

Approved November 23, 1993

Joint City Council/County Commissioners Meeting
City of Creswell
October 11, 1993

Regular Scheduled Council Meeting and Lane County Commissioners Meeting was called to order by Mayor McCluskey and Commissioner Steve Cornacchia.

Council Present:

Sharlene Neff
Robert Hansen
Michael Dubick

Jean Beck
Martin Heymann
Eddie McCluskey, Mayor

Council Absent:

Wes Chapman

Lane County Commissioners Present:

Steve Cornacchia, Chair
Jack Roberts

Marie Frazier
Jerry Rust

Lane County Commissioners Absent:

Ellie Dumdi

Press - 1

Audience - 16

Mayor McCluskey introduced members of the City Council and City Staff and Commissioner Cornacchia introduced the Lane County Board of Commissioners, acting County Administrator Bill Van Vator, Sheriff Robert McManus and other Sheriff's Office Personnel in attendance. Mayor McCluskey welcomed the commissioners and then turned the meeting over to Lane County Commissioners Chair, Steve Cornacchia.

Commissioner Cornacchia asked if there was any members in the audience who wished to comment on anything that was not on the agenda.

Ray Beck of 256 West D Street, Creswell, questioned why portions of Old Highway 99 between Creswell and Saginaw had not been paved when the highway was recently resurfaced. He stated that what had been done was very nice but certain areas had not been completed. Commissioner Cornacchia stated that Old Highway 99 was a State Highway rather than a County one and that Mr. Beck would need to check with the State. Commissioner Frazier stated that she had talked with Larry Asbury from the State Highway Department with regard to this issue. He stated that the State had run out of funding on this project but intended to complete the project when additional funds become available which will probably

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be next year.

Garbage Rates:

Commissioner Jack Roberts was asked to address the issue of increased garbage rates. He stated that the County had to cover the costs associated with the landfills or transfer sites. He stated that the households using only one can seemed to be the most upset by the recent increase. He said the County had gone through a lengthy process to determine an equitable rate. This rate he added was still lower than most metropolitan areas in the Northwest. The \$40/ton landfill charge was passed by a unanimous vote of the County Commissioners. Commissioner Roberts reported most other metropolitan areas charge \$60/ton or more.

Mayor McCluskey reviewed a waste disposal site he visited in Spokane, Washington, which incinerates landfill waste for energy generation. He stated one very clean facility handles all of the landfill waste for the entire county. Mayor McCluskey asked if the County Commissioners had investigated into the disposal of waste materials in this manner and it's cost feasibility for Lane County. Commissioner Roberts advised the Council that the County had no long term plans for waste disposal when the Short Mountain facility reached capacity but this is an issue which needed to be addressed by the Commissioners.

The County Commissioners advised the Council that they were looking into the feasibility of having the landfill and transfer sites open occasionally on Sundays. This would enable more working people to utilize the facilities.

Council Mike Dubick questioned why only No. 1, 2, and 5 plastics could be recycled at the Creswell transfer sight. The Commissioners stated they didn't have an answer to that question if in fact other plastics were being recycled at the Short Mountain facility. Commissioner Roberts stated he would investigate this issue and report back to the Council.

Alma Work Camp

City Administrator, Ron Hanson, stated that he had personally visited the Alma Forest Work Camp and had utilized the inmates in various activities for the City. He said, in all cases, he was pleased with the operation, supervision and the quality of work performed by the inmates. Capt. Ben Sunderlin of the Lane County Sheriff's Office was present and provided those present with an overview of the camp since its inception in 1991. He said the camp currently has a 60 bed capacity with authorization for 120. The camp came into existence due to overcrowding at the jail. Prior to being placed at Alma the conduct of the offenders are

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observed to ascertain if they are suitable candidates for the program. This is a structured program however there have not been any escapes from the facility or its work release program since its inception. During the summer months it was reported that an average of 40-45 inmates were housed at Alma for an average period of 28 days per inmate. To date, the Alma Forest Work Camp has never had to release a convicted offender early because of lack of space.

Lane County Sheriff, Bob McManus said that the inmates at the work camp have a completely different attitude than those housed at the jail. At the work camp the inmates have the opportunities to learn a skill they can use when released which raises their self-esteem. He pointed out that the contract work the inmates perform while detained help finance the costs associated with the work camp.

1993-94 Law Enforcement Contract

Lane County Sheriff, Bob McManus, stated that the City of Creswell had contracted with Lane County's Sheriff's Office for the past 20 years for their police protection. During this period of time a good working relationship has developed between the two agencies. It was pointed out that some of the costs associated with the Creswell Contract were being absorbed by the County as the contract deputies also cover areas outside the Creswell City Limits.

