolution 628 – Adopting a supplemental budget for changes to the fiscal year 2021-22, Staff Contact: Chris Eppley. Mr. Eppley stated in developing the 2021-22 budget this year, we estimated water sales very conservatively because it was unclear how many customers would be returning to service and at what timeframe. Customer reactivation has occurred more rapidly and with a greater number of customers than was used to project revenues. It is anticipated the city can conservatively anticipate an additional \$27,600 in water sales than were adopted in the budget. Due to such a high level of uncertainty, staff developed a budget assuming there would resources to provide a cost-of-living increase of 2% this year for the city's water system technician. It is now apparent that a modest merit increase could be provided if warranted by both the market and due to performance. For future budget purposes, staffing costs for the water fund need to be supported by the city's water rate structure, and thus staff will be reviewing long-range resources and requirement projections for the Water Department. Mr. Eppley will make rate adjustment recommendations to the Budget Committee during future budget processes. Oregon budget law provides for a supplemental budget process for the city to amend an adopted budget resourced and requirements within a department due to unexpected circumstances throughout the course of the fiscal year. The attached resolution identifies the line items in the water fund budget that need to be altered to appropriate the unexpected resources identified due to higher than anticipated water sales, and to allocate these funds for personnel costs, and then place the remainder into operating contingency should additional needs come up throughout the remainder of the fiscal year. It is recommended the city council hold a public hearing and then adopt the attached resolution appropriating unanticipated resources and allocating those resources as outlined in the resolution and the attached spreadsheet.

Mayor Trett announced holding a public hearing, will recess the council meeting at 6:48pm, and will open a public hearing at 6:48pm. He asked for anyone from the public to comment on the recommendation of staff regarding resolution adopting a supplemental budget for changes to the

fiscal year 2021-22. No public comments. Mayor Trett closed the public hearing at 6:49pm and reopened the city council meeting at 6:49pm and asked if there is a motion regarding Resolution 628. Councilor Sheppard made a motion to adopt Resolution 628. Seconded by Councilor Smith. Discussion: Councilor Engle confirmed that what Mr. Eppley is proposing is since we received more money than we anticipated, we pay the water technician more money. Mr. Eppley confirmed, based upon the performance evaluation. Councilor Smith inquired as to why he was not included in the increase of salary when council divvied up Christine Pavoni's salary. Mr. Eppley stated the increase for office staff was not based on merit but based on the fact we were changing their jobs and they were adopting additional responsibilities and duties and absorbing the financial piece into their jobs they did not previously have, and it applied to those two positions. Councilor Luke asked how the \$6,000 and some change was divided. Mr. Eppley said the water technician's wage is at \$23.56 per hour, which is about 20% below the lowest market for small cities in Oregon. Mr. Eppley budgeted a \$3.00 per hour increase, so the increase shows in salary and benefits. Councilor Tesdal suggested that if there is overtime, that it be turned into credit time. She stated a concern about adding overtime and the fact we are a small city. Mr. Eppley said the technicians must do rounds on the weekends, and since we only have one person now, the overtime is unavoidable. When we get the half-time position filled, it will help. Councilor Luke asked if it requires a full day every day and is also concerned about the overtime concern that Councilor Tesdal stated and suggested that the weekend time comes out of working an hour per day during the week toward the weekend time. He also suggested that Bob lock the gate and open the gate each time for protection purposes. Mr. Eppley said they will do his best to minimize overtime and agrees regarding the gate. Discussion ensued about the position's time off and that the position would be unmanned. Concern was expressed that when vacation time is given, that Bob has an opportunity to leave and enjoy it. No further discussion. Motion passed unanimously.

