

City of Creswell
Council Minutes
December 11, 2006

The regularly scheduled council meeting was called to order by Mayor Ron Petitti and the pledge of allegiance given.

Council Present:

Nathan Marple
Cathy Morgan
Ron Hanson
Bob Millam

Bill McCoy
Ron Petitti
Tim Demanett

Staff Present:

Mark Shrives
Megan Banks
Roy Sprout
Shelley Humble
Layli Nichols

City Administrator
City Planner
Public Works director
Airport Manager
City Recorder

Council Absent:

Press: 1

Audience: 10

2. Special Presentation

A. Thank you to Ron Hanson and Cathy Morgan for their service as City Councilors
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Mayor Ron Petitti presented Ron Hanson and Cathy Morgan with plaques from the City.

Mayor Petitti called a 5-minute recess in order to serve refreshments. Mayor Petitti reconvened the regularly scheduled council meeting.

Lane County Sheriff Sergeant Cliff Harrold reviewed the calls for service printout included in the council packet. Sgt. Harrold updated council on the reported shooting which occurred during the tree lighting celebration.

B. Final Update Regarding Water Project – Paul Berg

Paul Berg of CH2MHill addressed the council and presented an update on the water project. His presentation included an overview of the project, and a brief history of significant facts and decisions to date. Mr. Berg said he wanted to ensure there was no confusion about the components of the project. The project will be bid with a base bid and an alternate bid. Ron Hanson asked regarding the probability of being able to locate the reservoir at the water treatment plant location. Mr. Berg said the analysis has come back indicating that improvements generated within the “conveyance shadow”, means that the tank can be located at the current treatment plant site on Cloverdale Road.

The Project schedule includes county review, which should take about three months. Once the county application is approved, it is joined with another application and sent to the Corps of Engineers, which could take as long as eight months to complete. Oregon Economic and Community Development Department has not yet given the City permission to move forward with final design engineering until the findings of no significant impact (FONSI) are approved by the state.

Mr. Berg discussed the two proposals received for membrane filtration suppliers from Pall Corporation and United Filter. He recommended Pall Corporation because they have more experience in the field.

3. Public Hearing

Public Hearing regarding adoption of a resolution authorizing the City of Creswell to borrow moneys for the Water Fund by entering into an interim loan contract and a permanent loan

contract with the Oregon Economic and Community Development Department (OECD) to finance the costs of the Creswell Water System Improvement Project.

City Administrator Mark Shrives said the first loan approved in the amount of \$4 million has been recommended to convert to one percent interest. A resolution accepting the second loan in the amount of \$5.825 million at 2.91% interest is necessary to complete the financing for the Water Treatment Plant Upgrade Project.

Mayor Petitti opened the Public Hearing regarding the \$5.825 million Water/Wastewater loan with OECD. There being no testimony received, Mayor Petitti closed the Public Hearing.

- A. Resolution No. 2006-29, A Resolution authorizing a Loan from the Water/Wastewater Financing Program by Entering into an Interim Loan Contract and a Permanent Loan Contract with the Oregon Economic and Community Development Department

Ron Hanson moved Bob Millam seconded to approve Resolution 2006-29 as presented. Voted on and carried unanimously.

- B. Ordinance No. 441 – An Ordinance providing for a Water code for the City of Creswell, Oregon, defining terms; making certain regulations; providing for certain procedures; requiring certain permits and fees; providing for violations thereof and amending Ordinance 316

Finance Director Layli Nichols reviewed the changes outlined in Ordinance 441, which amends Ordinance 316. Ms. Nichols explained the biggest change is regarding water deposits, and how they can be collected and refunded. Cathy Morgan read Ordinance 441 twice by title only and moved to adopt Ordinance 441 as presented. Tim Demanett seconded. Voted on and carried unanimously.

- C. Resolution 2006-30, A Resolution establishing water service fees, charges and water rates for users of the Creswell Municipal Water System.

Bill McCoy moved Cathy Morgan seconded to approve the Resolution 2006-30 as amended to include "The annual adjustment amount shall be reviewed during annually during the budget process". Voted on and carried unanimously.

- D. Selections of Membrane Supplier for Water Project

City Administrator Mark Shrives said he would like the council to give him permission to award the proposal for the membrane supplier for the Water Treatment Plant Project after gathering further information. He was asked when the proposals expired and he noted they do not expire until January 20, 2007. A short discussion ensued regarding the proposals received from Pall Corporation and United Filter. Ron Hanson asked if Mr. Shrives could bring this item to the next council meeting with the needed information. Mr. Shrives agreed. Council gave consensus to table the selection of the membrane supplier until the next meeting.

