

BROWNSVILLE CITY COUNCIL
MEETING MINUTES

May 29th, 2012

ROLL CALL: Mayor Ware called the meeting to order at 7:00 p.m. with Councilors Shepherd, Cole, Chambers, Boyanovsky, Van Sandt and Gerber present. Administrator Scott McDowell, Public Works Director Karl Frink and City Planner Bill Sattler were also present.

PUBLIC: Kaye Fox, Alice Tetamore, Lori Garcy, Cheryl Haworth, Don Gonzales, Sergeant Brad Kelley and Dave Furtwangler.

ADDITIONS AND DELETIONS: Mr. McDowell cancelled Item D regarding a Halloween event under Public Hearings

MINUTES: The Council reviewed the minutes of the April 24th, 2012, meeting. Councilor Cole moved to approve the minutes. The motion was seconded by Councilor Shepherd and was approved unanimously. Council also reviewed the minutes of the May 10th, 2012 Budget Committee meeting. Councilor Boyanovsky moved to approve the minutes. The motion was seconded by Councilor Shepherd and was approved unanimously.

PUBLIC HEARINGS OR PRESENTATIONS:

1. Brownsville Art Association – Ms. Alice Tetamore. Ms. Tetamore said that the Brownsville Art Association would like to propose the installation of tile on the floor of the Community Arts Center. Ms. Tetamore said that the Art Association would raise the funds to install the floor. She said that they are working with one of their members, Don Gonzales, who is a retired tile layer. Ms. Tetamore said that the expected cost is just under \$2,000 in total. She said that the Art Association's plan is to "sell" individual tiles at \$2 each to donors and said that it would raise almost exactly enough money to pay for the floor. Volunteer labor would be used to install the floor and Mr. Gonzales would oversee the work to assure it was done properly. Ms. Tetamore said that they have an anonymous donor who will pay for the materials in advance so they can raise funds over a longer period to pay them back. She said that if someone wants to make a large donation it might be possible to funnel it through the City to allow them to take a tax deduction for it. Councilor Shepherd said that he was concerned about long-term maintenance of the floor and Councilor Van Sandt asked about cleaning and whether the floor would be damaged by other groups using the room. Mr. Gonzales said that the porcelain tile they plan to use is very tough if installed properly and needed little maintenance. Councilor Shepherd asked if the existing oil stains would be a problem. Mr. Gonzales said that there are glues which will stick to the existing floor without problems. Councilor Boyanovsky said that he was concerned that if the Art Association were to leave after spending so much on the floor there would be hard feelings. Ms. Tetamore reassured him on that issue. Councilor Gerber moved to approve the installation of the tile floor as requested by the Art Association contingent upon Staff review. The motion was seconded by Councilor Cole and was approved unanimously.
2. Visit Linn Coalition – Mr. Dave Furtwangler. Ms. Furtwangler said that he was representing the Visit Linn Coalition. He said that the VLC was formed to provide an opportunity for various cities and groups in Linn County to collaborate to promote tourism in Linn County. He said that visitors to Linn County tend to go to a number of different venues and it made sense to provide a cooperative effort to market the region. Mr. Furtwangler said that last year there were 700,000 visitor-days in Linn County and that tourism is a major industry. Mr. Furtwangler explained the goals for the organization

and explained the website they are developing. He said that it is hosted by the New Era Newspaper and that there is advertising on the site to pay for the site and to promote local businesses to visitors. Mr. Furtwangler invited the Councilors to attend the VLC meetings.

3. Downtown Merchants – Cruise-In Concept. Mr. McDowell said that there has been some interest in having a Cruise-In every Saturday from 4 p.m. – 6 p.m. No one was present to speak on the matter and it was tabled until the next meeting.
4. Halloween Fundraiser. Tabled.
5. Budget – Fiscal Year 2012-2013 & State Revenue Sharing. Mayor Ware opened the public hearing on possible uses for State Revenue Sharing funds. No one wished to speak on the issue and he closed the public hearing. Councilor Shepherd made a motion to continue using the funds to help pay the power cost for streetlights. The motion was seconded by Councilor Van Sandt and was approved unanimously.

DEPARTMENT REPORTS:

1. Sheriff's Report. Sgt. Kelley reported that Deputy Rossiter would be on light duty for several months due to a shoulder injury. He said that the Sheriff's Office has been hired by the Willamette Country Music Festival to provide additional security.
2. Planning. Mr. Sattler said that there has been a lot more interest in real estate lately with many calls coming in from realtors and potential buyers. He said that some of the vacant lots are getting interest from people interested in building on them and that he had issued a permit for a new residence. Mr. Sattler said that the Council had the first reading of the proposed French Street vacation ordinance on the agenda and that the public hearing and second reading would take place at the June Council meeting. Mr. Sattler reminded Council that the first round of vegetation abatements would be coming up soon and asked Council to report any problem properties to him or Mr. McDowell so that they could be addressed.
3. Public Works. Mr. Frink said Public Works had completed cleaning up the Cemetery before Memorial Day and that it had been more work than usual due to the weather this year causing the grass to grow so well. Councilor Van Sandt asked if he would be installing the orange barricade fencing along the riverbank in Pioneer Park again. Mr. Frink said that he didn't have any plans to do so.
4. Administrator's Report. Mr. McDowell reported that the people who had been hired for the Pioneer Park Caretaker position had not been able to come due to serious health concerns that had developed. He said that he had placed an ad on the Workamper web site and that he had received a number of applications and had hired some new caretakers, Verne and Ann Moore who would be arriving on Friday. Mr. McDowell said that the City Administrator has been handling the City's insurance work but that he thought investigating the possibility of having an agent to help might be a good idea if the cost would be reasonable. Mr. McDowell said that Councilors' Gerber, Van Sandt and Chambers terms were up the end of the year and reminded them of the timeline for filing for reelection if they wished to do so. Mr. McDowell said that Staff would be meeting with a representative of Schroeder Law regarding the City's water rights and a strategy for how to work with Water Resources. He said that he would be out of the office for several days next week to attend the Oregon Parks and Rec grant committee meeting in Bend. Councilor Boyanovsky asked about the discussion at the last meeting regarding new fiber optic service. Mr. Sattler said that he had followed up on that and