City Administrator, Ron Hanson, pointed out that the current Fiscal Year's Contract for police protection was \$120,606 which makes it the largest item in the City's General Fund Budget. Significant changes in this amount could jeopardize the level of police protection currently being provided to Creswell by Lane County. Some cost cutting alternatives discussed were longer term contracts (multi-year) and perhaps expanding the contract area. Sheriff McManus stated that he could not predict the future but that it is very conceivable that the services provided to the Creswell Contract Area will be "watered down" in some way due to budget constraints.

Update on O & C Funding

Acting County Administrator, Bill Van Vator was present and explained the new Federal guidelines for the distribution of O & C Timber Funds. He said that rather than being based on actual timber sales the funds to be distributed would be based on an average of 85% of the timber revenue collected between 1986 and 1990. He stated that the County would receive \$12 million in timber receipts in 1994 which was the same as 1993. Mr. Van Vator stated the averaging method would help but it would still amount to

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a \$2.2 million decrease for next year.

Waived Landfill Charges

City Administrator, Ron Hanson, thanked the County for waiving the landfill charges when the City held their City-wide Cleanup Day this Summer.

There being no further business to come before the Board of Commissioners, Commissioner Cornacchia adjourned the Board of Commissioners Meeting and Mayor McCluskey declared a five minute recess before continuing the City Council Meeting.

Regular Scheduled Council Meeting was called to order again by Mayor McCluskey.

Minutes:

Martin Heymann moved, Robert Hansen seconded to approve the minutes of the council meeting dated September 13, 1993 as submitted. Voted on and unanimously carried.

Bills:

Sharlene Neff moved, Martin Heymann seconded to approve the accounts payable. Voted on and unanimously carried.

Mayor & Council Comments:

Marie Frazier who lives at 806 Oregon Avenue stated that she has been having difficulty with nightly raids by dogs in her neighborhood. Three nights ago they killed her 15 year old cat. City Administrator, Ron Hanson, stated that the City Crew works animal control primarily when there is a complaint. He stated that if a property owner can confine a stray dog the crew will pick up the animal and see that it is transported to Lane County Animal Shelter if not claimed. He also advised Mrs. Frazier that the City does have a live animal trap that she could borrow to help trap the dogs which have been giving her problems. Mrs. Frazier stated she would try trapping the animals as she has been unable to ascertain the owners of the dogs involved.

Councilor Robert Hansen questioned why the lights at the entrance to the freeway were out. City Administrator Ron Hanson advised the council that he would check with the State and see that they are fixed. He also advised the Council that the City was fixing the holes on Oregon Avenue just before the overpass. He stated this is actually a State Highway but felt it was in the City's best interest to have the City Crew repair the few holes when they had some extra asphalt rather than waiting for the State.

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Old Business:

Cable TV - Update

City Administrator, Ron Hanson, reviewed correspondence from Falcon Cable TV in which they agreed to extend the current rate freeze of November 5th for 45 days to allow the City time to receive and review the FCC Form 393 benchmark calculations. Mr. Hanson said that he would keep the Council informed as to the developments with regard to this issue.

Southeast Water Distribution Main Funding

Peter Thurston, Community and Economic Development Coordinator was present and gave the Council an update on the funding being sought for the water distribution main through a Community Development Block Grant and Farm Home Loan. He said the environmental review has been completed and ready for final publication and that the income study is about half way finished and hopefully will be complete by the end of the month.

Mr. Thurston stated that in mid September the Oregon Economic Development Department had issued new rules for public works categories of the CDBG program. For the first time all water and wastewater facility projects will be applied for in one of three categories: Phase 1 - Preliminary Engineering and Planning, Phase 2 - Final Engineering, V1 Feasibility and Environmental Review Record, and Phase 3 - Construction. He said that you must have the bid documents to apply under Phase 3 funding, however, this was not on an annual cycle so can be applied for at any time. He said that the City may choose to apply for Phase 2 funding (\$50,00 maximum) and be prepared to apply for construction funding as soon as the design phase is complete.

After discussion, City Administrator, Ron Hanson, recommended seeking Phase 2 funding for \$50,000 to proceed with the engineering phase. He estimated the engineers total cost to be \$120 thousand prior to going out to bid on the construction. Mr. Hanson stated the City may be required to seek requests for proposals from engineering firms, however, this has been waived in the past. Sharlene Neff moved, Mike Dubick seconded to proceed with Phase 2 Funding for a Maximum of \$50,000 and be prepared to apply for construction funding as soon as the design phase is complete. Voted on and unanimously carried.

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Old Business:

A Street Reconstruction Project

(a). Resolution No. 93-10 - Interfund Loan

City Administrator Ron Hanson read Resolution No. 93-10, "A Resolution Authorizing An Interfund Loan". Upon hearing the reading of said Resolution, Michael Dubick moved, Robert Hansen seconded to approve Resolution No. 93-10 as presented. Voted on and unanimously carried.