8. RESOLUTIONS, ORDERS AND ADMINISTRATIVE ACTION

1. *Detroit Service Replacement and Agreement.* Chris Eppley invited Kenny with HBH Engineering to speak when necessary. This contract is for replacement of the laterals, which are the water service lines from the city's main to the city's side of the customer's meter. 92 of these were contaminated because of the fire. HBH Engineering out together a project and put it out for three quotes. Based on their estimate, HBH determined quotes can be done faster than sealed bids. The lowest quote for \$71,280 is from Danielson Contractors. Mr. Eppley's recommendation is that the council award the contract to Danielson with the provision that they are required to procure a performance bond for the project. Councilor Page asked what the other two quotes are. Kenny with HBH Engineering identified the three quotes: Olson LLC at \$160,000; Pacific and R&G quotes were close to each other and around \$190,000. The engineer's estimate was quoted to be \$70,000, which Danielson quoted. Councilor Page addressed the differences. Kenny considered throwing out Danielson's quote as being too low but confirmed it and that Danielson said they were acting on the assumption there would be minimal excavation. Kenny said they are taking a gamble and Kenny told them if it does not work out, they should not expect

any mercy or to have Kenny alter the price. Councilor Page said we have had some issues with Danielson's prior and expressed concern going forward. Kenny explained the performance bond and other mechanisms in place to enforce timeliness and performance of the work. HBH staff will provide daily inspection services. The contract will commence on August 4, 2021, and will end in 45 days. If after 45 days more excavating is needed and there is a lot more work, Danielson's would be charged liquidated damages and there is a point that if they would not be able to complete the contract, the contract would be severed. Our spec to all quoting packages is at 45 days completion. The Pacific and R&G contractors could not begin work until September or October. Mr. Eppley addressed the concern of Danielson's bid being so much lower and discussed the other side of it, as to the other bids being so much higher. Mr. Eppley said the contract controls the risk and difference is in the timelines. Mr. Eppley responded to Councilor Page's concern about the state's threshold of \$150,000 and the other three bids were above it. Mr. Eppley also stated no information about the other cost estimates to Danielson. Councilor Luke discussed his concerns but commends Chris and HBH for putting performance bonds into place. Councilor Luke motioned to accept awarding of the lateral replacement contract of Danielson Contractors pursuant to the contract proposal written as stated. Seconded by Councilor Tesdal. Councilor Engle clarified that these monies will be provided by FEMA because these lines were damaged by the fires. The city has the fiscal authority of being responsible and being the stewards how this money will be spent and will assure the citizens that the lines are replaced properly, accurately, well done and in a timely manner. Mr. Eppley confirmed, and that staff's emphasis is this will be done in a timely manner. Councilor Engle emphasized that the goal is it will be well done in a timely manner. Councilor Page referred to a past contract and is concerned we are opening that door again. Kenny stated Danielson had some copper on hand, and at that point, copper prices tripled to quadrupled, and having on-hand materials made a difference in their ability to lower the cost. Also, the difference renting the Vactor truck versus having an excavator onsite doing the work, that cost difference is substantial. Kenny believes there is justification in Danielson's bid being lower. Councilor Smith addressed the conditions of the roads. Mr. Eppley said Danielson will be required to replace the roads to the existing condition, including if it requires dust control and should be in the contract language. Kenny said HBH staff will provide the inspector onsite and will be paid for out of the grant. Councilor Luke wanted to ensure that if something happens that does not go right, that it would not come out of the city's budget. Mr. Eppley responded to Councilor Luke's concern if something happens that does not go right, it will come out of the city's budget, and Mr. Eppley said the intent of the contract would be it would cost Danielson's \$100 per day after the 45th day. Councilor Page stated that a prior contract ended up costing the city \$55,000. Mr. Eppley assured that any additional costs would be FEMA's cost, not the city's cost. Matt with HBH stated there are federal and local shares of the FEMA cost toward the project. Mr. Eppley said this is being covered through a grant through Business Oregon. All the work being done is subject to a 75% FEMA match and that as far as what the city would have to pay, we do not know yet. Mr. Eppley responded to Councilor Page's concern as to why the council have not been presented with the bid details,

although Danielson was the lowest bid. Mr. Eppley said there is no reason we should not have given the bid details to Council. Councilor Sheppard commented on the disparity of bids, and there was a contractor in town that already has equipment here. No further discussion. Per Mayor Trett, the motion before us is to award a water lateral service line replacement to Danielson's Contractors Inc. and the bidding process is not to exceed a contract price of \$71,280. Motion passed with five votes in favor and two against. Councilor Page stated that if Councilor Sheppard is sitting at Dave Danielson's property, Councilor Sheppard should recuse himself of a vote. Councilor Sheppard said he talked to Mr. Eppley about this earlier. Councilor Page retracted his statement and said there is a perceived conflict of interest. Councilor Tesdal commented she had paid Danielson Contracting and wanted to know if she should abstain from this vote and called Mr. Eppley to ask about it because she wanted to do the right thing. Mr. Eppley said she would not receive a financial benefit or as a result of this contract, and that she should identify she had work done and there would be a potential or perceived conflict of interest.

