

Council Present:

Holly Campbell
Brent Gifford
Dave Stram

Jacob Daniels
Adam Pelatt
Jane Vincent

Staff Present:

Michelle Amberg
Roberta Tharp
Shelley Humble
Madeline Phillips
Scott Denham

City Administrator
City Recorder
Airport Manager
RARE Intern
Lane County Sheriff

Council Absent: 2 – Dave Stram and Brent Gifford

Press: 2 - Creswell Chronicle Scott and Jeanne Olson
1 – Register Guard

Audience: 19

The regularly scheduled City Council meeting was called to order by Council President Jacob Daniels at 7:04 pm and the Pledge of Allegiance was given.

Councilor Daniels welcomed Cottage Grove Mayor Tom Monroe and City Attorney Sean Kelly to the meeting.

Councilor Daniels excused Mayor Stram and Councilor Gifford from this evenings meeting.

Public Forum

Su Liudahl, Creswell Library Director addressed the Council to voice her concerns of medical marijuana dispensaries being allowed to be located close to the Library. State statute prevents those facilities from being placed within a thousand feet of a school but doesn't address Libraries. Creswell's Library is a common gathering place for youth in this community. Ms. Liudahl went on to say she didn't believe the dispensaries create a significant risk to the children; it may cause parents to think twice about allowing them to frequent the Library by themselves with a dispensary nearby.

Mark Parker, Creswell resident addressed the Council regarding placement of a skate park at the Cobalt Building. As a member of the Oregon National Guard, he has built a number of skate parks. Mr. Parker is not against a skate park but doesn't feel a residential area is the best place for one. He feels it needs to be placed in an area where there will be set rules and regulations that will be enforced.

Jeanne Olson, co-owner of the Creswell Chronicle addressed the Council asking for support for her business. She appreciates all everyone is doing to attract a grocery store but would like to see community members also support businesses that already established.

Dan Netzel, Creswell resident introduced himself to the Council and stated he would like to serve the community by serving on a board.

Special Presentation – Richard Maxwell, CPA – Auditors Report
This agenda item was tabled until the May City Council meeting.

Mayor's Report

Skate Park

Councilor Daniels' followed up on a discussion held at the March meeting as to whether Mr. Douglas had withdrawn any of the funds from the Skate Park account to begin work on the park project. Mr. Daniels reported the account did not have any disbursements of funds.

Online Survey for Additional Policing Services

Councilor Jacob Daniels invited the community to participate in an online survey regarding services for Public Safety. The survey can be found on the City website and the results will be reviewed during the budget process to determine the need and desire for a third deputy in Creswell.

Tree Board Appointment

With unanimous consent of the Council, Councilor Daniels appointed Mark Murphy as the liaison from the Parks Advisory Board to the Tree Board.

Grocery Store Update

Creswell resident Jessica Moore will be opening the Farmland Market in the very near future. The market will be located on the corner of Oregon Avenue and North 2nd Street and will carry produce, meat, eggs, and milk.

Correspondence

Councilor Vincent commented on the length of the Calls for Service report from Lane County Sheriff's Office this month. She also expressed her sympathy for Ms. Wright and her family situation on the letter submitted to the Council.

Consent Calendar

Adam Pelatt moved Jane Vincent seconded to approve the consent calendar as presented. Voted on and the motion carries unanimously.

Airport

Precision Approach Engineering Pay Request #8 for Task Order #7 (Invoice #2865) – Professional Engineering Services to assist the City of Creswell Airport in preparing documents for bid for the installation of an AWOS "A" Weather System and to provide construction administration services during the project.

Holly Campbell moved Adam Pelatt seconded the Council approve Invoice #2865 for Precision Approach Engineering, Inc. in the amount of \$1,866.42 for services performed in accordance with Task Order #7 as presented. Voted on and the motion carries unanimously.

Public Works

No Agenda Items

Financial Report – February 28, 2014 Financial Summary

No comments were received regarding the Financial Summary.

City Administration

City Administrator Report- Michelle Amberg

25th Annual 4th of July Celebration Planning

City Administrator Michelle Amberg reported planning has begun for the 4th of July celebration. The next meeting is scheduled for April 10th at the Community Center and invited anyone who wants to participate to join them.

Cobalt Building

Ms. Amberg reported RARE Intern Madeline Philips has successfully worked to gain the City a Certificate of Occupancy for the Cobalt Building.

