



# CITY OF EAGLE POINT

*"Gateway to the Lakes"*

OREGON

EAGLE POINT CITY COUNCIL  
17 BUCHANAN AVE. SOUTH, EAGLE POINT, OREGON

**MAY 8, 2012**

## **REGULAR MEETING MINUTES**

### 1. CALL TO ORDER.

Mayor Russell called the regular meeting to order at 7:02 p.m.

Council members present: Bob Russell, Alan Curriston, Bill Fierke, Ruth Jenks, Jonathan Bilden, Wayne Brown and Kathy Sell.

Staff members present: Henry Lawrence, City Administrator; Joe Kellerman, City Attorney; Vern Thompson, Police Chief; Robert Miller, Public Works Director; Melissa Owens, Finance Officer; Mike Upston, Principal Planner and Sara Miller, Planning Aide.

Bill Miller of the Medford Mail Tribune was also present.

### 2. FLAG SALUTE AND INVOCATION.

Jerry Zieman led the flag salute and Council President Curriston led the invocation.

### 3. AUDIENCE QUESTIONS OR COMMENTS CONCERNING ITEMS NOT ON THE AGENDA.

There were no audience questions or comments.

### 4. PRESENTATIONS.

#### 4.1 Presentation regarding Enterprise Zones – Ron Fox, Executive Director, SOREDI (Southern Oregon Regional Economic Development Inc.)

Ron Fox approached the council and announced that SOREDI is celebrating its 25<sup>th</sup> year of service, and invited the council to attend the celebration on June 20, 2012. Mr. Fox passed out information on SOREDI and Oregon Enterprise Zones. He reviewed the information and explained the concept and benefits of Enterprise Zones, noting that there are currently 59 zones in Oregon with two of those zones in Jackson County. He explained that the zones are

sponsored by one or more jurisdictions, with SOREDI functioning as Zone Manager. He went on to explain the process to establish an Enterprise Zone. An application is made to the state to form a new zone, or the preferred option would be to seek approval to be added to the Jackson County zone, which the City of Talent is currently doing. Mr. Fox further explained that an interested city should provide a list of parcels by tax lot to Jackson County, provide a Resolution to add the parcels to the Jackson County Enterprise Zone, and hold city and county public meetings with required noticing. He continued the presentation, reviewing business eligibility criteria, and noted that each year a business must produce the jobs listed in the application to claim the exemption.

There was discussion between Mr. Fox and the councilors regarding the type of business that would and would not qualify. The councilors also discussed with Mr. Fox the potential loss of tax revenue, and Mr. Fox explained that the zone would create an incentive for business development which would result in long term benefits for the city. He gave several examples of business situations that have benefited from Enterprise Zones in Jackson and Josephine Counties.

There was further discussion between the council and Mr. Fox regarding the ability for Eagle Point to stay competitive in the local economy, as well as the demand for a highly trained workforce to draw businesses to the Rogue Valley. Mr. Fox explained that jobs today do have a demand for education and experience, and noted that Eagle Point is close to higher education and technical training facilities such as Oregon Institute of Technology, Southern Oregon University and Rogue Community College. He noted also that Eagle Point offers a wonderful quality of life for potential employees, which contributes to remaining competitive. Mr. Fox reiterated the benefits that Enterprise Zones offer to communities.

Mr. Fox announced that SOREDI recently completed a report on commercial tourism opportunities in the Upper Rogue River area, which is available on the website.

Mayor Russell thanked Mr. Fox for the presentation.

#### 4.2 Presentation regarding Eagle Point Senior Center Funding Request – Jerry Ziemann, President, Eagle Point Senior Center.

