

COTTAGE GROVE CITY COUNCIL
REGULAR MEETING MINUTES
February 13, 2017

CALL TO ORDER

Mayor Jeff Gowing called the meeting to order at 7:00 pm in the Council Chambers at City Hall.

ROLL CALL

City Recorder Trudy Borrevik called the roll. The following were

PRESENT: Mayor Jeff Gowing, City Councilors Bob Ehler, Kenneth Michael Roberts, Mike Fleck, Jake Boone, Garland Burback and Amy Slay

YOUTH REPRESENTATIVE: MJ Raade

STAFF PRESENT: City Manager Richard Meyers, Public Works Director Jan Wellman, Finance Director Bert Likens, City Planner Amanda Ferguson, City Engineer Ron Bradsby and Police Chief Scott Shepherd

CITY ATTORNEY: Carrie Connelly

OTHERS PRESENT: Caitlyn May, The Sentinel; Cameron Reiten, KNND Radio

ITEMS ADDED TO THE AGENDA

None.

CHILD ABUSE PREVENTION MONTH PROCLAMATION

Mayor Gowing read the Child Abuse Prevention Month Proclamation and presented it to a representative of the 90 x 30 group who said a few words about the group.

APPEARANCE OF INTERESTED CITIZENS FOR ITEMS NOT ON THE AGENDA

Bruce Kelsh, 78340 Halderman Road, Cottage Grove, spoke as a representative of the Friends of the Library. He talked about issues the Friends of the Library had with the Library and asked Council to consider four items for the Library when preparing the Fiscal Year 17/18 budget: Lighting, Signage, Technology and Staffing.

Joe Bethke, 1750 S. 4th Street, Cottage Grove, spoke about the sidewalks that Council had discussed at the December 12, 2016 Council meeting and his concerns. He asked Council to consider the impact it would have on property owners if they were ordered to install sidewalks.

Faye Stewart, 34234 Garoutte Road, Cottage Grove, thanked the City and Amanda Ferguson, on behalf of the Faye and Lucille Stewart Foundation, for nominating the foundation to the Lane County Historic Committee. He said the foundation received the Excellence in History award. He said Marcia Allen received the individual Excellence in History award.

Greg Passenger, 1428 Adams Avenue, Cottage Grove, said he lived next to the property for the proposed tiny village. He expressed his concern about three major issues he had with the proposal. He talked about no notification to the property owners about the proposed purchase of the property. He said the media coverage on the meeting held regarding the proposal was wrong and no one at meeting was concerned about garbage or the type of people who would be living in the village, except for one person. He said he was concerned about the flooding of the property every year and the access which was a dead end street.

PUBLIC HEARINGS

- (a) Public Hearing for Ordinance Amending the Cottage Grove Comprehensive Plan Land Use Diagram Map & Title 14 Land Use District Map for 1140, 1150, 1160 E. Chamberlain Avenue & 991 N. Lane Street (MCPA 2-16)

Mayor Gowing read a statement regarding testimony and conflict of interests and bias.

There were no ex-parte contacts or conflicts disclosed.

City Planner, Amanda Ferguson, said the hearing was for a comprehensive plan amendment and zone change for parcels located on Chamberlin Avenue and N. Lane Street. She said the parcels were currently zoned Community Commercial C-2P and the application was initiated by the property owner at 1160 N. Chamberlin to rezone their property to R-2 Medium Density Residential to allow for refinancing of their home. She said David Hemenway joined the application to add three homes he owned. She said at the Planning Commission hearing, Mr. Hemenway submitted a separate request to add a vacant lot adjacent to 1140 N. Chamberlin to the application. She said the Planning Commission held a hearing on January 18, 2017 and voted unanimously to recommend approval of the application with the addition of the vacant lot. She said there were no other comments at the public hearing and no one spoke against the application. She said written testimony was received in favor of the application by an adjacent property owner.

Councilor Burback asked if the four-plex owned by Hemenway was part of the application.

Amanda said it was not.

Mayor Gowing opened the public hearing.

No one appeared or requested to speak.

Mayor Gowing closed the public hearing.

