

City of Lafayette
City Council Meeting Minutes
February 5, 2004
6:30 PM

1. CALL TO ORDER: Council President Gary Filpi called the meeting to order at City Hall at 6:30 p.m.

2. FLAG SALUTE: Council President Gary Filpi led the flag salute.

3. ROLL CALL: Diane Rinks, City Administrator, called the roll.

Present: Edwina Meitzen, Bob Cullen, Marianne Mitchell, Ron Ross, and Gary Filpi.

Absent: Mayor Lotis Hanks (excused), 1 vacancy.

City Staff Present: Diane Rinks- City Administrator, Trena McManus-Assistant to the City Administrator.

Others: Travis Johnson, Katie Johnson, Michael Roberts, Fred Owen, Steve Malone, Melodie Malone, Carol Paddock, Ellen Jackson, Richard Jones, Kim Schweiger, and approximately 2 others.

4. APPROVAL OF MINUTES:

Bob Cullen made a motion to accept the January 8, 2004 minutes. Edwina Meitzen seconded the motion. There was no discussion and the motion passed unanimously.

5. REVIEW OF PROCEEDINGS AND APPROVE MINUTES OF SPECIAL MEETINGS:

None.

6. ADDITIONS AND DELETIONS:

Marianne Mitchell said that she wanted to discuss adding 'Business Discussion from the Council' back to the agenda. Diane Rinks said that if something comes up before the meeting, it can be brought before her or the Mayor, and if it's appropriate it can be added to the agenda. This will be added as Discussion Item #2. She also wanted to discuss the Mayor's absence. This will be added as Discussion Item #3.

7. PUBLIC HEARINGS:

None.

8. CITIZEN INPUT ON NON-AGENDA ITEMS:

Melodie Malone, 1282 Third St. #62- asked about the City's website. She said that the site that she is looking at (lafayetteoregon.org) hasn't been updated for almost a year. Gary Filpi said that the City has a new website that is being maintained by the City (www.ci.lafayette.or.us). It has the most up to date information on it. Melodie Malone said that the City should list the site with the search engines, and she would be glad to help out in any way she could (she has experience designing websites).

Fred Owen, 229 8th St.- complained about the placement of the stop signs along Washington Street. The signs are placed on Washington and the side streets that dead end don't have them. He recommended switching the stop signs to the side streets. Diane Rinks agreed that the placement of the stop signs in town is random, and the City needs to develop a policy to determine the placement of stop signs throughout town. Gary Filpi asked if this is a City Council decision or if it is something that the Planning Commission can be involved in. Diane Rinks said that the Planning Commission can provide input, but the decision is ultimately the Council's. Staff will have this put on the Planning Commission's next agenda.

Steve Malone, 1282 Third St. #62- said that he doesn't see a police presence in town unless it is a Saturday and they are parked with radar guns out the window on one end of town. The City needs to have a police presence, which could be achieved through a town marshal. Gary Filpi said that Steve should get involved with the Budget Committee and bring this idea up at that time.

Kim Schweiger, 710 Water St.- requested that the City have 2 loads of gravel put down on Water Street. She said that she will donate one load, but it is still in need of more gravel. The Council agreed. Staff will talk to Public Works about this. She also said that there is a cross and balloons on City property at the intersection of Madison and Water Street that she would like to see removed.

9. DEPARTMENTAL REPORTS:

1) City Administrator report:

Diane Rinks asked if there were any questions on her report. Bob Cullen asked what the biggest obstacle will be in expanding the UGB (Urban Growth Boundary). Diane Rinks said that the political side of this issue

will be the most difficult to deal with. At some point in the future, the City is going to have to deal with this. She has met with two developers that are inquiring about a UGB expansion. Educating and informing the public will need to be a priority when the process is started. Discussion ensued. There was some discussion about the budget committee meetings that are scheduled to start in April. The Consensus of the Council is to have the budget meetings on Tuesdays. Marianne Mitchell asked about the status of the sewer flows. Diane Rinks said that she has spent a considerable amount of time with Boots Ward and Ron Bittler (McMinnville contract) trying to get the flow numbers straightened out. She said that she and Rob Henry are now comfortable with the flow numbers and are continuing with the design of the plant based on these numbers. The numbers are within the parameters of what HBH has been using in the design of the plant, so everything is moving forward. Discussion ensued.

