

Council Present:

Holly Campbell  
Adam Pelatt  
Jane Vincent

Brent Gifford  
Dave Stram

Staff Present:

Roberta Tharp  
Layli Nichols  
Cliff Bellew  
Shelley Humble  
Madeline Phillips

City Recorder  
Finance Director  
Public Works Director  
Airport Manager  
RARE Intern

Council Absent: 0

Press: 1 – Creswell Chronicle, Scott Olson

Audience: 8

The Special City Council meeting was called to order by Mayor Dave Stram at 6:01 pm and the Pledge of Allegiance was given.

**Public Forum –**

No public comment was given.

**Mayors Report**

Mayor Stram excused City Administrator Michelle Amberg from the meeting this evening.

**Acceptance of Councilor Daniels Resignation**

Adam Pelatt moved Jane Vincent seconded the council accept the resignation of Councilor Jacob Daniels. Voted on and the motion carries unanimously.

**Elect Council President**

Holly Campbell nominated Brent Gifford; Adam Pelatt seconded the nomination for Councilor Gifford to serve as Council President. Councilor Gifford said he is humbled but due to personal responsibilities and time constraints he respectfully declines.

Jane Vincent nominated Adam Pelatt; Holly Campbell seconded the nomination for Councilor Pelatt to serve as Council President. There being no other nominations, Councilor Pelatt asked Mayor Stram to review the responsibilities of Council President. Mayor Stram advised that the Council President serves the Council when the Mayor is not available and is also assigned as alternate representative to the LCOG (Lane Council of Governments) board which meets monthly. The term for Council President expires on December 31, 2014. Councilor Pelatt said he would be honored to carry out the responsibilities of Council President. Voted on and the motion carries unanimously.

**Appoint Alternate to LCOG Board**

Mayor Stram with unanimous consent of the Council appointed Adam Pelatt to serve as alternate to the LCOG Board. The term for this appointment expires December 31, 2014.

**I/A City of Creswell – Creswell Municipal Airport and Oregon Department of Aviation (ODA)**

Brent Gifford moved Holly Campbell seconded that the City enter into the Intergovernmental Agreement (IGA) with the State of Oregon, Department of Aviation for the 2014 statewide Airport Pavement Maintenance Program. Voted on and the motion carries unanimously.

**(Second Reading) Ordinance 480 - Approval of Ordinance 480 Implementing a Public Safety Fee and Adoption of Resolution 2014-10 Establishing the Rate – Layli Nichols/Michelle Amberg**

- i. Ordinance 480 – An Ordinance Establishing A Public Safety Fee For the Purpose of Funding Public Safety Services Within the City; and Declaring an Emergency

Mayor Stram pointed out the addition of a sunset clause as a result from the last reading of Ordinance 480.

Mayor Stram asked the Council if there were any objections to reading and approving the Ordinance by Title. There being no objections, Brent Gifford moved Holly Campbell seconded that the City Council approve Ordinance 480, An Ordinance establishing a public safety fee for the purpose of funding public safety services within the City and declaring an emergency.

Mayor Stram asked for Council discussion. Councilor Vincent reported she has been working to try to understand why the Council would implement a fee for the purpose of a third public safety officer when a lot of the citizens are not completely certain of how they want to be served for public safety. Ms. Vincent suggested ideas such as the formation of a Safety District or by starting our own police department. Councilor Vincent is not in support of this ordinance but is in support of using the State Revenue Sharing Funds budgeted for improvements to City Hall (\$150,000), and in addition to the \$20,300 budgeted for lighting maintenance to cover the cost of the third deputy. Councilor Vincent would also like to have a consultant do a study in regards to the costs associated with forming Creswell's own police department, as well as a safety district. In order to do those studies, she suggested using the \$50,000 of the proposed State Revenue Sharing Funds budgeted for Airport fund.

Councilor Pelatt stated he is in favor of supporting the safety of Creswell citizens and he strongly urged the Council to use the State Revenue Sharing Funds for the purpose of funding the third deputy and hiring a consultant to perform a study on forming a special taxing district and forming our own police force.

Mayor Stram reminded the Council that we are voting on the Ordinance this evening. At any point down the road, the budget could be amended.