CONSENT AGENDA

- (a) Approve Minutes of January 23, 2017 Regular Council Meeting
- (b) Approval of Liquor License for Spice of India
- (c) Acceptance of Water and Sanitary Sewer Lines Easement with Shephen and Jane Thoreson
- (d) Approval of Liquor License for Rani Pal I Corp

IT WAS MOVED BY COUNCILOR FLECK AND SECONDED BY COUNCILOR BOONE TO APPROVE THE CONSENT AGENDA.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

RESOLUTIONS AND ORDINANCES

- (a) First Reading for Ordinance Amending the Cottage Grove Comprehensive Plan Land Use Diagram Map & Title 14 Land Use District Map for 1140, 1150, 1160 E. Chamberlain Avenue & 991 N. Lane Street (MCPA 2-16)

City Planner, Amanda Ferguson, said the Council held the public hearing and it was now appropriate to hold the first vote on the application. She said there were two parts of the application. The first was to amend the Comprehensive Plan to re-designate the subject properties (1140, 1150, 1160 E. Chamberlin Avenue and 991 N. Lane) from C Community Commercial to M Medium Density Residential. She said the second part of the application was to amend Title 14 of the Land Use Development Code Land Use District Map to rezone the subject properties from C-2P Community Commercial to R-2 Medium Density Multiple Family Residential.

IT WAS MOVED BY COUNCILOR FLECK AND SECONDED BY COUNCILOR BURBACK THAT THE CITY COUNCIL ADOPT ORDINANCE NO. 3077.

City Manager, Richard Meyers, said the ordinance had been available for more than a week and if the vote was unanimous it could be adopted in one meeting.

Councilor Boone confirmed that all the property owners involved had no issues with the changes.

Amanda said that was correct.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Ordinance No. 3077 was unanimously adopted by the Council.

(b) Resolution to Appropriate Special Purpose Grant

Finance Director, Roberta Likens, said the City received a \$3,500 grant from the State of Oregon, Parks and Recreation Department, State Historic Preservation Office, through the Heritage All-Star Program. She explained what the grant was for and said the City must comply with requirements of the Local Budget Law in order to spend the money. She said the Resolution authorized the expenditure and created the appropriation.

IT WAS MOVED BY COUNCILOR FLECK AND SECONDED BY COUNCILOR BOONE THAT COUNCIL ADOPT RESOLUTION NO. 1925.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Resolution No. 1925 was adopted by the Council.

(c) A Resolution of the Cottage Grove City Council Recommending Restoration of Recreational Immunity Rights

City Manager, Richard Meyers, said one the top priorities identified by the City Council for the upcoming legislative session was the restoration of recreational immunity in Oregon statutes. He said the Resolution had been prepared by the Special Districts Association of Oregon, League of Oregon Cities and the Association of Oregon Counties. The resolution supported efforts to restore recreational immunity as a result of the Johnson vs. Gibson court case which stripped cities from having recreational immunity to protect from lawsuits and court claims. He said if approved, a copy would be forwarded to the LOC to use to encourage legislators to restore those rights.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR SLAY THAT COUNCIL ADOPT RESOLUTION NO. 1926.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Resolution No. 1926 was adopted by the Council.

BUSINESS FROM THE CITY COUNCIL

(a) CASA of Lane County Presentation

Heather Murphy, Executive Director of CASA (Court Appointed Special Advocates) of Lane County, spoke about their services and showed a video of an example of a case they handled. She said they were looking for volunteers and what was involved and how someone could become a volunteer.

(b) Continuation for Request for Loading Zone/Bus Stop

City Engineer, Ron Bradsby, said at the last Council meeting, the Council considered a request from Bobby Krasneski, 325 Grant Avenue, for a loading zone/bus stop at his home and requested additional information. He said he met with Kyle Tucker, Vice-Principal of Lincoln Middle School and Chad Hamilton, Special Services Director to get further information about the district's policies. They said the primary concern of the school was the safety of the children and the district's policy was "door to door", which meant a direct route from the door of the bus to the door of the house so special needs children didn't have to cross the street. He said they explained the school's preference was to load and unload at curbside but did say if that couldn't be done, the standard of flashing red lights and stop signs was used which took longer to clear. He said Mr. Tucker explained that originally the special needs bus went down Grant Avenue and turned around and picked up children at the Grant Avenue address, however with a newer bus they weren't able to do that and were now picking the children up on S. 4th.

