



CITY OF EAGLE POINT

"Gateway to the Lakes"

OREGON

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

June 26, 2012

REGULAR MEETING MINUTES

1. CALL TO ORDER – 7:00 P.M.

Mayor Russell called the meeting to order at 7:00 p.m.

Council Members Present: Bob Russell, Alan Curriston, Jonathan Bilden, Wayne Brown, Bill Fierke, and Ruth Jenks.

Council Members Absent: Kathy Sell.

Staff Members Present: Henry Lawrence, City Administrator; Joe Kellerman, City Attorney; Melissa Owens, Finance Officer; Vern Thompson, Chief of Police; Robert Miller, Public Works Director; and Cindy Hughes, City Recorder.

Guests: Aaron Prunty, Parks and Recreation Commission, and members of the public and press.

2. FLAG SALUTE AND INVOCATION.

Mayor Russell asked Scotty (Scotty McCullough) from the audience to lead the Pledge of Allegiance. Council President Curriston led the invocation.

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

Richard Gyro, President of the Eagle Point/Upper Rogue Chamber of Commerce, and resident of Eagle Point, came forward to express his appreciation to the Council, City staff, the Eagle Point Women's Club, and all of the people that were involved in getting the Harnish Wayside Park and Visitor Center open on a full-time basis. He reported the new signage has helped to increase the number of visitors and hopes it will impact local businesses as well. He also mentioned it would be good to get the ODOT (Oregon Department of Transportation) signage in place on both sides of the highway. Mayor

Russell expressed his appreciation to Mr. Gyro for organizing all of the volunteers of the Harnish Wayside Park and Visitor Center.

Jared Hill, Bishop of the LDS (Latter Day Saints) Church of Eagle Point, and Eagle Point resident, spoke about last year's volunteer service project. Mr. Hill said his church would like to propose doing a day of service and involving the whole community. Last year, they painted fire hydrants and cleaned up along a water way in the City limits. Mayor Russell liked the name of "A Day of Service" as the theme for this event. City Council will start making contacts in the community and come up with a date. Mr. Hill said he would invite the opportunity to come back and be part of the event. Mr. Hill concluded by thanking the Council for providing an opportunity for his children, in the audience, to participate in civic responsibility.

Wayne Underhill of Eagle Point, and an unofficial representative of part of the audience, came forward to speak about Scott Chappell and the unfortunate incident of a couple of weeks ago. Mr. Underhill emphasized they were not there to place blame but to bring light to the subject of PTSD (Post-traumatic Stress Disorder). Many combat vets suffer from PTSD. Mr. Underhill wanted this incident to be used as a way to bring about a positive partnership between Disabled Vets and the Police community. Mr. Underhill submitted a document to Mayor Russell that was entitled *Another Emerging "Storm": Iraq and Afghanistan Veterans with PTSD in The Criminal Justice System – Volume 5 – No. 2 – Fall 2008 by William B. Brown* (Submission No. 1).

Next, Mr. Underhill introduced David Staed of Eugene, Oregon. Mr. Underhill explained that Mr. Staed is working on his Masters Degree in Criminal Justice and is knowledgeable about PTSD. Mr. Staed described how a mildly stressful situation impacts a person with PTSD in comparison to a person not suffering from PTSD.

Mayor Russell and Council expressed appreciation to Mr. Underhill and the other members of the audience for their positive approach. Councilor Jenks made a heartfelt statement that Veterans are very valued in Eagle Point.

Mr. Staed asked about how to introduce something to the Council. Joe Kellerman, City Attorney, asked if it was something to raise the general level awareness of the issues that veterans of recent wars face so that the professionals in the City might be able to be more accommodating to the special needs of veterans. Mr. Staed agreed it was. Mr. Kellerman did not think anyone would be turned away and noted Eagle Point is among the most patriotic cities. If something is in writing, it could be given to the City Administrator. The City Administrator, Henry Lawrence, provided his business card.

Riva Bogard of Medford said she was there because she did not want to see this happen to anyone again. She reported her son had received help from the Oregon National Guard, Medford Police, Central Point, and beyond, and that it worked. Ms. Bogard said soldiers need to be treated with more respect, and if the problem wasn't solved, it would get worse. She concluded by asking Council to please listen to what the previous speakers had said.

Janet Evans of Eagle Point described a visit to her residence by an Eagle Point Police Officer regarding a complaint about her dogs. Ms. Evans expressed that the officer's

conduct was rude and aggressive. After that, she would not invite an officer into her home.