There was some discussion about the process and need for I&I (Inflow and Infiltration) work. Diane Rinks said that this is an ongoing process. Lines have been replaced which help solve I&I problems, and additional lines are scheduled to be replaced as part of the sewer project. Marianne Mitchell said that she wants to hear an opinion from HBH Eng., since they are the experts on this. Diane Rinks said that the City Engineer would be the one to consult, not HBH Engineering. Bob Cullen said that he feels that I&I is being addressed through the sewer project. Gary Filpi agreed. Diane Rinks said that even if a problem with I&I are revealed, there is no money to fix it anyway.

2) City Clerk report:

There were no questions on this report.

3) Accounts Payable report:

Marianne Mitchell asked about the payment to Jordan Schrader (city attorney). Diane Rinks said that the majority of the bill is attributable to the water rights audit and employment issues.

4) Public Works report:

Gary Filpi asked about the water that the City is giving to Dayton in conjunction with the joint water project. Is the water that they use being billed to them? Diane Rinks said that a meter has been installed and all of the water that they use is being tracked, and the City will receive credit for that amount against the bills we'll get once the system is up and running.

10. LEGISLATIVE ACTIONS:

1) Resolution 04-02- FY2003-04 Supplemental Budget:

Ron Ross made a motion to adopt Resolution 04-02, as presented. Bob Cullen seconded the motion. There was no discussion and the motion passed unanimously.

2) Resolution 04-03- FY2003-04 Budget Transfer:

Ron Ross made a motion to adopt Resolution 04-03, as presented. Bob Cullen seconded the motion. There was no discussion and the motion passed unanimously.

3) Ordinance 566- Amendments to Municipal Code (Court Proc.):

Bob Cullen made a motion to adopt Ordinance 566, as presented. Marianne Mitchell seconded the motion. Diane Rinks read the ordinance by title only- 'An ordinance amending the Lafayette Municipal Code to address changes to the Civil Infractions Procedure.' Discussion- Diane Rinks said that she has reformatted the Code to allow the City to cite offenses into Lafayette Municipal Court. This will allow the City to use the civil infraction process for any violation of the Municipal Code. Diane Rinks read the ordinance by title only. There was no more discussion, the Council was polled, and the motion passed unanimously.

Council President Gary Filpi agreed to move agenda item 11(2) to this point of the agenda.

11. ACTION ITEMS:

2) Park Master Plan- Mark Fancey:

Mark Fancey (from the Council of Governments) said that the Council has received the final Parks Master Plan, including all of the changes that were submitted by the City Council and the Parks Committee. He has also drafted an SDC Methodology document for the Council's review and comment. Per the direction at the last meeting, he researched the land values further, and determined that \$50,000/acre is a reasonable

number to use. Mark Fancey said that the study recommends the median cost estimates, which results in a \$811 park SDC per residential dwelling unit.

Mark Fancey said that he would suggest adopting the Parks Master Plan as part of the City's Comprehensive Plan. Discussion ensued. Diane Rinks said that she wants to review the format of previous SDC adoptions before it is officially adopted. She will also talk to Skip Wendolowski to see if he would recommend adopting the Parks Master Plan into the Comprehensive Plan.

Council President Gary Filpi agreed to move agenda item 13 to this point of the agenda.

13. EXECUTIVE SESSION AS ALLOWED BY ORS 192.660 (1)(H):

Council President Gary Filpi said that the Lafayette City Council will now meet in executive session for the purpose of consulting with legal counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed, consistent with ORS 192.660 (1)(H). Representatives of the news media and designated staff are allowed to attend the executive session. All other members of the audience are asked to leave the room. Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session except to state the general subject of the session. No decision shall be made in executive session. At the end of the executive session, Council will return to open session.