Chad Hamilton spoke and said the zone wasn't necessary but would be helpful. He said they could load the children safely but would have to park in the middle of the street and stop traffic for five to seven minutes. He said the Krasneskis had high level special needs children and there was often times when they had children in wheelchairs or required extra time to get on the bus.

Councilor Fleck asked if they were curbside if they still had to active the lights and stop signs.

Mr. Hamilton said yes, they had to come out either way.

Councilor Burback thanked staff for the information provided in the memorandum and said it put everything in perspective.

Councilor Fleck said he felt for the applicant and understood their concerns, but unfortunately he felt it would create additional requests for installation of other areas in town. He suggested the applicant work with his neighbors regarding their parking curbside at his property.

Councilor Burback agreed with Councilor Fleck.

Karen Munsell, P. O. Box 174, Cottage Grove, spoke in support of Mr. Krasneskis request and thanked the Council for giving it their consideration.

Councilor Boone clarified the district's process to load and unload special needs children on buses.

Mr. Hamilton confirmed the process.

Karen Munsell said she had spoken with Mr. Krasneski after the last Council meeting and said he was only 25, had been fostering special needs children for 8 years and owned his own home.

Councilor Slay said she didn't feel there was a lack of support from Council but felt it wasn't the right way to solve the problem.

Councilor Roberts said he understood Mr. Kraskenskis concerns but was concerned that if Council approved the request, it would create more citizens coming to Council for similar requests. He asked why the bus couldn't turn around any longer on Grant Avenue.

Mr. Hamilton said the new bus was longer.

Councilor Boone said he too understood Mr. Krasneskis issues and he would probably do the same thing if he was in his position, but he didn't think it was in the City's best interest to approve the request.

The matter died for lack of a motion.

Karen Munsell asked if something changed in the future, if Mr. Krasneski could come back to Council.

Councilor Boone said yes they could also come back to Council if situations changed.

Mr. Krasneksi asked if Council had any recommendations.

Chief Shepherd said it was difficult to block parking spaces on a public street without their neighbors being affected. He suggested contacting his neighbors to talk to them about not parking near his driveway during certain times of the day.

(c) Request for Two Utility Bill Adjustments and Direction for Proposed Language Changes to Section 13.04.160 of the Cottage Grove Municipal Code

Public Works Director, Jan Wellman, said he was requesting language changes to Section 13.04.160 of the Cottage Grove Municipal Code relating to leak adjustments. He explained the City had received two requests for adjustments to the utility bill and had to do with the recent freezing weather and freezing pipes. He explained the City's current policy on leak adjustments that didn't allow adjustments for above ground leaks. He explained how it affected the wastewater portion on utility bills. He said the City Attorney had come up with suggested language changes to the Municipal Code to alleviate the problem and said they were listed in the memo to Council. He said it was staff's recommendation for Council to discuss the proposed changes and if approved staff would come back to Council at the next meeting with an Ordinance making the changes.

Councilor Fleck asked if the storm drain section already covered the regular leaks. He asked if the change would allow a credit for the entire wastewater charges and one-half of the water charges on the utility bill.

Jan said it was the wastewater not the storm drainage and explained. He said the credit would be one-half the difference from a year ago and the current charges. He said if it was determined that none of the leak was going into the wastewater system, a credit for the full amount would be given.

Councilor Burbach said he was in favor of the proposed changes.

Councilor Boone asked if there was any language regarding repeat offenders.

Richard said the ordinance only allowed for one adjustment a year.

Carrie said the language provided was general language and would be close to what would be brought to Council. She clarified a second amendment would be for Section 13.08.060, there would be one change in the water and one change in the wastewater.

Consensus of Council was to bring back the changes in the form of an Ordinance at the next meeting.

(d) System Development Charges Discussion

City Manager, Richard Meyers, said at a previous Council meeting, Council directed staff to come back to discuss System Development Charges as a result of the annual adjustment.