Fiber Connection – City Hall

Ms. Amberg reported that Layli Nichols has successfully worked through the process to have City Hall connected to fiber.

Water Rate Study Additional Budget Authorization – Michelle Amberg

The FCS Group who the City has contracted with to provide a water rate study is requesting an additional \$11,020 to cover additional costs for the study. \$8,700 of this amount would pay for additional meetings and \$2,320 would cover the charges for the change of project administrator and philosophy for presenting the rate study midway through the research.

A discussion ensued regarding consolidation of meetings and conducting skype or telephone meetings to help reduce costs. Ms. Amberg went on to explain the original contract provided for four (4) meetings, which have

already taken place. The proposed \$8,700 would include preparation and participation in a Council Work Session, Public Forum and a Council Meeting. Ms. Amberg said she is willing to work with them to see about reducing costs.

Further discussion ensued regarding the need to have a public hearing and having the consultant attend to answer questions the community may have.

Councilor Pelatt suggested the Council approve negotiating the consolidation of a couple of the meetings into one day and approving a not to exceed amount in order to reduce costs. Ms. Amberg noted the FCS Group is pretty much done with their study other than the presentation to the Council and providing the draft copy. It is up to the Council to determine how they want to move this item forward.

The discussion moved back to consolidating meetings and Councilor Pelatt commented that a meeting is needed for the experts (FCS Group) to explain and answer questions to the complicated reasons for their results of the findings.

Ms. Amberg stated she and Layli Nichols would be presenting a balanced budget to the Finance Committee next month that will not include the increase of water rates. The City will be falling behind without the increases in the budget, but Ms. Nichols can amend the budget prior to its adoption by the Council at their direction. Ms. Amberg said she would like a little more time and not rush the decision on the findings of the study. She also recommended the Public Works and Transportation Committee should look at is the date of implementation of rates.

Adam Pelatt moved Jane Vincent seconded the City Council authorize an additional expenditure \$2,320 to FCS group for work as performed on the water rate study from the water fund. Voted on and the motion carries unanimously.

Adam Pelatt moved Holly Campbell seconded the City Council authorize an additional expenditure up to \$8,700 to FCS Group for additional meetings as needed for the conclusion of the water rate study and to be paid for out of the water fund. A brief discussion was held regarding the approval of a maximum amount to spend with City Administrator and the Public Works and Transportation Committee working to narrow down the number of meetings to be held. Voted on and the motion carries unanimously.

Ordinance No. 478 – Establishing a Temporary Moratorium on Medical Marijuana Facilities and Declaring an Emergency – Michelle Amberg

Ms. Amberg said this Ordinance contains an emergency clause and in order for it to take effect it will need to be a unanimous vote. If it doesn't have the unanimous vote, a special meeting for the second reading of Ordinance 478, will be scheduled prior to the April 21st work session. The moratorium was discussed thoroughly at the March 31st work session. The state deadline to put a moratorium in place is May 1st.

Councilor Pelatt asked for clarification on the emergency clause. Ms. Amberg explained an Ordinance with an emergency clause takes effect immediately upon passage where others may have an effective date of thirty (30) days out. In this case if the Ordinance didn't have the emergency clause, the City wouldn't make the May 1st deadline should the Council choose to adopt it.

Further discussion ensued regarding the Council's discretion to take any amount of time up to a year to review how the City will handle the Medical Marijuana Facilities.

Councilor Pelatt stated for the record that "The State Legislature has already ruled that Medical Marijuana Dispensaries are legal in Oregon and that every city can and will have the potential to have dispensaries in their community. The question the Council is addressing is really not if there will be Medical Marijuana Dispensaries in Creswell, it's really a question of how will the dispensaries come to Creswell." He went on to say the Council feels they have not heard enough from the citizens saying how they want it. The Council wants to get it right for Creswell.

Further discussion ensued on hearing from citizens and Law Enforcement their thoughts on this subject. It was also discussed that if someone has a prescription they can get it filled at another dispensary.

Council Daniels said he is in the minority on this subject and he will respect the opinion of his colleagues and will respect the decision of the Council. He views it as getting the growers out of neighborhoods and putting them into commercial zones. It would be out in the open and cut back on crime.

Adam Pelatt moved and read twice by title, Jane Vincent seconded the City Council adopt Ordinance 478 Establishing A Temporary Moratorium On Medical Marijuana Facilities Within The City of Creswell and Declaring An Emergency. Voted on and the motion carries with Councilor Campbell, Pelatt and Vincent voting in favor and Councilor Daniels voting in opposition. Because this motion did not pass by a unanimous vote, Ordinance 478 will need to be read aloud in its entirety and presented for a second reading and vote at the April 21st meeting.