Mayor Russell introduced Mr. Ziemann. Mr. Ziemann handed out a flier outlining background and information on the Senior Center, and explained that the center is currently trying to stay above water financially. He noted that income is generated from the thrift store, bingo and quilt sales, along with minimal facility use fees from AA groups. He noted that the Food and Friends program uses the facility free of charge to serve over 12,000 meals a year to seniors in Eagle Point. Mr. Ziemann reviewed the brochure and outlined the many groups and residents that benefit from events held at the center, including the annual Veterans Day breakfast and monthly potlucks. He requested that the council consider allocating funds to the Senior Center during the budget process. There was discussion between the councilors and Mr. Ziemann regarding the Senior Center financial situation.

Mayor Russell thanked Mr. Zieman for the presentation and noted that the council will give his request serious consideration.

5. PUBLIC HEARINGS.

There were no public hearings brought before the council.

6. CONSENT CALENDAR.

6.1 Presentation of Regular Meeting Minutes of April 24, 2012.

6.2 Presentation of Special Meeting Minutes of April 26, 2012.

Mayor Russell announced the Consent Calendar and asked for a motion. Councilor Fierke stated that he believes there is an error in the special meeting minutes of April 26, 2012, listing the fire station and business incubator as priorities, when the council determined they should be listed as non-priorities. The other council members agreed. Councilor Fierke moved that council approve the Consent Calendar with the change to the special meeting minutes of April 26, 2012 to reflect that the council decided that the old fire station property and Judge Stewart House business incubator be moved from the priority list to the non-priority list. Council President Curriston seconded the motion. There was no further discussion. Roll call: Alan Curriston, aye; Bob Russell, aye; Bill Fierke, aye; Ruth Jenks, aye; Wayne Brown, aye; Kathy Sell, aye. The motion passed unanimously. Councilor Bilden was not present in chambers during the vote.

7. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR.

There were no items removed from the Consent Calendar.

8. PRESENTATION OF BILLS TO BE PAID.

Mayor Russell asked for a motion on the bills to be paid. Councilor Sell asked about the payment to Flint Trading Inc., and Mr. Miller explained that the payment is for street paint and thermal plastic for crosswalks, mainly for the South Shasta project. Councilor Jenks asked about the payment to Bob LaDuke Construction, and Mr. Miller explained that the payment is for the South Shasta project and noted that there would be one more payment for both the Fargo and South Shasta projects. Councilor Jenks asked if the projects were on budget, Mr. Miller explained that the Fargo Street project is close to budget and the South Shasta project is over budget due to change orders that he will bring before council. Council President Curriston moved that council approve the bills with the addendum list in the amount of \$93,543.75. Councilor Jenks seconded the motion. There was no further discussion. Roll call: Kathy Sell, aye; Bill Fierke, aye; Bob Russell, aye; Ruth Jenks, aye; Alan Curriston, aye; Wayne Brown, aye. The motion passed unanimously. Councilor Bilden was not present in chambers during the vote.

9. OLD BUSINESS.

9.1 **Resolution 2012-30.** A Resolution Authorizing Funds for the 2<sup>nd</sup> Annual Eagle Point Bike Ride.

Mayor Russell announced **Resolution 2012-30**, a Resolution authorizing funds for the 2<sup>nd</sup> Annual Eagle Point Bike Ride and asked for the staff report. Ms. Owens explained that the Resolution would allow for an advance to pay for costs for the bike ride, such as insurance, porta-potty's and t-shirts. She noted that last year the city broke even on the bike ride, and staff hopes that the same can happen this year through registration fees. Council President Curriston asked that any profit be carried over to next year's bike ride.

Council President Curriston moved that the council approve **Resolution 2012-30**, a Resolution authorizing funds for the 2<sup>nd</sup> Annual Eagle Point Bike Ride. Councilor Sell seconded the motion. There was no further discussion. Roll call: Wayne Brown, aye; Ruth Jenks, aye; Alan Curriston, aye; Bob Russell, aye; Kathy Sell, aye; Bill Fierke, aye. The motion passed unanimously. Councilor Bilden was not present in chambers during the vote.