Mayor Gowing said he didn't like that Council had to vote on the increase being included in the Comprehensive Fee Schedule when the Code already approved the increase.

Councilor Boone showed Council a slide show he had prepared regarding SDCs.

Councilor Fleck thanked Councilor Boone for his slide show and said water plants were not paid for by SDCs. He said they could be but the City hadn't done that to date. He talked about the FCS Study and assumptions on development. He said he wasn't opposed to SDC fees, he said they were a necessary part of government and supported them. He said the problem was on top of economic downturn, there had been a 300% increase in development costs and he believed that it killed the local economy and the housing market reflected that. He thought the Council should have the vote every year regarding the increase of SDC fees and have it matter. He said he was absolutely appalled that a previous Council decided to say that a future Council would increase the fees, it was wrong and not good governance and he didn't support it at all.

Councilor Burback said he disagreed with Councilor Fleck. He said for him, SDC fees were a part of doing business and the person who was going to build a \$300,000 to \$400,000 home understood that they had to pay fees to build that home. He said if they expected to have good streets and sidewalks, they had to pay for them.

Councilor Boone said if SDC fees were set too high, Council would be unjustified in doing so. He said the issue was the numbers they were currently set at which were based on the best information available. He said if Council was being good stewards of the public trust, they had to have data showing that the current study was in some way wrong. He said as far as growth, he said Oregon was at the top of the list of states people were moving to which increased the cost of rentals. He said the increase in rentals also encouraged building of new homes. He said by lowering SDC fees, it would be subsidizing out of state people who moved to Oregon because of demand versus availability. He said by lowering SDC fees, it would cause a funding hole and encouraging more people to move to Cottage Grove.

Councilor Fleck said he hadn't had a chance to form the committee he wanted to discuss development fees and costs and wasn't ready to come back with details he was going to propose to Council. He asked for the ability every year for Council to decide if they were going to increase the

SDC fees by the Construction CPI. He asked Council to table the discussion and go back to FCS and look at the growth and re-evaluate the methodology. He said even in what was adopted, the Park SDC fees weren't implemented in full.

Mayor Gowing asked staff what Council's options were.

Richard said if the Code was changed, it would get into the methodology and the FCS Study. He said the plan included specific projects and costs for the projects back in 2008 were what were used to determine how SDCs were calculated. He said in visiting with the City Attorney, the thought was the Council didn't need to vote, that according to the Code it happened every year in January. He said staff would then bring to Council a report on what SDCs did the previous year.

City Attorney, Carrie Connelly, said the methodology recommended the annual increases, but the Code adopted the methodology and said "shall" increase the fees annually. She said technically if Council wanted to choose to have an annual increase by the CPI, sections in the Code could be changed from "shall" to "may" and change from adopting the methodology in full to adopting in various parts.

Mayor Gowing asked if what she was saying was that the language could be cleaned up without Council having to vote on paperwork? He said staff could provide an annual report in January and Council could come back after Councilor Fleck did his committee meetings and re-evaluate the process at a later date.

Carrie said yes, Council wouldn't have to do anything to be able to do that. She said it would be a comprehensive look at the SDCs.

Councilor Fleck said he still had concerns about the implementation of the Construction Cost Index and which one was used.

Carrie said the Construction Cost Index was built into the methodology and identified which CPI to use.

Councilor Fleck expressed his concerns about Council not taking their responsibility to increase fees by a vote of the Council every year was irresponsible.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT COUNCIL INSTRUCT STAFF TO BRING BACK TO COUNCIL A DOCUMENT TO REMOVE THE REQUIREMENT OF COUNCIL HAVING TO VOTE ON PLACING THE INCREASE OF SDC FEES IN A COMPREHENSIVE FEE SCHEDULE RESOLUTION.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X		X	X	X	X
NAYS			X				
ABSTAIN							