Councilor Gifford asked what process would need to be taken to make changes to the budget or to do a supplemental budget. Ms. Nichols responded the changes being discussed will require a supplemental budget. The budget process will require a formal noticing process and knowing exactly what changes are to be made for noticing purposes. She went on to say that to her knowledge, historically the Council has never chosen to use State Revenue Shares for something other than what was discussed during the budget process. A public hearing to receive public testimony will also be required for the use of state shared revenues as part of the process. Councilor Gifford asked how much time a supplemental budget would require and Ms. Nichols stated that at the July 7<sup>th</sup> meeting, the Council would need to make a formal recommendation of the changes they would like to make in order to move forward. We will still need to follow statutes regarding noticing and hearings.

Councilor Campbell asked Ms. Nichols if it were possible to enter into the Intergovernmental Agreement with the Sherriff's Department that includes the third deputy and once the Council has found a better way to fund policing services, could the Ordinance be repealed. Ms. Nichols responded the Council has the authority to create law (ordinance) and also rescind any Resolutions or reverse any actions of an Ordinance.

Further discussion ensued that the only consideration this evening is to either vote in favor or against Ordinance 480 and the Resolution to enact a fee for public safety. It was reiterated that if Ordinance 480 is not approved by the Council, the budget contains the funding for two deputies next fiscal year.

Further discussion continued on amending and or rescinding a resolution.

Councilor Campbell explained she is in favor of entering into a contract with LCSO for three deputies and then holding conversations regarding other funding options giving the Council time to research all options.

The process of putting together a supplemental budget and the noticing process was reiterated at the request of Councilor Vincent. Councilor Pelatt reminded Councilor Vincent that a supplemental budget could not be presented to the Council until at least August due to the fact that we cannot begin amending a budget until we are working in the same fiscal year as the budget we are amending.

Councilor Campbell asked Ms. Nichols for the rules surrounding State Revenue Sharing Funds. Ms. Nichols said we are required to hold a public hearing on the proposed use of those revenues during the budget process. She went on to say, there was a hearing held in June during our budget process and we did not receive any public comment on the proposed use of those funds

Mayor Stram stated he is very much in support of public safety in Creswell and feels there is a need for three deputies. Since last fall, the Public Safety Committee and Larry Patterson have both been looking for a way to fund an additional deputy. State Revenue Sharing funds is not and was never created to be a steady source of

funding which is why the City saves them for capital improvement projects we could not otherwise afford to fund. He went on to say we need to find a solution to Airport funding, provide care for the Cobalt Building and work towards completing City Hall. Mayor Stram went on to say he would like to find the funds in the budget to do a study on policing in Creswell, but in the meantime he encouraged the Council to vote in favor of Ordinance 480 for the safety of our citizens. He continued by saying the Council needs to increase revenue to cover the costs of additional policing services. In July it is his intent to charge the Public Safety Committee with direction to form a citizens committee to research additional ways to fund policing services before we begin the budget process for 2015 and the sunset clause on Ordinance 480 take effect.

Ms. Nichols strongly discouraged the Council from using the Contingency Funds this year as they are important to have in case of an unforeseen emergency. She also pointed out that funding for a policing study should be discussed and planned for during the budgeting process.

Mayor Stram asked Ms. Nichols if the \$6 public safety fee will go directly into the Public Safety Fund. Ms. Nichols responded it is clearly stated in Ordinance 480 that the fee is not to be used for any other purpose than for funding public safety.

There being no further discussion the motion was voted on and carried with Councilors Campbell, Gifford and Mayor Stram voting in favor and Councilors Pelatt and Vincent voting in opposition.

ii. Resolution 2014-10 A Resolution Establishing Fees and Charges in Accordance With the Provisions of Creswell Municipal Code (CMC) 13.30

Holly Campbell moved Brent Gifford seconded that the City Council approve Resolution 2014-10, A Resolution Establishing Fees and Charges in Accordance with the Provisions of Creswell Municipal Code 13.30.

Councilor Vincent asked how staff came up with the \$6 fee. Mr. Nichols reported the way the Ordinance is structured is an equal cost sharing to every single family dwelling/unit or developed property within the municipal boundaries of Creswell. Businesses are defined and outlined as a business unit within the Ordinance. An audit of the City's Utility Billing was completed and then simple math was applied (cost of the third deputy divided by the number of units). The \$6 fee is less than the original estimate of \$8 per unit.