had found that it was regarding a grant program intended to bring high speed internet to communities that do not have it. He said that Brownsville currently has six megabit high speed DSL through CenturyTel so we would not be eligible for the program. Mr. McDowell explained that Staff has been discussing possible changes in the water billing policy regarding arrangements for past due payments. He stated that there is a need to make some changes to keep abuse of the system down while still allowing provisions for people who truly need some accommodation. Mr. McDowell said that there are always complaints from landlords whose tenants do not pay their bills and leave them responsible for them. He said that he would contact other similar communities to see how they handled similar problems. McDowell reported that Linn County Pioneer Picnic had recently been designated an Oregon Heritage Tradition by the State.

5. Library Report. Ms. Lemhouse provided a written report.
6. Court Report. The Municipal Court provided a written report.
7. Council Comments. None.
8. Citizen Comment. Ms. Kaye Fox said that the Seniors have raised \$1,666 of the estimated \$2,100 needed to purchase the powered door for the Senior Center. She said that she has not yet received a bid for the electrical work to wire the door. Ms. Fox said that she is again concerned that her neighbor does not rake up the grass clippings as she believes it is a fire hazard.

LEGISLATIVE:

1. Resolution 679 – Declaring Election to Receive State Revenue Sharing. Councilor Cole moved to approve Resolution 679. The motion was seconded by Councilor Boyanovsky and was approved unanimously.
2. Resolution 680 – Setting Fees for Municipal Court. Councilor Cole moved to approve Resolution 680. The motion was seconded by Councilor Shepherd and was approved unanimously.
3. Resolution 681 – Pioneer Park Restrooms Transfer. Councilor Van Sandt moved to approve Resolution 678. The motion was seconded by Councilor Cole and was approved unanimously.
4. Resolution 682 – General Budget Transfers (Part 2 of 3). Councilor Cole moved to approve Resolution 682. The motion was seconded by Councilor Shepherd and was approved unanimously.
5. Ordinance 736 French Street Vacation (First Reading). Councilor Gerber moved to read by title only. The motion was seconded by Councilor Cole and was approved unanimously. Mayor Ware read the title of Ordinance 736 and the Ordinance was set for a second reading at the June Council meeting.

ACTION ITEMS:

1. Holloway Heights Dust Control. Mr. McDowell asked Council if they wanted to continue placing dust control on Holloway Heights as has been done for the last several years, splitting the cost with the residents. Councilor Cole asked about dust control on Washington Avenue. Mr. McDowell said that the City would pick up the cost of dust

control there as it had been the City's decision to remove the paving and turn it back into gravel.

2. Authorize Linn County Sheriff's Office Contract Renewal. Councilor Van Sandt moved to approve renewing the City's contract with the Linn County Sheriff's Office. The motion was seconded by Councilor Boyanovsky and was approved unanimously.

DISCUSSION ITEMS:

1. Canal Company. The Canal Company voted unanimously at the May 7th meeting to have their attorney, Deb Dyson, contact the City about working together to form a partnership that would address insurance, water usage and maintenance on the Mill Race. Council was interested in hearing more on the topic and authorized McDowell to work with Dyson on the issue. McDowell said that he expected to hear from Dyson in July or August.
2. FEMA Update. Mr. McDowell reported that he had been contacted to see if the City had the Scope of Work done yet for the waterline repair. Mr. McDowell said that he had explained again that the Scope of Work couldn't be completed until the river levels dropped which would be the second or third week of July. He said that he had followed up with his contact at the State of Oregon and was told that there wasn't a problem with waiting until then if needed. The State has issued a "placeholder" for this project until the Scope of Work can be defined. McDowell continued by saying the bad news was that the current revised estimate from the City Engineer had risen to \$590,000 based on the instructions from FEMA. Mr. McDowell said that he's not sure how to proceed because of the cost but said that there was a big advantage in working with FEMA because they could help smooth the way with the other regulatory agencies.
3. April Financials. No discussion.

COUNCIL COMMENTS: Mayor Ware said that Darin Lane had said that the county taking over Kirk Avenue appeared to be increasingly unlikely due to their budget constraints but said that they might be willing to resurface it as a compromise. He wasn't sure when that could happen as they are very busy in the summer. The Council agreed that it would be worth pursuing this option. Councilor Gerber moved to have Mr. McDowell discuss this with Linn County. The motion was seconded by Councilor Van Sandt and was approved unanimously. Mr. McDowell said that if the County wanted to move forward on it immediately there might need to be a special Council meeting.

CITIZEN COMMENT: Ms. Fox said that she lived on the corner of Averill and Kirk Avenue and said that her garage flooded because of Kirk Avenue being built up too high. She said that the street needed to be lowered instead of being overlaid. Councilor Shepherd said that her garage was not flooding from Kirk as it was uphill from Kirk and that the water was coming off Averill. He said that the County was not going to rebuild the base of the road and that if the Council asked them to do that it would kill the project. Ms. Fox said that she was applying to be on the Cascades West Council of Governments Board of Directors and had given Mayor Ware and Mr. McDowell as references.

ADJOURNMENT: Councilor Cole moved to adjourn. The motion was seconded by Councilor Shepherd and was approved unanimously. The meeting was adjourned at 8:45 p.m.



City Administrator S. Scott McDowell



Mayor Don Ware