Pat Allen of Grants Pass and the Old Guard Riders stated he was there to support Vets. Mr. Allen thought this was a national problem, and was not saying anyone is at fault. He said "change" could start at the City to help officers to understand PTSD. Mr. Allen went on to explain some of the effects of PTSD and shared his personal experiences. He said a lot of the people at the meeting had served with Scott (Chappell), and they were there to help educate about how to deal with people suffering from PTSD.

4. PRESENTATIONS.

There were no presentations.

5. PUBLIC HEARINGS.

There were no public hearings.

6. CONSENT CALENDAR.

6.1 Presentation of Joint Meeting Minutes of June 12, 2012.

6.2 Presentation of Regular Meeting Minutes of June 12, 2012.

Mayor Russell announced the Consent Calendar and asked for a motion. Councilor Bilden moved to approve the Consent Calendar as presented and Councilor Jenks seconded the motion. There was no further discussion. Roll call: Alan Currison, aye; Ruth Jenks, aye; Bill Fierke, aye; Jonathan Bilden, aye; Wayne Brown, aye; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

7. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR.

There were no items considered for removal from the Consent Calendar.

8. PRESENTATION OF BILLS TO BE PAID.

Mayor Russell asked if there were questions regarding the bills to be paid. Mr. Lawrence noted two bills on the Additional Bills list (Submission No. 2), more specifically, the Bob Laduke Construction bill on the South Shasta Project and the bill for HGC, Inc. on the Fargo Street Project. Council will receive a full accounting on both projects at a later date.

Councilor Jenks inquired about the bill for Taylor Site Development and Melissa Owens reported it was for the work on the water reservoir tank. Additionally, Ms. Owens reported the Oregon Department of Revenue – Municipal Court bill is related to assessments for court fines. Councilor Jenks noted the Additional Bills list was nearly double the amount of the regular bills and inquired about the billing cycle. The end of the financial year impacted the increase in the amount as well as the inclusion of the two contractor bills.

There were no further questions or comments and Mayor Russell asked for a motion. Council President Currison moved that Council approve the bills as presented including the Additional Bills list. Councilor Bilden seconded the motion. There was no further discussion. Roll call: Bill Fierke, aye; Wayne Brown, aye; Jonathan Bilden, aye; Alan Currison, aye; Ruth Jenks, aye; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

9. OLD BUSINESS.

There was no old business to discuss.

10. NEW BUSINESS.

10.1 Discussion regarding League of Oregon Cities Survey for the 2013 Legislative Agenda.

Mayor Russell announced Item 10.1 on the agenda was a discussion item regarding the League of Oregon Cities Survey for the 2013 Legislative Agenda. Councilor Bilden led this discussion and the Council identified the following three legislative categories to submit to the League of Oregon Cities:

Item A – Community Development: The Jobs/Economic Development Initiative that supports funding for industrial site development.

Item F – General Government: Reform the court fines system in a manner that recognizes the value of both state and local courts.

Item I – Human Resources: Eliminate the requirement that public employers provide subsidized health insurance for retirees.

Mayor Russell asked the Council if they were satisfied with submitting three categories as the League of Oregon Cities had requested four categories. Council agreed to submit only three categories.

10.2 **Resolution 2012-45** – A Resolution Authorizing Adjustments to Revenues and Expenses for the 2011-2012 Fiscal Year.

Mayor Russell announced **Resolution 2012-45** and asked Ms. Owens for a report. Ms. Owens presented **Resolution 2012-45** (Submission No. 3) at the meeting, and reported adjustments are made every year at the end of the year to the adopted budget. Requested adjustments included:

- 1) An increase to the General Fund Revenue by \$20,000 and the Planning Department Expenditures by \$20,000, related to Planning Fees which are pass-through fees charged to developers and resulting in more expenses but also more revenue to cover the cost; and

- 2) An increase to the Water SDC (System Development Charges) Fund Revenue by \$15,000 and Water SDC Fund Expenditures by \$15,000; and
- 3) A reallocation of \$6,000 for the Storm Water Fund from Capital Outlay to Materials & Services, related to additional expenses for ditch cleaning; and
- 4) A reallocation of \$80,000 to the Water Fund from the Capital Outlay section to the Materials & Services section of the budget to cover repairs and engineering services for the 3.6 mg water reservoir; and
- 5) A reallocation in the Street Fund from the Capital Outlay section to Materials & Services in the amount of \$50,000 for professional services.

Councilor Fierke requested clarification about the transactions. Basically, these changes were an accounting process but they do not change the overall budget amount.

