

City of Mt. Angel
City Council Meeting Minutes

Drafted for Approval/Subject to Amendment

CITY COUNCIL

7:00 PM

APRIL 6, 2009

The City of Mt. Angel's City Council met in a regular session Monday April 6, 2009 at the Community Meeting Room, 290 E. Charles Street, Mt. Angel, Oregon.

I. **CALL TO ORDER:** The meeting was called to order at 7:03 pm by Mayor Rick Schiedler.

II. **FLAG SALUTE:**
Mayor Schiedler led the salute to the flag.

III. **ROLL CALL:**

COUNCIL

Rick Schiedler, Mayor
Ray Eder, Council President
Darren Beyer, Councilor
Michael Donohue, Councilor
Kelly Grassman, Councilor
Teresa Kintz, Councilor
Andrew Otte, Councilor

STAFF

Pete Wall, Interim City Administrator
Michele Hall, Assistant to City Administrator
Brent Earhart, Police Chief
Dan Bernt, P.W. Superintendent
Tracy Grambusch, Finance Director

IV. **SWEARING IN OF OFFICER:**

Police Chief Brent Earhart introduced Steven McDonough to the Council. After administering the oath of office to Mr. McDonough, the Chief welcomed him as a Reserve Officer of the Mt. Angel Police Department.

V. **APPEARANCE OF INTERESTED CITIZENS:**

Kenny Wilson appeared before the council to express thanks for the Public Safety Town Hall meeting and to express concerns that the council members were not there.

Sharon Short addressed the issue of pigeons that are around the Glockenspiel building. There is a health issue with their droppings. There are about 50 pigeons at present. Ms. Short was asking the city council for help with this issue. She provided verbal and written information about pigeons and the health risks. Marion County Housing Authority has been contacted and has done what is within their jurisdiction.

Jim Kosel addressed the issue that addresses should be removed from the minutes. He also had a question about how emailed correspondence will be added to the packet. He had intended that his emailed correspondence be added to the packet. Under the consent agenda on the last meeting's minutes, Mr. Kosel felt there was an omission of information, a response to a question he had about grants.

Mike Scharer appeared before the council to discuss the case where his father was injured in a hit and run accident. He reported that the DA's office originally dropped the case, but the family was able to advocate for his father and finally get a conviction. He was hoping for policy changes within the Police department so that there would be more advocacy for citizens in this type of case.

Kristin Beyer addressed the council about the Littlest Angel Preschool. She feels that the new contract with the increase in rent was not justified. She provided a verbal list of what they have done and what they feel the city has not done. She feels that the Preschool is a valuable asset to the community. A copy of her letter was provided to the Council.

Bob Kister spoke in support of the Littlest Angel Preschool. He feels that during these economic times, this may not be the time to raise rental fees.

Jim Kosel provided some corrections for the Littlest Angel Preschool contract. He then questioned how the rent was determined. As a member of the budget committee, he doesn't feel the city should be subsidizing the preschool.

Bob Kister expressed thanks for the Town Hall meeting and the presence of Mayor Schiedler. He appreciated how information was shared between the citizens and the government. He would like to propose that Town Hall meetings be held several times throughout the year for better communication between government and citizens.

VI. CORRESPONDENCE:

Correspondence was included in the council packet.

VII. APPROVE ACCOUNTS PAYABLE:

Councilor Grassman moved that the accounts payable be approved as presented. Councilor Otte seconded the motion.

AYES: 6 NAYS: 0 ABSTAIN: 0

VIII. CONSENT AGENDA:

- a. Approve Minutes of City Council meeting of March 2, 2009
- b. Approve Liquor License
- c. Approve Resolution 1283
- d. Approve Resolution 1284

A motion was made by Councilor Grassman to approve the consent agenda as presented. Councilor Donohue seconded the motion.

The motion was passed with the following vote:

AYES: 6 NAYS: 0 ABSTAIN: 0

IX. STAFF REPORTS:**a. Police Department**

The House Bill Rep. Gilliam was trying to introduce to bring court fees into the city even when the police department writes a ticket outside city limits will not be addressed this year as the issue is really only a Marion County issue. However, he spoke with Judge Zyranoff and they think they can make an administrative change that would allow for all the funds to come into the City.

Councilors Grassman and Beyer had some questions regarding the incident report provided in the Chief's written report.

Councilor Eder asked about the incident with Mr. Scharer. Chief Earhart reported that because it was an open case, he could not discuss details at the time, but he reported what had been done on the police department's side to help resolve the case. Originally, the District Attorney had chosen not to prosecute. He was grateful that the family was able to find an avenue to convince them otherwise and that the perpetrator, living in Utah, now has a warrant for his arrest.

b. Public Works

A written report from Dan Bernt, Public Works Superintendent was provided in the council packet.

c. Finance

A written report by Tracy Grambusch, Finance Director was provided in the council packet. Finance Director Grambusch reported some additional information since the packets were put out. The amount for the library endowment came in at \$5600.

Councilor Kintz had questions about a fund transfer and what it was used for. She also had questions about where the library operating costs come from. Specifically, about the doors and how there is an accessibility issue for handicapped. There was some discussion about why it was designed that way and what might be done about it.

Councilor Donohue asked about the PERS information that was given in her report. Finance Director Grambusch explained the process of how PERS figures the rates and that PERS has informed PERS agencies that there might be additional increases in cost in 2011. Interim City Administrator Pete Wall explained the PERS retirement system and their Tier system.

d. Code Enforcement

A written report by Jacque Keller-McCormick was provided in the council packet. Councilor Otte asked about case number 09-103. In the report it states "to city council for disposition". Mr. Wall stated that he felt that is probably where the case would end up, but it is not prepared yet.

e. Library Board Minutes

Library Board minutes for the past two months were included in the council packet. Councilor Grassman asked why the library board minutes have not been included previously.