Council went into executive session at 7:45 p.m.

Council President Gary Filpi took the meeting out of executive session at 8:27 p.m.

11. ACTION ITEMS:

1) Planning Commission Appointments:

Ron Ross said that he would like to see the membership increased to 7 again instead of leaving it at 5. Diane Rinks said that the Council does need to take some official action on the number of members of the Commission, since the resolution that reduced the membership can't change the ordinance that is in effect. Gary Filpi asked who sets the makeup of the Commission (number of in town and out of town members) and Diane Rinks said that it is set by ordinance and that she thinks the Council has the authority to change it (she will look into it further). Gary Filpi said that there are two really good candidates for the out of town position (Stan Hill and Carol Paddock), but the code only allows for one out of town position. There was some discussion about changing the code to allow for 2 out of town positions. Marianne Mitchell said that Carol Paddock has a great background. She also said that she feels that there should be term limits set for Planning Commission members. Ron Ross said that he wants to see the out of town membership remain at one. Bob Cullen and Edwina Meitzen said that they would also like to see the out of town membership remain at one. Discussion ensued.

The Council decided to increase the membership to 7 members again, so Diane Rinks suggested repealing section 2 of Resolution 2001-15, which set the membership at 5 members. Bob Cullen made a motion to adopt Resolution 04-04, which repeals section 2 of Resolution 01-15. Edwina Meitzen seconded the motion. There was no discussion and the motion passed unanimously.

Council President Gary Filpi appointed Nate Ramer and Kyle Hensley to the Planning Commission with terms to expire December 31, 2007. Bob Cullen made a motion to accept the acting Mayor's appointments. Edwina Meitzen seconded the motion. There was no more discussion and the motion passed with Marianne Mitchell voting nay.

Gary Filpi said that he wasn't going to appoint anyone to the out of town position until the Council considers creating a second out of town position. He asked that this be placed on the next agenda.

3) Accept Mike Lewis' resignation:

Bob Cullen made a motion to accept Mike Lewis' resignation that was given at the January 8, 2004 Council meeting. Ron Ross seconded the motion. There was no discussion and the motion passed unanimously.

12. DISCUSSION ITEMS:

1) Reminder to file Statement of Economic Interest:

Trena McManus reminded the City Council that they must file a statement of economic interest with the Government Standards and Practices Commission by April 15, 2004. The statements will be mailed out sometime in March. Failure to file the statements can result in up to a \$1,000 fine.

2) Addition of 'Business Discussion from the Council' back to the agenda:

Added by Marianne Mitchell under 'Additions and Deletions'.

Marianne Mitchell said that she would like to see 'Business Discussion from the Council' added back to the agenda. She said that there are times where she would like to see things discussed earlier in the meeting so the audience doesn't have to wait until the end to hear Council discussion.

3) Mayor's Absence:

Added by Marianne Mitchell under 'Additions and Deletions'.

Marianne Mitchell said that she has received multiple phone calls from people saying that they heard the Mayor is going to resign and she wanted to know if anyone knew what the Mayor's intentions were. Gary Filpi said that he spoke to Lotis, and he is going to be out of town for a while due to his job in Washington. He is not sure how long he will be there, but he said that if the Council wants him to resign, he will. Ron Ross said that he doesn't want to do anything for at least 3 months to see if the Mayor is able to return. Bob Cullen said that he does not want to make that decision for the Mayor. Edwina Meitzen said that she wants to wait and see if he is able to return in a couple of months.

14. COMMITTEE REPORTS:

None received.

15. MAYOR'S REPORT:

None.

16. REVIEW OF HANDOUT MATERIAL:

None.

17. ADJOURNMENT:

Ron Ross made a motion to adjourn. Bob Cullen seconded the motion. There was no discussion and the motion passed unanimously. The meeting was adjourned at 9:12 p.m.

Minutes approved on this 11th day of March, 2004.

APPROVED:

ATTESTED:

Mayor Lotis Hanks

Diane Rinks, City Administrator