Jacob Daniels read the aloud Ordinance 478, Establishing A Temporary Moratorium On Medical Marijuana Facilities Within The City of Creswell and Declaring An Emergency in its entirety.

Approval of Task Order #3 for City Hall Parking Lot – Michelle Amberg

Ms. Amberg reported Task Order #3 for the City Hall Parking Lot includes design modifications. The design modifications involve moving of the bio-swale and reconfiguration of the parking stall arrangement, revision of the construction grades, placement of a high pressure sodium luminaire, landscaping plan to correspond with the revised lot plan, and provisions of bidding and construction documents. This project has been included in the budget for several years and the auditors have asked us to either complete the project or remove it from the budget until we are ready to improve the lot.

Holly Campbell moved Adam Pelatt seconded the City Council authorize Task Order #3 and authorize an increase in expenditures for the project to a not to exceed amount of \$17,000. Ms. Campbell asked to have a tree placed in the lot to become known as the “City Christmas Tree”, Ms. Amberg said they will consider the tree when planning for the landscaping. Voted on and motion carries unanimously.

Memorandum of Agreement (MOA) with State of Oregon Building Codes Division Regarding Building Inspection Services – Michelle Amberg

Ms. Amberg explained the State of Oregon allows cities to undertake building inspections as long as they have entered into MOA. The MOA basically states the City will follow the State building codes and identify responsible parties to carry out the inspections. City of Creswell currently contracts with the Building Department LLC for building inspections. The MOA will take effect on July 1, 2014 and will be in effect until June 30, 2018.

Adam Pelatt moved Holly Campbell seconded the City Council authorize the City Administrator to execute the memorandum of agreement between the State of Oregon and the City of Creswell pertaining to the renewal of the assumed building inspection program. Voted on and the motion carries unanimously.

Resolution 2014-03, A Resolution Adopting A City Council Travel/Training Reimbursement Policy – Michelle Amberg

Ms. Amberg reported Resolution 2014-03 - City Council Travel/Training Reimbursement Policy was discussed at the March 31st City Council Work Session and the revisions suggested during that discussion have been made.

Jane Vincent moved Adam Pelatt seconded the City Council adopt Resolution 2014-03 A Resolution Adopting a City Council Travel/Training Reimbursement Policy. Voted on and the motion carries unanimously.

Reports: Committees, Commissions and Boards

Cultural Committee – Chair Holly Campbell reported the committee will be seeking applications for Community Contributions Funding until April 15, 2014 at 5:00 pm.

Transportation and Public Works Committee – Chair Adam Pelatt reported a discussion was already had on the Water Rate Study but he will be scheduling another committee meeting before the end of the month.

Administration Committee – Chair Jacob Daniels reported the committee has met and recommends August 11th as the due date for the City Administrator evaluation forms. It was also discussed to carry out an early evaluation, due June 9th. The results of the evaluation will be private unless Ms. Amberg chooses to make them public. There is a vacancy on the committee and they are considering asking Mayor Stram to join them in conducting this evaluation as he has the most exposure and working relationship with the City Administrator.

Parks Advisory Board - Adam Pelatt reported on the Parks Advisory Board in the absence of his wife, Jessica. The board is working on three major points:

- Examining possible uses around the Cobalt Building, such as a community garden
- Moving forward with a Friends of Creswell Parks
- They are still looking into the Skate Park Project

Tree Board – Chair Holly Campbell invited everyone to attend the Earth Day Celebration on April 22nd at Garden Lake Park. There will be an Arbor Day Ceremony with a tree planting and a reading of a Proclamation of Earth/Arbor Day by the Mayor. Ms. Campbell also welcomed Mark Murphy to the committee as the Parks Advisory Board representative.

City Council Business

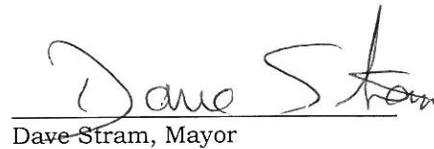
Old Business – No old business

New Business – No new business

Adjournment

There being no further business to come before the council, Council President Jacob Daniels adjourned the regular meeting at 8:24 pm.


Roberta J Tharp, City Recorder


Dave Sfram, Mayor