9. CONSENT CALENDAR

1. Subjects on the calendar include approval of the Minutes of the Detroit City Council; June 1, 2021, Special Session; July 6, 2021, Regular Meeting; July 14, 2021, Special Session, and approval to pay the bills. No questions or concerns. Motion by Councilor Luke to approve the consent calendar. Seconded by Councilor Engle. No discussion. Motion passed unanimously.

10. STAFF REPORTS

1. Marion County Community Development Manager Chris Eppley – No comments
2. City Recorder Kelly Galbraith – No updates
3. City Clerk Michelle Connor – No updates
4. MWVCOG Planning, McRae Carmichael – Not present
5. Marion County Sheriff's Office – Not present
6. United States Forest Service (USFS) – Not present. Mayor Trett stated we received their report earlier and will stay on top of that.
7. Idanha-Detroit Rural Fire Protection District – Not present
8. North Santiam Sewer Authority, Ken Woodward –We have a master plan and are reviewing and critiquing it.
9. City Attorney – Not present
10. Other – None

11. MAYOR'S REPORT

1. Mayor Trett – reported the July 10th ribbon-cutting at the rebuilt gas station was on July 10th. He also attended the Mayor's Association Conference in North Bend, July 29th through July 31st. It was a no-cost cost to the city and covered the cost to all the cities affected by the fires and they paid for the conference registration and the hotel room. Mayor Trett paid for mileage and uncovered meals. He reported it was a good conference and was asked to participate in a new mayor forum. He also co-taught a session on social media; his part was working with traditional media. He facilitated a small mayor's roundtable.

12. COUNCILOR REPORTS

1. *President Engle* reported there were 15 building permits approved in July: 11 electrical, 2 commercial and 2 residential. She thanked the city staff who are shepherding and herding this through so it goes quickly catching any problems and circumstances, so the building and contractor can get going, but so the city knows they have done their due diligence. Fritz Graham called regarding the status of the United States Post Office opening, scheduled for August 1st. Mayor Trett explained the post office is not open since it failed the inspection by the county. President Engle also addressed the dust control on Third Street. Mr. Eppley said it was not listed in his notes. President Engle said Third was in the notes and is the most egregiously bad road in town because it is still cut up from the water pipes laid last August. Commissioner Sheppard stated one of the reasons is that it is a paved road and needs to be overlaid. President Engle addressed other unpaved roads. Commissioner stated that 1.5 miles of gravel roads were done, which are what they focused on. Commissioner Sheppard said they could have gone down the center of Third Street, but it should be overlaid and did not want to waste money.
2. *Councilor Sheppard* thanked Mr. Eppley for providing dust control on 1.5 miles of Detroit gravel roads, and thanked Matt Del Moro of Marion County, and Brad Russell for donating several yards of gravel on Tumble Street. They used 8,000 gallons of dust abatement fluid and he expressed his thanks to the county for paying for it. He thanked the people involved for cleaning up scrap metal between Anderson Memorial and what was the Detroit Community Church. He addressed forward movement about tree removal on Tumble and Kenny Streets, and north of Lakecrest Drive due to the fire hazard. This hazard tree issue is being held up due to the city's right of ways. He discussed the need to update street signs, especially signs pointing the way to restrooms in both parks. The business district is bearing the brunt of the restroom usage. He said this issue needs addressed as soon as possible. Councilor Sheppard discussed the fact we are over halfway through the paving season, with lots left to finish from last year, and that paving should have been completed last summer before the fire. Third Street needs overlaid, Second Street has severe sinkholes, there are several trench lines. The window of time for paving opportunities could be lost due to early fall rains. He addressed commercial zones on Breitenbush, Clester Road, Main and D Streets and said that for a future town, we need to support our surviving businesses; and for future investments, he believes we should consider economic opportunity zones to foster long-term investment in our infrastructure on our main street. He said we need help from Marion County commissioners, state legislature, our congressman, and our two U.S. senators. He said we need to get proactive. We are now dealing with severe water shortages, and we need to address increasing the (inaudible) in the marina. He suggested we could build a breakwater south of Kane's, which could be a combination ADA fishing ramp, a breakwater. There are high points between the flats and the island which we could turn into wildlife islands for birds. He would like to look for grants, and the six-month boating industry could be a shot-in-the-arm for the upper canyon and Detroit. We took hits the last two decades. He would like for council to take care of it. He took care of the 2022, \$100,000 paving grant on July 30th.
3. *Councilor Page* – no current parks report.