10. NEW BUSINESS.

10.1 **Resolution 2012-28.** A Resolution Authorizing a Proclamation Recognizing May 15, 2012 as "Peace Officers" Memorial Day and Observing May 13-19, 2012 as "National Police Week" in the City of Eagle Point.

Mayor Russell announced **Resolution 2012-28**, a Resolution authorizing a proclamation recognizing May 15, 2012 as "Peace Officers" Memorial Day and observing May 13-19, 2012 as "National Police Week" in the City of Eagle Point, and asked for the staff report. Chief Thompson announced that since 1961 when President Kennedy signed National Peace Officer week into law, it has been celebrated nationally. He asked for permission to lower the flag to half staff on May 15 to honor police officers. Chief Thompson shared statistics with the council, noting that there are over 900,000 police officers in the profession and there are 1.3 million violent crimes annually. He explained that Washington DC has a monument with the names of officers lost in the line of duty, noting that there has been an increase in officers killed. He further explained that National Police Week honors officers currently in the profession serving citizens as well as officers who have lost their lives.

Councilor Brown moved that the council approve **Resolution 2012-28**, a Resolution authorizing a proclamation recognizing May 15, 2012 as "Peace Officers" Memorial Day and observing May 13-19, 2012 as "National Police Week" in the City of Eagle Point. Councilor Bilden seconded the motion. There was no further discussion. Roll call: Bob Russell, aye; Bill Fierke, aye; Jonathan Bilden, aye; Kathy Sell, aye; Wayne Brown, aye; Ruth Jenks, aye; Alan Curriston, aye. The motion passed unanimously.

10.2 **Resolution 2012-29.** A Resolution Authorizing a Temporary Position for the Abatement of Weeds and Excess Vegetation in the City of Eagle Point.

Mayor Russell announced **Resolution 2012-29**, a Resolution authorizing a temporary position for the abatement of weeds and excess vegetation in the City of Eagle Point, asked for the staff report. Chief Thompson explained that staff is struggling to meet the demand of high weed

complaints. He further explained that the School Resource Officer (SRO) typically assumes that duty during the summer months, but due to staff shortages the SRO will be covering shifts for vacationing officers. Chief Thompson noted that the temporary part time employee would enforce weed abatement ordinances but would not have law enforcement ability, if necessary an officer will issue citations for ordinance violations.

The councilors discussed the position with staff and it was noted that the position would be hired from an agency for approximately 20 hours a week. Council President Currison moved that the council approve **Resolution 2012-29**, a Resolution authorizing a temporary position for the abatement of weeds and excess vegetation in the City of Eagle Point. Councilor Brown seconded the motion. There was no further discussion. Roll call: Ruth Jenks, aye; Wayne Brown, aye; Kathy Sell, aye; Bob Russell, aye; Alan Currison, aye; Bill Fierke, aye; Jonathan Bilden, aye. The motion passed unanimously.

10.3 **Resolution 2012-31.** A Resolution Authorizing Selection of Consultant for Engineering Services and Geotechnical, Geologic, and/or Hydrogeologic Services for Water System Distribution.

Mayor Russell announced **Resolution 2012-31**, a Resolution authorizing selection of consultant for engineering services and geotechnical, geologic, and/or hydrogeologic services for water system distribution, and asked for the staff report. Mr. Miller explained that the Request for Proposals (RFP) was posted on the city website and sent to the Journal of Daily Commerce; he then reviewed the tasks outlined in the RFP. He reviewed the six firms who submitted proposals by the deadline, and explained that staff and several councilors reviewed the proposals and ranked the consultants. He explained that staff is requesting permission to negotiate a contract with the primary firm, and then subsequently with the second and third ranked if necessary to ensure the city's needs are met in a cost effective manner. Staff noted that the priority is to fully repair the 3.6 MG reservoir to ensure the safety of residents, however, they are also looking to establish a relationship with the right firm for future needs of the city. It was noted that staff feels that work could successfully be done by any of the top three firms, the selection process will come down to the best fit for the city that is feasible financially. Mr. Lawrence explained that staff is seeking authority from council to negotiate a contract that will outline specific tasks, timeline and budget. He noted that a Special Council Meeting will be held Monday, May 14 to seek budget authority to hire the selected consultant.