4. Comments from Mayor, Councilors, and City Administrator

Ron Hanson said it has been a good four years, Cathy Morgan said the same.

5. Correspondence

- A. Letter from FAA Seattle Airports District Office dated November 30, 2006, subject: Hobby field Airport, Creswell, Oregon Complaint Concerning Skydiving Operations
- B. Letter from League of Oregon Cities regarding LOC/OMA Media Event with Legislative Leadership

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C. Lane County Sheriff's Office Contract Activity

Ron Petitti said there is a letter included from loc. He will not be able to attend and invited other councilors to participate.

6. Public Forum

Urban Moore of 25 south 5th street, Creswell addressed the Council and referred to the letter included in correspondence from the FAA, and asked if that item was not addressed on purpose. He would again like to ask the City to enter into mediation with the FAA. He is going to submit a safety plan with the City's attorney tomorrow or the next day. He would like word back from the City if the City intends to participate in the offer for mediation extended by the FAA. Mark said the City is waiting on the property appraisal, and has seen the proposed safety plan and feels it is unacceptable. Mr. Moore asked why, and Mr. Shrives said because all of the proposed property for the drop zone runs parallel to the airport.

7. Consent Calendar

- A. Minutes from November 13, 2006 City Council Meeting
- B. Approval of Bills

Ron Hanson moved Bob Millam seconded to approve the consent calendar as presented. Voted on and unanimously carried.

8. Airport – None

9. Public Works

- A. Pay Request CH2MHill

Cathy Morgan moved Bob Millam seconded to approve invoice number 3577491 in the amount of \$1,983.28 as presented. Voted on and carried unanimously.

10. City Administration

- A. Ordinance No. 440, An Ordinance amending City of Creswell Ordinance No. 375, an Ordinance adopting administrative rules for the enforcement of the Oregon Building Code, repealing Ordinance No. 398 and 408 and declaring an emergency.

Mark said it was his intent to repeal and replace the building code ordinance. It was not as easy as he thought, and is working with the building department and the city attorney to adopt the fees by resolution at a later date. Ron Hanson read Ordinance 440 twice by title only and moved to adopt said ordinance as presented. Cathy Morgan seconded. Voted on and carried unanimously.

- B. Resolution 2006-31, A Resolution Establishing and Increasing Building Code Fees for the City of Creswell.

Cathy Morgan moved Bill McCoy seconded to approve Resolution 2006-31 as presented. Voted on and carried unanimously.

C. Accept and Certify Lane County Elections Abstract

Bob Millam moved Cathy Morgan seconded to accept the abstract of the November 7, 2006 general election as presented by Lane County Elections. Voted on and carried unanimously.

- D. Acceptance of IGA between Lane Council of Governments and the City of Creswell, for Phase I of the Comprehensive Plan Update

Megan Banks of Lane Council of Governments distributed an overview of the large scale capital improvements projects administered by Lane council of governments. The city has identified

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\$80,000 in the general fund for an update of the comp plan. The street fund has dedicated \$30,000 for the purpose of updating the TSP, as part of the comp plan update. Megan reviewed the update process, and said the goal is to complete this work by the end of this fiscal year.

Bill McCoy moved Tim Demanett seconded to approve the Intergovernmental Agreement with Lane Council of Governments as presented. Voted on and carried unanimously.

- E. Adoption of new Job Descriptions (To be provided at meeting)

Pend to special council meeting.

- F. Lane Electric Easement

Mark said he was contacted by Lane Electric Co-op, to have a crossing placed on Dillard Road. In order to place the crossing electricity is needed, which is the reason for the request.

Bob Millam moved Ron Hanson seconded to approve the easement for Lane Electric Co-op as presented. Voted on and carried unanimously.

11. Clerk's Report – November 2006 Financial Statement

The Council reviewed the financial statement for the period ending November 30, 2006

12. Other Business

Tim Demanett asked if it is possible to get a brief summary of what the Planning Commission is doing. Mr. Shrives said he would include minutes and agendas in the future.

- A. City Council Retreat (January 6, 2007)

City Administrator Mark Shrives said he would like both current and upcoming councilors to participate.

- B. Work Session to discuss sidewalks (Pending)

City Administrator Mark Shrives asked to hold a Special Council Meeting on December 18th at 7:00 p.m.

There being no further business to come before the council, Mayor Petitti adjourned the meeting.

Ron Petitti, Mayor

Layli A. Nichols, City Recorder