There being no further discussion the Council voted on the motion and it carried unanimously.

**Annual Contract Renewals for Service**

i. I/A – Lane Council of Governments – Comp Plan Update

Adam Pelatt moved Brent Gifford seconded the City Council authorize City Administrator to execute a renewal contract with Lane Council of Governments for the Comprehensive Plan Update. Voted on and the motion carries unanimously.

A very brief discussion ensued on approval of all the contracts with one motion. Councilor Pelatt and Councilor Gifford rescinded their motion and second respectively.

Mayor Stram asked for Council consent to act on the five agreements under one motion. Councilor Campbell pointed out there are two contract options for policing services with Lane County Sheriff's Department (one is for two deputies and the other is for three).

Ms. Nichols also pointed out the LCOG Website Maintenance Agreement needs to be amended also. The budgeted amount was pulled from the budget mistakenly off the wrong line item. The actual amount listed in the budget for website maintenance should be \$3,000 and should amend the contract to reflect that amount. City Recorder Roberta Tharp said the Website Maintenance Agreement was not available at the time packets were distributed and this item should be tabled until the July 7, 2014 meeting.

Adam Pelatt moved Brent Gifford seconded the City Council authorize City Administrator Amberg to execute renewal contract with Lane Council of Governments for the Comprehensive Plan Update. Voted on and the motion carries unanimously.

ii. I/A – Lane Council of Governments – Planning Assistance

Adam Pelatt moved Brent Gifford seconded the City Council authorize City Administrator Amberg to execute the contract with Lane Council of Governments for Planning Assistance. Voted on and the motion carries unanimously.

iii. I/A – Lane Council of Governments – Special Services

Adam Pelatt moved Brent Gifford seconded the City Council authorize City Administrator Amberg to execute the contract with Lane Council of Governments for Special Services. Voted on and the motion carries unanimously.

iv. I/A – Lane Council of Governments – Creswell Website Maintenance

Mayor Stram pulled this agenda item and rescheduled it for the July 7<sup>th</sup> meeting as the contract was not ready for approval at the time of the meeting.

v. Lane County – Public Safety Service

Holly Campbell moved Brent Gifford seconded the City Council authorize City Administrator Amberg to execute the contract with Lane County Sheriff's Department for three deputies for the fiscal year July 1, 2014 – June 30, 2015 in an amount not to exceed \$610,546 as presented. Voted on and the motion carries with Councilors Campbell, Gifford, Vincent and Mayor Stram voting in favor and Councilor Pelatt voting in opposition.

**Recess/Reconvene Special Meeting**

Mayor Stram called for a recess at 7: 26 pm.

Mayor Stram reconvened the meeting 7:39 pm.

**Council Candidate Interviews**

Mayor Stram announced that after consulting with the City Attorney and if there is no opposition from the Council, he may choose to appoint two applicants to fill both vacant seats on the Council. There being no Councilor opposed Mayor Stram began the interview process.

The Council interviewed Omar Bowles and Ted Romoser for the two vacant positions on the Council.

**Recess/Reconvene Special Meeting**

Mayor Stram called for a recess at 7:55 pm for the Council to complete their interview review forms.

Mayor Stram reconvened the meeting at 8:04 pm

**Mayor's Appointment to Council**

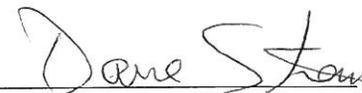
Mayor Stram appointed Omar Bowles to fill the vacancy left by Nora Reynolds until the term expires on December 31, 2016. Voted on and the appointment of Omar Bowles is approved with Councilors Campbell, Gifford and Mayor Stram voting in favor and Councilors Pelatt and Vincent voting in opposition.

Mayor Stram appointed Ted Romoser to fill the vacancy left by Jacob Daniels until the term expires on December 31, 2016. Voted on and the appointment of Ted Romoser carries unanimously.

**Adjournment**

There being no further business to come before the council, Mayor Stram adjourned the Special meeting at 8:06 pm.

  
Roberta J Tharp, City/Recorder

  
Dave Stram, Mayor