The councilors and staff discussed the three top ranked proposals. It was noted that all three firms indicated that there would be a representative sent to the site for the duration of the repairs. The councilors discussed the benefit of hiring a consulting firm with permanent local connections to Eagle Point. Staff noted that Civil West Engineering Services out of Coos Bay, has John Pariani Surveying Group out of Shady Cove on their team. Mr. Lawrence noted that representatives from Civil West Engineering Services were in the audience.

Mayor Russell invited the representatives from Civil West to approach the council. Garrett Pallo, Proposed Project Manager and Principal-in-Charge (PIC), Civil West Engineering Services, Inc. introduced himself to the council and explained that he put the proposal together with the intention of working with local team members, and noted that he has worked with Shady Cove resident John Pariani for over a decade. He noted that Mr. Pariani would play a

critical role in the project through surveying and day to day construction inspections. He explained that other members of his firm are nearby in Coos Bay. He noted that the main difference between his firm and the other two firms being considered is that Civil West is a small firm that focuses only on smaller communities with a different approach. He explained that Civil West is invested in small city water systems, and they would like to continue a relationship with the community as a member of the team, rather than just complete a single project and leave. The councilors and staff discussed with Mr. Pallo the details of his proposal and possible reasons that the tank is leaking. He believes it may be improper foundation preparation making one side of the floor crack, which may have happened immediately after construction and then stopped once the ground settled, which then caused other problems with the vault. He noted that as long as the tank is stable there are ways to stop the leak, and the first priority would be to inspect the tank to determine if it is stable enough to repair. He described the geologic methods that can be used to determine if the base is stable. Mr. Pallo noted that his proposal mentioned that the worst case scenario would be that the tank is beyond repair and would need replaced, a scenario that he has seen in other communities and wants the city to be aware of up front. He further explained that he went to work for the firm that built the Eagle Point tank approximately one year after it was built so he is familiar with the type of tank. He noted that the reservoir is too new to be having the problems that it is.

Mr. Lawrence and council discussed the selection process and the councilors noted that they would defer the selection to staff judgment with final review by the council. Councilor Sell reiterated that it would be most desirable to find a qualified firm with local personnel.

Council President Curriston moved that the council approve **Resolution 2012-31**, a Resolution authorizing selection of consultant for engineering services and geotechnical, geologic, and/or hydrogeologic services for water system distribution. Councilor Brown seconded the motion. There was discussion between the councilors and staff regarding the wording of Resolution 2012-31. Several councilors felt that the Resolution did not accurately portray the council's direction to allow staff to exercise judgment in the selection of a consultant from the top three ranking firms. Councilor Sell moved that Council President Curriston's motion to approve **Resolution 2012-31**, a Resolution authorizing selection of consultant for engineering services and geotechnical, geologic, and/or hydrogeologic services for water system distribution be amended to state that Civil West is listed as the number one ranked consultant. Councilor Bilden seconded the motion. The councilors further discussed the motion, with several councilors agreeing that the priority of the top three consultants should not be listed in the Resolution, but authority should be relegated to staff to choose from the top three consultants. Councilor Bilden moved that the motion to approve **Resolution 2012-31**, a Resolution authorizing selection of consultant for engineering services and geotechnical, geologic, and/or hydrogeologic services for water system distribution should be amended to not establish a priority list for the top three consultants, but should delegate authority to staff to select a consultant from the top three ranking firms. Councilor Sell seconded the motion. There was no further discussion. Roll call: Jonathan Bilden, aye; Kathy Sell, aye; Alan Curriston, aye; Wayne Brown, aye; Bill Fierke, aye; Bob Russell, aye; Ruth Jenks, aye. The motion passed unanimously.