(e) Crosswalks and Associated No-Parking Areas on South 10th Street

City Engineer, Ron Bradsby, said the usage of Bohemia Park has increased greatly over the last several years and staff is concerned about the safety of pedestrians in the area. Staff is proposing to install crosswalks at Washington Avenue and South 10th Street, Adams Avenue and South 10th Street and Jefferson Avenue and South 10th Street. The Council, pursuant to Section 10.04.030 B 13 had the authority to establish crosswalks and parking and no-parking areas. He said the Manual of Uniform Traffic Control Devices (MUTCD), the Uniform Vehicle Code (UVC) and the Oregon Revised Statutes all stated that there should be 20 feet on each side of a crosswalk designated as “No Parking.” He said they would install thermoplastic to designate the crosswalks. It was staff’s recommendation that the Council authorize installation of defined sidewalks along with associated no parking areas at the intersections of Washington Avenue and South 10th, Adams Avenue and South 10th and Jefferson Avenue and South 10th Streets.

Mayor Gowing asked how many parking spaces would be affected by the installation of the crosswalks.

Ron said it would eliminate approximately 5 to 6 parking spaces.

Councilor Fleck asked why Madison Avenue and South 10th Street intersection wasn’t being included. He said that intersection made more sense to him than the Washington Avenue and South 10th intersection.

Ron said that intersection could be included in the motion by Council. He said the transportation planned outlined the Washington Avenue and South 10th intersection.

Councilor Fleck asked if SDC fees would be used to install ADA ramps.

Ron said the ADA ramps would have to be updated on several of the intersections.

Councilor Boone asked if thermoplastic was yellow and bumpy.

Ron said it was white and was made with plastic and glass beads and lasted longer.

Councilor Ehler asked about the crosswalk scheduled for Jefferson Avenue and if it was going to be on the north or south side. He asked if it would affect the business located on that corner and parking on the street.

Ron said it would be on both sides of the intersection. He said because of the vision triangle and the distance required he didn’t think it was any more than what was required by code.

Councilor Roberts asked about the rationale of having two crosswalks on Jefferson Avenue and only one on Adams Avenue.

Ron said when Bohemia Park was developed there was not a handicapped ramp and he said he matched up the existing handicapped ramps. He said there wasn’t currently a handicapped ramp on the south side of Adams on the west side. He said the other handicapped ramps were installed already, there just weren’t crosswalks. He said it could be added if the Council wanted to add them.

Councilor Boone asked if there ramps on Madison.

Ron said yes.

Councilor Fleck recommended approving the request.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR ROBERTS THAT COUNCIL AUTHORIZE THE INSTALLATION OF DEFINED CROSSWALKS AND ASSOCIATED “NO PARKING” AREA ASSOCIATED WITH THEM AT THE INTERSECTIONS OF WASHINGTON AVENUE AND SOUTH 10TH STREET, ADAMS AVENUE AND SOUTH 10TH STREET, JEFFERSON AVENUE AND SOUTH 10TH STREET AND MADISON AVENUE AND SOUTH 10TH STREET.

THE MOTION WAS AMENDED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR FLECK THAT COUNCIL AUTHORIZE THE INSTALLATION OF DEFINED CROSSWALKS AND ASSOCIATED “NO PARKING” AREA ASSOCIATED WITH THEM AS PROPOSED AT THE INTERSECTIONS OF WASHINGTON AVENUE AND SOUTH 10TH STREET, ADAMS AVENUE AND SOUTH 10TH STREET, JEFFERSON AVENUE AND SOUTH 10TH STREET AND BOTH CROSSWALKS AT MADISON AVENUE AND SOUTH 10TH STREET.

Faye Stewart, said as President of Bohemia Foundation and working with the City in a partnership developing the park, they had seen a drastic increase in the use of the park. He said he had watched citizens and children walk back and forth across 10th Street and with no crosswalks, vehicles didn't stop and the vision was very poor. He supported the installation of crosswalks. He said at Washington Avenue and 10th Street there were citizens accessing the LTD bus stop. He said there were also two carnivals a year in that area and during BMD there was a lot of activity. He said when the master plan for the park was done, it did seem strange to have two crosswalks at Jefferson but that was the design that was approved. He appreciated the comments about Madison Avenue and having crosswalks installed on that area as well.