(b). Change Order Request No. 1

City Administrator Ron Hanson reviewed a change order for the A Street Reconstruction Project which would increase the project cost from \$165,500.00 to \$177,736.60 or an increase of \$12,236.60. The majority of the costs involved was due to additional removal of soft subgrade and the replacement thereof; additional catch basin; lowering of the curb grade and additional paving of ramps at ends of sidewalk. Following review of the proposed change order, Michael Dubick moved Robert Hansen seconded to approve Change Order No. 1 for the A Street Reconstruction Project. Voted on and unanimously carried.

(c). Recommendation of Payment Request No. 2 - Final Payment

City Administrator Ron Hanson reviewed a Recommendation of Payment Request No. 2 which is also the final payment request for the A Street Reconstruction Project. The project is 100% complete and City Engineer, John Holroyd recommends payment. The final payment amount is \$115,559.10. Following review of said request, Robert Hansen moved, Sharlene Neff seconded to approve Payment Request No. 2 on the A Street Reconstruction Project in the amount of \$115,559.10. Voted on and unanimously carried.

League of Oregon Cities

(a) Registration for LOC Convention

City Administrator Ron Hanson reminded the Council that any member wishing to attend the LOC convention on November 6-8th must let him know in the next day or two so he can pre-register them without paying a late fee.

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(b) Ballot Measure 1 - Sales Tax

City Administrator Ron Hanson stated that the League of Oregon Cities is recommending to their member cities that they remain neutral on the proposed sales tax that will be on the November State Wide Ballot. They are recommending a neutral position because it prohibits cities and counties from enacting their own local sales tax, requires cities to pay sales taxes on certain items and does not help establish any financial stability of important city services. The League is recommending cities adopt a resolution calling for mutual community commitment in response to Ballot Measure I. Councilor Michael Dubick stated he could not support the league position or endorse a resolution stating so. Councilor Dubick stated that just because the League was unsuccessful in protecting a local sales tax option was no reason for not supporting a sales tax proposal. It was the consensus of the Council not to endorse or support the position on Ballot Measure I.

Street Committee - Trees on Scott Street

City Administrator, Ron Hanson, stated that the Street Committee was recommending that the five fir trees in question on Scott Street be removed due to the damages they are causing. He stated would obtain the estimated costs to have the trees removed and report back to the Council.

1993-94 City Tax Rate and Assessed Value

City Administrator, Ron Hanson, reviewed the City of Creswell's 1993-94 tax rate. The tax rate has gone down to \$3.1514 per \$1,000 of assessed valuation as compared to \$3.3684 per \$1,000 in 1992-93. The assessed value on the other hand has gone from \$51,341,781 in 1992-93 to \$58,971,506 in 1993-94. Mr. Hanson also advised the Council that the City has operated within the tax base since 1980 which only allows for a 6% increase annually.

Executive Session - Authorized by ORS 192.660(i)(h)

Mayor McCluskey recessed the Council Meeting to allow time for an executive session as authorized by ORS 192.660(1)(h).

Ballot Measure 20-01 - Election Abstract

City Administrator Ron Hanson reviewed the abstract from Lane County Election Department pertaining to the Special Election held on September 21, 1993. City of Creswell Measure 20-01, "City Charter Amendment To Prohibit Minority Status For Homosexuals".

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Following said review, Mr. Hanson read Resolution No. 93-12, "A Resolution Accepting Election Results Passing Ballot Measure Initiative To Amend Creswell City Charter And Putting The Matter on Hold". Hearing the reading of said Resolution, Martin Heymann moved, Michael Dubick seconded to approve Resolution No. 93-12 as presented. Voted on and unanimously carried.

Airport Commission

Councilor, Robert Hansen reviewed the minutes of the Airport Commission dated August 3, 1993 with the Council. He stated that the Airport was doing fine. The only area where there seems to be some differences of opinion is with regard to airport access for adjacent property owners.

November's Council Meeting

City Administrator Ron Hanson advised the Council that the November Regular Council Meeting was scheduled for November 8th which was during the time many of the Councilors would be attending the League of Oregon Cities Convention. It was the consensus of the Council that the November City Council Meeting be rescheduled for Monday, November 15th due to the conflict with the LOC Convention on the 8th.

Clerk's Report

The Council reviewed the combined balance sheet report for the month ending September 30, 1993.

Planning Commission Minutes

The Council reviewed the minutes of the September 16, 1993 Planning Commission Meeting.

There being no further business to come before the Council, Mayor McCluskey adjourned the meeting.

Eddie McCluskey
Mayor

ATTEST:

Connie D. Dersham
City Recorder