4. *Councilor Luke* gave the water report. HBH is working; Councilor Luke extended his thanks to Mr. Eppley and Matt Del Moro for the hard work, fighting for us, trying to get a 500,000-plus gallon water storage replacement for the 190,000 that we had. He acknowledged the award of the contract to Danielson's for 45 days to replace approximately 35 laterals. He said we could have easily lost the entire water system and that R&G should have everything overlaid and fixed by early September, including Third Street. He thanked the church for providing a spot for the scrap metal, and Dale Wurdinger for cleaning up the scrap metal, even with equipment problems. He mentioned the need to talk regarding the lake, amount of time, a program and parking. Regarding water usage for July, he believes the amount was 43,000 as a high, but the amount should be about 40,000 per day per the last information HBH had. Chris will ask Rob Bruce report this to Councilor Luke.
5. *Councilor Tesdal* reported there was a rekindled burn pile on the slope of North Butte Street on July 23rd, which was put out; the firetruck had to refill and used about 800 gallons and lost pressure at the hydrant. This was concerning and the firefighters now refilled in Idanha. Councilor Tesdal asked HBH if they could sample the water. She asked if they sample the whole town or the areas where they had previous high levels of contaminants. Kenny stated that plan is still being developed by OHA and us. He said sampling will only be done on lines that are being replaced. Councilor Tesdal addressed underground power being installed and getting light posts replaced. She suggested that citizens may consider the brightness and address these concerns if any. Senate Bill 762 with a 100-day deadline and a start date of July 19th, regarding wildland urban interface. Now they are going to cover the whole state and will impact the citizens and cities. Public comment is available. The Zoom link is on the Oregon Department of Forestry website, or she can provide the link to whomever requests it. They will designate areas of concern of high levels of fire and Councilor Tesdal said we are in it and need to be able to defend ourselves and we may not be able to afford the high cost of insurance to live here anymore.
6. *Councilor Smith* stated that Deputy Olson is on vacation and the marinas are done for the season, the traffic on the lake has gone down. He was at a meeting in Mill City and talked to people with Public Works and learned we received \$7 million to come up with a different way for emergency responders. The total is \$20 million and \$7 million is funded by the State of Oregon. We are also looking at a tsunami-type alarm system to be installed in the mountains to alert people, so we do not rely on social media or cell phones, which can go down at that time.

13. OTHER BUSINESS

1. Mayor Trett shared that a tree-planting event will take place on Saturday, October 30th. Weyerhaeuser will donate 10,000 trees to Detroit for residents and the city for trees lost during the fire. If citizens would like to plant more trees to replace trees lost on their lot, those trees will be free of charge. If we want to replant some of the city's right of way, we can organize volunteer groups. Weyerhaeuser will have staff on hand to show people how to plant trees. More information to come as plans are finalized.

14. UPCOMING MEETINGS

1. City Council regular session is scheduled for September 7, 2021, at 6:30pm. The location will be determined.
2. There will be a work session on September 21, 2021, at 6:30pm. The location will be determined. That meeting will occur only if it is needed.
3. Councilor Luke addressed the outdoor August meeting. Mayor Trett will look at doing that on August 17, 2021.

15. ADJOURN

Councilor Luke made a motion to adjourn. Seconded by Councilor Engle. Motion passed unanimously and meeting adjourned at 8:08pm.

Signed:

Attest:

James R. Trett, Mayor

Kelly Galbraith, City Recorder

Meeting minutes transcribed by Janet Toman, contractor with the Mid-Willamette Valley Council of Governments, on August 9, 2021.