JoAnn Gray, 1241 Jefferson, Cottage Grove, said she used the park every day and 10th Street was a busy street and people didn't stop for pedestrians. She said because of the parked cars, you had to almost be in the middle of the road before you could see vehicles. She said now that the Red Barn had the ballet academy upstairs, there were younger children trying to cross 10th Street in that area and it was dangerous. She said she was in favor of the installation of crosswalks.

Councilor Roberts said with all the added growth in that area and the increased use of the park, he asked what the speed limit was and if that would be addressed and if signage would be installed.

Ron said there would be warning signs installed about crosswalks ahead.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							

ABSTAIN							
---------	--	--	--	--	--	--	--

(f) Parking Time Limits at City Hall Internet Purchase Exchange Location

City Manager, Richard Meyers, said on the east side of City Hall was the internet exchange location and there were three parking spaces, one of which was handicapped parking. He said the other two spaces had a time restriction of 30 minutes between 8:00 am and 5:00 pm. He said staff had parked in those two spaces in the off hours and had been encouraged to park in other places in the parking lots in the off hours so those spaces were open. He said there were other people who used the spaces for long periods of times in the evening hours, which was when most people would use the internet exchange location. He said it was staff's recommendation for Council to authorize the City to change the parking on the two spaces from 30 minutes from 8:00 am to 5:00 pm to 30 minutes 24 hours a day/7 days a week.

Councilor Ehler left the Council Chambers.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK TO CHANGE THE TWO SPACES ON THE EAST SIDE OF CITY HALL FROM 30 MINUTE PARKING BETWEEN 8:00 AM AND 5:00 PM TO 30 MINUTE PARKING AT ANY TIME.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES		X	X	X	X	X	X
NAYS							
ABSTAIN							

Councilor Ehler return to the Council Chambers.

(g) Authorization of Change Order on Cottage Grove Water Pump Station Upgrades 2016 Project

City Engineer, Ron Bradsby, said since he last came to Council on this matter, there had been additional changes to the contract. He said the change order included costs for building permits for Holly Avenue, Taylor Avenue and Knox Hill buildings that occurred during the building permit process. He said it also included replacing old direct buried feeder line at Knox Hill with conduit and new feeder line. And there had been additional costs to change Human Machine Interface (HMI) or display panel from IDEC to a C series Allen Bradley, which is the City's standard. He said the total additional costs were \$35,285.75 or an additional 3.5% of the original bid. He said staff's recommendation was for Council to authorize the City Manager to sign the Change Order.

Councilor Burback asked why these costs weren't captured when they were original designed.

Ron said some design changes were because the Pacific Power design engineer and the building code official had a difference and explained. He said during plan review it went back and forth between the design engineer and things changed from the original bid so what the contractor bid on wasn't the same.

Public Works Director, Jan Wellman, explained about the Allen Bradley controllers and said it was what the City’s water system had throughout which was best for the entire system.

Mayor Gowing asked why it wasn’t discussed when it was planned.

Jan said the design engineer specked it in the original proposal and after it was bid it was discovered it wasn’t Allen Bradley.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT COUNCIL AUTHORIZE THE CITY MANGER TO SIGN CHANGE ORDER #2 OF THE COTTAGE GROVE WATER PUMP STATION UPGRADES – 2016 PROJECT.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(h) Audit Committee Meeting/Audit Acceptance

Finance Director, Roberta Likens, said the Audit Committee met on January 30th and in attendance were Councilors Slay and Roberts, Members Karen Winters and Gary Williams as well as herself and the City Manager and Gary Iskra from the auditing firm Isler and Company. She said the auditor issued a clean, unqualified opinion for the financial statement and noted that they didn’t encounter any difficulties in dealing with management in performing and completing their audit. Mr. Iskra discussed internal control and noted that none of the matters identified through the audit were considered material weaknesses. She said it was the committee’s recommendation that the City’s Financial Statements and Supplemental Information for Fiscal Year ended June 30, 2016 be accepted and placed on permanent file by the City Council.

Councilor Fleck asked for a copy of the audit.