Mayor Russell asked for a motion to approve **Resolution 2012-45**. Councilor Bilden made a motion to approve **Resolution 2012-45** and Councilor Fierke seconded the motion. There was no further discussion. Roll call: Wayne Brown, aye; Ruth Jenks, aye; Alan Curriston, aye; Bill Fierke, aye; Jonathan Bilden, aye; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

- 10.3 **Resolution 2012-46** – A Resolution Approving Exhibit “A”, Salary Schedule of Agreement between the City of Eagle Point, Oregon, and Teamsters Local 223 (Police Unit), Effective July 1, 2012.

Mayor Russell announced Item 10.3 was related to the Executive Session pursuant to ORS 192.660(2)(d). Discussion and deliberation was delayed until after the Executive Session. Following the Executive Session, Councilor Bilden made a motion to approve **Resolution 2012-46** and Councilor Brown seconded the motion. There was no discussion. Roll call: Bill Fierke, aye; Ruth Jenks, aye; Alan Curriston, aye; Jonathan Bilden, aye; Wayne Brown; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

- 10.4 **Resolution 2012-47** – A Resolution Authorizing the 2012 Fund Exchange Agreement with the Oregon Department of Transportation (ODOT) for Federal Surface Transportation Program (STP) Funds for the Fargo Street Reconstruction.

Mayor Russell announced **Resolution 2012-47** and noted there had been a minor change to the Resolution regarding who would sign on behalf of the City. **Resolution 2012-47** (Submission No. 4), as revised, was distributed at the meeting. Public Works Director, Rob Miller, provided a staff report. He explained that the City of Eagle Point has an available STP (Surface Transportation Program) Fund balance from Current and previous years' allocation. This Resolution will authorize an exchange from Federal to State funds at an exchange rate of \$0.94 for every dollar and provides greater flexibility for the use of those funds. Funds in the amount of \$205,000 will be exchanged to

\$192,700, to be used for the Fargo Street Reconstruction Project. A brief discussion followed about the exchange.

Mayor Russell asked for a motion to approve **Resolution 2012-47**. Council President Curriston made a motion to approve **Resolution 2012-47** and Councilor Brown seconded the motion. There was no further discussion. Roll call: Alan Curriston, aye; Ruth Jenks, aye; Bill Fierke, aye; Jonathan Bilden, aye; and Wayne Brown, aye; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

- 10.5 **Resolution 2012-48** – A Resolution Authorizing an Agreement with Capitol Asset & Pavement Services, Inc., for a Pavement Condition Survey.

Mayor Russell announced **Resolution 2012-48** and Mr. Miller reported four proposals had been received and ranked. Capitol Asset & Pavement Services, Inc., specializing in pavement condition surveying, was ranked as the top consultant. They will rate street conditions and develop a strategy to repair streets. Councilor Fierke noted the proposal came in well under budget and Mr. Miller confirmed that was correct. Councilor Fierke made a motion to approve **Resolution 2012-48** and Councilor Bilden seconded the motion. There was no further discussion. Roll call: Ruth Jenks, aye; Wayne Brown, aye; Alan Curriston, aye; Jonathan Bilden, aye; Bill Fierke, aye; Bob Russell, aye; and Kathy Sell, absent. The motion passed unanimously by those present.

11. REPORTS FROM CITY COUNCIL AND CITY COMMITTEE REPRESENTATIVES.

Councilor Fierke reported there had been a School Board Meeting since the last City Council Meeting. The Union President brought a signed settlement agreement to the meeting and indicated it was ready to be signed. However, it was determined that the language had not received full approval by the Attorney for the School Board prior to the meeting. Consequently, the Superintendent of the School Board withheld approval until it could be reviewed by the Attorney for the School Board.

Councilor Bilden had been out of town a lot since the last City Council Meeting and reported attending the League of Oregon Cities Quarterly Meeting in Maupin, Oregon. A good portion of the Friday meeting was spent discussing property tax reforms but they did not anticipate change. Bond issues, elections, and combining Mayor's Day and City Hall Day were also discussed at the Quarterly Meeting. He further reported on MPOs (Metropolitan Planning Organizations) and they are stalled at the national level.

Councilor Jenks announced the area MPO meeting had been canceled. Councilor Jenks reported on the Eagle Point Women's Club 7th Anniversary luncheon. City Administrator, Henry Lawrence, attended the luncheon as well as Chief Thompson and Principal Planner, Mike Upston. Each spoke at the luncheon and made a very personable, professional presentation that was well received.

Council President Curriston did not make a report.