#### 10.4 Discussion regarding Rogue Valley Family YMCA to provide Day Camp for Summer 2012.

Mayor Russell announced the agenda item, and asked for the staff report. Mr. Miller explained that Summer Daycamp was postponed in 2011 due to staff shortage and budget cuts. He noted that at the direction of the Parks and Recreation Commission and City Council he has been exploring different options to bring the program back with the continued staff shortages. He explained that he has met with the YMCA to discuss running a program based on the city's previous daycamp program rather than the typical YMCA camp program to give families a seamless transition. He noted that while a final proposal from the YMCA is forthcoming, the preliminary proposal included a two week summer pilot program that would run Monday through Friday from 9:00 a.m. to 3:00 p.m. for grades 1-6. The cost for the program would be \$50 a week with scholarships available. He noted that the YMCA staff was very impressed at the facilities that the city is able to use through a joint effort with the school district. Councilor Fierke asked about the cost of the YMCA program compared to the city run program. Mr. Miller explained that the cost would be approximately \$15 more dollars a week, but the YMCA is able to offer scholarships to qualifying families, something the city is unable to do at this time for any recreation program. He noted that the city program had been heavily subsidized by other budgets for the staff time, which could not be sustained in the budget shortfalls. There was discussion between the councilors and staff regarding expanding the daycamp program beyond two weeks, and Mr. Miller noted that he would be discussing options with the YMCA staff. The council unanimously agreed that staff should negotiate a contract with the YMCA for a Summer Daycamp program. Mayor Russell thanked Mr. Miller for working to find a solution so that the city could provide a Summer Daycamp program for youth this year.

#### 11. REPORTS FROM CITY COUNCIL AND CITY COMMITTEE REPRESENTATIVES.

Councilor Fierke reported attending the last School District 9 Board Meeting, where resolutions were passed regarding strike preparation. He noted that during previous district meetings there were discussions regarding installing artificial turf for the football field, and also the district budget, with the board voting to pass both. He announced that negotiations between the district and the teachers union were not successful which has resulted in a strike.

Councilor Bilden reported attending the SOREDI meeting where they discussed goals, vision statement and mission statement. Mayor Russell referenced the earlier presentation from Ron Fox on Enterprise Zones and asked that Councilor Bilden help shepherd the council through the concept since he is involved with SOREDI. Councilor Bilden stated that he believes that the proposal would be positive for Eagle Point.

Councilor Jenks reported attending the FEAST event put on by Access at the Ashpole Center, which had a good turnout. She noted that 150 people per week are served by the Eagle Point food pantry. She also noted that the Green Bag Program was discussed at the event; it is a program in which residents place food in a bag and leave it on their doorstep and the food is collected and delivered to the local food bank.

Council President Curriston reported that the Economic Development Commission met and continued discussion on promoting Eagle Point in a positive way. He noted that the commission will be bringing a budget request forward for related projects. He further reported meeting with High School Principal Alan Barber who praised Chief Thompson and School

Resource Officer Anselmi for the tremendous job they have done improving the relationship with the schools.

Councilor Brown reported that the Rogue Valley Sewer Service budget was passed the previous Tuesday. He noted that he would have more to report at the next meeting.

Councilor Sell reported that the Parks and Recreation Commission held a workshop to discuss park improvements and needed amenities and she feels that they made good headway. She noted that the YMCA Summer Daycamp was also discussed at the workshop and the commission feels that it is a great way to bring camp back for Eagle Point kids. She announced that there will be recommendations forthcoming from the Parks and Recreation Commission on park improvements once the final details are decided.

Mayor Russell reported that the flower baskets have been installed throughout city. He further reported that the Candidate Forum for the County Commission and District Attorney positions went very well. Concluding his report, he invited everyone to the Eagle Point and Upper Rogue Chamber of Commerce Vintage Faire on Saturday, May 12.

## 12. STAFF REPORTS

Mr. Upston reported that he has been working on the Regional Problem Solving (RPS) process and will have more to report at the next meeting.