Roberta said it was on the City’s website electronically.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT THE CITY’S FINANCIAL STATEMENTS AND SUPPLEMENTAL INFORMATION FOR FISCAL YEAR ENDED JUNE 30, 2016 WITH THE INDEPENDENT AUDITORS’ REPORT BE ACCEPTED AND PUT ON PERMANENT FILE.

The vote on the motion was as follows:

VOTE	Councilor Ehler	Councilor Roberts	Councilor Fleck	Councilor Boone	Councilor Burback	Councilor Slay	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(i) Concerns from Council

Councilor Fleck said the LRAPA Budget Committee was looking for a member to represent Cottage Grove. He said if anyone was interested to contact him.

Councilor Burback said he attended the Lane County ACT meeting on behalf of the Mayor and said he was impressed with Commissioner Leiken the way he conducted the meeting. He said ODOT went more for big City items, such as the Eugene metro area.

Councilor Fleck commented about the sidewalk issue around Lincoln Middle School. He said all homes when developed should be installing sidewalks and there was an easement whether or not the concrete was actually poured. He said there were funding options up to and including putting a lien on the property which was paid when the home was sold.

Councilor Slay said a reporter from the Daily Astorian newspaper had contacted her and regarding Cottage Grove's internet exchange location and was writing a story pushing to have one in all the coastal towns.

Councilor Roberts said he had picked up 18 shopping carts in the last ten days and returned them to the stores and thought it was something that Council needed to look at again. He said he enjoyed the City Day at the Capitol in Salem.

YAC Member MJ Raade said the YAC was having their 2nd Annual Sockball Fight on February 20th at the Armory and all socks would be donated to Community Sharing.

BUSINESS FROM CITY MANAGER

(a) Report from City Manager

City Manager, Richard Meyers, said he had the article from the Daily Astorian Newspaper and he would send out in the Friday Update.

Richard said he met to plan the National Society for the Preservation of Covered Bridges' annual conference in Cottage Grove in August. He said they would be having their Saturday night dinner banquet in the Chambers Covered Railroad Bridge. He said most conferences were on the east coast and most of their members and board were from the east coast.

Richard said he and the Chamber Executive Director met with the planner for Cycle Oregon which would be coming to the area in September. He said the Chamber would be the community manger and would be working closely with the City. He said they had already sold 2100 spots and were

hoping to get up to 2400. He said they would be staying at Swartz Park and one of the sections of the ride was called "Squatch" and the City may be doing something in regards to that.

Richard said the City had received a letter from DEQ today regarding the falsifying of reports which they couldn't come to a determination and prove. He said due to the discharge of water that was higher in temperature last summer, the City was cited for that and also cited for the increase in bacteria due to an equipment failure that had been replaced and repaired. He said those violations were deemed Class I violations and the City was fined \$4,500.00. He said this occurred a week prior to irrigating at Middlefield which would be moved to sooner in the season which would take care of that in the future. He said the City may request a hearing or appeal on the violations.

Public Works Director, Jan Wellman, said DEQ did provide the option of instead of paying the fine, the same amount of money can be used to improvements to the system. He said since the City was going to expand the treated effluent land application system, the first request will be if the City can apply this amount towards the engineering on the project. He said the impact of the temperature of the flow of the river on the day it occurred and the amount of water flowing in the river, the impact of the City's discharge to the river was 1.7%.

BUSINESS FROM CITY ATTORNEY

(a) Report from the City Attorney

City Attorney, Carrie Connelly, thanked everyone for their attention tonight as it was a long meeting. She said there was a lot of material covered in the training and if Council had any follow-up questions or would like more detail on any of the material covered to let her know.

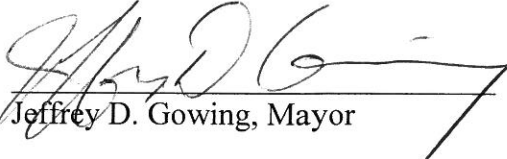
ADJOURNMENT

There being no further business, Mayor Gowing adjourned the regular meeting of the City Council at 9:11 p.m.

The next regular City Council Meeting will be held February 13, 2017, at 7:00 p.m. in the Council Chambers at City Hall.



Trudy Borrevik, City Recorder



Jeffrey D. Gowing, Mayor