Councilor Brown reported attending a Rogue Valley Sewer Services (RVSS) meeting. The following items were discussed:

- Cost proposal to property owners benefitting by the Griffin Creek Sewer Extension Project.
- Assessments and charges for coming on board with the Griffin Creek Sewer Extension Project.
- Approval of RVSS Budget and Audit.
- Possible rate increases.
- SDCs (System Development Charges) left as is.
- Central Point managing own storm water.
- Basic projects going well.
- OSHA Audit and training.

Mayor Russell reported attending the SOREDI (Southern Oregon Regional Economic Development Inc.) 25th Anniversary Dinner. Kent, from the hardware store (Kent Cohee of Eagle Point Hardware & Rental Store, and Shady Cove Hardware), received recognition at the dinner. Mayor Russell mentioned supporting the 4th of July fireworks celebration and Saturday Market.

STAFF REPORTS.

Ms. Owens announced the Financial Report was through May 31st and had more funds from property taxes than budgeted. She further reported the City had been fiscally conservative. Ms. Owens also discussed:

- Future formatting changes to the Financial Report and Bill List.
- Volunteer request for the Council Corner and Councilor Jenks volunteered.
- Council Packets on Website on Friday before the Council Meeting.
- Outstanding Audit questionnaires to be returned.
- Fiscal Year Transitioning.
- Utility Bill Newsletter.

Robert Miller, Public Works, was pleased to report the 3.6 mg water reservoir tank leakage had been reduced from 33 gallons per minute to 17, and is now down to 2.5. Putting the reservoir online increased water PSI (pounds per square inch) by about 13 to 15 PSI. Mr. Miller commended everyone's patience and support through the repairs. He also discussed:

- Reducing weeds in preparation for 4th of July.
- Street Striping.
- New Lighting in City Hall and the Museum.
- Letter to community regarding Lucas Park meeting on July 12. Council discussed and supported. Mr. Miller said they would move forward to get citizen input.

Chief Thompson reported graffiti but did not think it was gang related. Additionally, the Police Department is currently testing candidates to fill an opening. Chief Thompson reminded Council about Code Enforcement Officer, Ben Franco, and weed abatement efforts. Councilor Jenks and Mr. Miller made positive comments about the weeds being mowed early this year.

Attorney Kellerman did not make a report.

Mr. Lawrence requested to be absent from the next Council Meeting in order to attend the Oregon City Manager's Association meeting. Council agreed and asked for a report in the Friday Letter.

Ms. Hughes did not make a report.

12. INFORMATION.

12.1 Letter from the New Mayor of Showa Village.

12.2 Letter from Mike Herzog with the Eagle Point Middle School

There was no discussion regarding Information Items 12.1 and 12.2.

At 8:20 p.m., Mayor Russell recessed the meeting for a short break and announced that representatives of the news media and designated staff would be allowed to attend the Executive Session. All other members of the audience would be asked to leave the room and welcomed back afterwards. Mr. Lawrence clarified that the Executive Session would be held pursuant to ORS 192.660(2)(d), To conduct deliberations with persons designated by the governing body to carry on labor negotiations.

13. EXECUTIVE SESSION PURSUANT TO ORS 192.660(2)(d), To conduct deliberations with persons designated by the governing body to carry on labor negotiations.

At 8:27 p.m., Mayor Russell opened the Eagle Point City Council Executive Session pursuant to ORS 192.660(2)(d). Following discussion, Mayor Russell closed the Executive Session at 8:35 p.m.

14. EXECUTIVE SESSION PURSUANT TO ORS 192.660(2)(h), To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Mayor Russell opened the Eagle Point City Council Executive Session at 8:35 p.m., pursuant to ORS 192.660(2)(h). Following discussion, Mayor Russell closed the Executive Session at 8:40 p.m.

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Upon conclusion of the business in Executive Session, Mayor Russell reconvened the Regular meeting at 8:41 p.m. Council discussed and approved Resolution 2012-46, as shown above under Item 10.3.

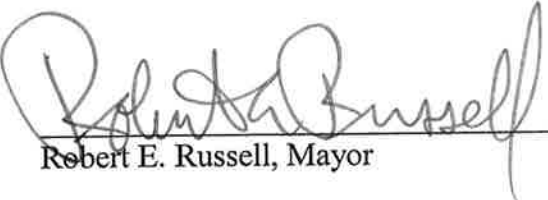
15. ADJOURN.

There being no further business, Mayor Russell closed the meeting at 8:43 p.m.

Respectfully submitted,


Cindy Hughes, City Recorder

ATTEST:


Robert E. Russell, Mayor