X. OLD BUSINESS:**XI. NEW BUSINESS:****a. Mt. Angel Telephone Co. Street Closure Agreement**

Maureen Ernst gave a presentation of the Mt. Angel Telephone Co. Customer Appreciation Day.

A motion was made by Councilor Donohue to approve the street closure.

It was seconded by Councilor Beyer.

The motion was passed with the following vote:

AYES: 6 NAYS: 0 ABSTAIN: 0

b. Lease Agreement between City of Mt. Angel and Littlest Angel Preschool

Kelly Grassman stated that she contacted Don Crabtree from the Oregon Ethics Commission and he advised her to read the following statement into record;

I, Kelly Grassman, have a child currently attending Littlest Angel Preschool and I hold the position of Fundraising Coordinator for Littlest Angel Preschool. I have no financial gain from this unpaid, non-board position nor from my child attending Littlest Angel Preschool as a student. There for I will participate in discussion and voting on the Littlest Angel Preschool lease agreement.

Councilor Otte made the following statement for the record;

I also do too have a child attending school right now and I will have a child attending next year. However, my situation is a little different, I at one point was the President of the Preschool Board and in May and October of last year, I was the person representing the Preschool in negotiations of this contract and its terms. Therefore, I am going to recuse myself from any conversation or voting on this particular item.

Mr. Wall gave a presentation of the background of the lease and the negotiations he has been working on with the Preschool representatives. He explained the rational for the rates and changes to the contract.

Councilor Donohue presented a history about the building and the previous use by the Knights of Columbus. He gave a history the Preschool and their contributions in fixing up the building. He would like to go back to the original contract of \$50 per month.

Councilor Grassman felt that the city has not kept up their side of the agreement.

Councilor Beyer felt that the preschool was a great asset to the community as much so as a park.

Mayor Schiedler asked for the estimate of the annual repairs the Preschool has paid.

Kristen Beyer answered that it is hard to tell but possibly as much as \$1000 per year.

Councilor Eder asked if the preschool board is not happy with the agreement.

They brought up the issue of water and want the City to pay the water again. Mr. Wall and Mrs. Grambusch explained that water is an enterprise fund and we are not able to do that.

Other discussion ensued.

A motion was made by Councilor Grassman to change the lease with the following changes

\$50 per month starting June 1, 2009 – May 31, 2014.

\$100 per month starting June 1, 2014 – May 31, 2019

eliminating Item 2B and making the changes that were brought up.

The motion was seconded by Council Kintz.

The motion was passed with the following vote:

AYES: 5 NAYS: 0 ABSTAIN: 1

c. Establish City Council Advisory Committees

Councilor Donohue asked about people willing to serve on the committees. We have had only one person who has responded but the Council would need to waive their rules of only serving on one committee.

Mr. Wall gave some suggestions on possible make-up for these committees.

Discussion ensued about how to structure the make-up.

Mayor Schiedler brought up Mr. Wall's idea of having a councilor serving on each committee in an advisory role.

The council will evaluate the Economic Task Force.

The Council accepted the following City Council Advisory Groups and directed staff to begin organizing them;

Communications Committee – 5 members; Parks/Tree Board – 7 members (investigating the possibility of having 2 High School students as a part) and have the Planning Commission become involved in the streets, sidewalks.

d. Proclamation –Celebration of Oregon's 150 Birthday

Mayor Schiedler read the proclamation officially commemorating Oregon's 150 Birthday.

XII. CITY ADMINISTRATOR'S REPORT :

There is a Budget committee meeting tomorrow March 3rd at 6pm.

The Infiltration & Inflow Project started last week.

There is a Planning Commission meeting next week and a Planning Commission training meeting in May.

The Parks plan is out and open for comment.

The Design Review Board approved a new façade for the Mt. Angel Sausage Company building.

Mr. Wall appreciates support from staff, council, and community.

Former Mayor Margaret Hoffer's birthday is today. She is 85. Mr. Wall called and wished her a Happy Birthday.

XIII. CITY COUNCILOR'S REPORT:

Councilor Donahue asked about the issue involving the pigeons that was brought up earlier in the council meeting. The Council directed staff to respond to Mrs. Short and possibly look into finding the owner and see if there was a way to contain the pigeons.

Councilor Grassman gave a report about her day at the capitol for City Hall Day. There is a bill to increase the \$25,000 Special City Allotment Grant to \$100,000. She provided written information to the Council for contacting State Representative Gilliam and Senator Girod. She reported on the information given about federal grants. She addressed the decrease in state budget, grants, and monies the city is used to getting and how that will be affecting cities. Franchises are also trying to get municipalities to share or pay for the cost of upgrading systems. Also the Bill that will reduce public services reporting requirements passed the Senate and they are hopeful it will easily pass in the House. She also mentioned the League Of Cities conference in the fall.

XIV. MAYOR'S REPORT:

If Councilors are interested in riding with a police officer, please see Chief Earhart.

XV. ADJOURN REGULAR MEETING:

Mayor Schiedler adjourned the meeting at 9:27 p.m.

XVI. EXECUTIVE SESSION:

An executive session of the Mt. Angel City Council, pursuant to ORS 192.660 (2) (d), to conduct deliberations with persons designated by the governing body to carry on labor negotiations, was called to order at 9:33 pm.

The executive session adjourned at 9:54 pm.

Respectfully submitted by:

Michele Hall, Assistant to City Administrator

ATTESTED BY:

Rick Schiedler, Mayor