Ms. Owens thanked Council President Curriston for writing the Council Corner article for the website and asked the councilors to consider volunteering to write the next article. She also noted that other articles can be written for the website on the positive things happening in Eagle Point. She reported spending quite a bit of time working on the budget ensuring the new regulations are met, and announced that a Budget Committee Meeting would be held May 21, 2012 at 6:00 p.m., with additional meetings on May 24 and 30 if necessary. She reminded the councilors of the Special Council Meeting on Monday, May 14, 2012 at 7:00 p.m. Ms. Owens further reported spending a substantial amount of time with new City Recorder Cindy Hughes getting her settled into the job. She believes that Ms. Hughes will be an asset to the city.

Mr. Miller reported that the Greenhills irrigation, as-builts and first year monitoring report have been completed to send to DSL Army Corps of Engineers. He further reported that final details on the Fargo Street and South Shasta projects are being wrapped up. He explained that the mailboxes affected by the South Shasta path will be re-installed, and noted it is a time consuming process as staff needs to meet with each property owner. Mr. Miller further reported that the 4.0 MG landscape project has been completed. He also reported attending the Rogue Valley Area Commission on Transportation (RVACT), he explained that they have been discussing the federal aspect of combining the Transportation Enhancement and Oregon Bike and Pedestrian programs. He asked for council approval to pursue two projects, one for Eagle Point and also a joint project with Jackson County. One project would propose that a sidewalk and bike lane be constructed on one side of Linn road from Highway 62 to Buchanan. Council gave a consensus directing staff to bring a proposal forward.



Chief Thompson announced that he will be participating in a fundraiser for Muscular Dystrophy. He reported that the Eagle Point Education Association strike has necessitated quite a bit of overtime for his officers, and he anticipates that the need will increase toward the weekend and next week when school resumes. He commented that the officers have been working hard.

Attorney Kellerman reported that there has been an effort by City of Medford Attorney to create an intergovernmental agreement for the Water Conservation Grant, which initially he and the city engineer opposed. He noted that he believes the opposition was an overreaction and the end product gives cities the opportunity to work side by side with Medford.

Mr. Lawrence reported that Mr. Miller coordinated with Jackson County Community Justice crews to clean up the right of way along Highway 62 prior to the Vintage Faire. He noted that the city will be working to clean up weeds elsewhere as well. He announced that the meeting on Monday, May 14 will include the engineer contract, YMCA contract, also a Request for Proposal for the road construction audit. He thanked the councilors for scheduling the special meeting on May 14.

Ms. Miller gave a brief update on building activity, and noted that the department is currently in the process of approving permits for Windermere Trails End Real Estate and State Farm Insurance offices in Eagle Landing.

13. INFORMATION.

13.1 Budget Meeting Dates.

Mayor Russell closed the regular council meeting at 8:45 p.m. and called a recess.

14. EXECUTIVE SESSION PURSUANT TO ORS 192.660(2)(d) LABOR NEGOTIATIONS.

Mayor Russell opened the Executive Session pursuant to ORS 192.660(2)(d) Labor Negotiations at 8:55 p.m.

Discussion.

Mayor Russell closed the Executive Session pursuant to ORS 192.660(2)(d) Labor Negotiations and reopened the regular council meeting at 9:19 p.m.

Councilor Sell moved that the council allow the City Administrator to open contract negotiations to bargain salary adjustments up to agreed upon limits. Councilor Fierke seconded the motion. There was no further discussion. Bill Fierke, aye; Jonathan Bilden, aye; Ruth Jenks, aye; Alan Curriston, aye; Bob Russell, aye; Kathy Sell, aye; Wayne Brown, aye. The motion passed unanimously.


15. ADJOURNMENT.

There being no further business to come before the council, Mayor Russell adjourned the meeting at 9:20 p.m.

Respectfully submitted,

  
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Sara Miller

ATTEST:

  
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Robert E. Russell, Mayor