



CITY OF LYONS

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449 5TH STREET
LYONS, OREGON 97358

CITY COUNCIL MEETING MINUTES

July 31, 2018

Council Present: Mayor Troy Donohue, Councilor Lloyd Valentine, Councilor Jessica Ritchie, Councilor Mike Wagner, Councilor Mark Orr

Council Absent: None

Employees Present: Richard Berkey – Public Works, Micki Valentine – City Recorder, Brenda Harris – Librarian (arrives late)

Public Present: Michelle Gates, Barbara Orr, Rod Slocum, James Ottosen, Sara Moore-Hamilton, Angel Slocum, Brad Brunhauer, Joshua Gerung, Dustin Hinkle, Deputy Michael Mattingly (Linn Co. Sheriff's Office), group of citizens that didn't sign in

Opened w/pledge @ 6:30 pm by Mayor Troy Donohue

Conflict of Interest/Ex-parte/Bias: None declared

Consent Agenda

The report provided is bills paid June 20th, 2018 – July 25th, 2018 and the minutes are from June 26th, 2018 the regular council meeting. *Jessica motions to accept the consent agenda which includes the minutes and bills paid – Mike seconds – motion carried with all in favor – no nays.*

Presentations: None

Public Comment: Troy reminds public that there is a 3 minute time limit on comments.

Michelle Gates has recently gotten involved with the Linn Co. Commissioners and is planning on attending meetings every couple of weeks. She offers to take concerns or safety issues to their meetings for Council. She encourages Council to reach out to the Commissioners by phone or email for support. Meetings are on Tuesdays at 9:30 am. Troy thanks her.

Rod Slocum, owner of RFA Custom Cycles, has a new business and has sold everything to start it. He has no other option than to live at the business in his RV for security reasons. (*Brenda Harris arrives*) Sheriff has been out to business numerous times. He is asking for a contingency past the 30 days so they can install a security fence and secure the property. Troy explains that any time we receive a complaint it has to be followed up on and the City has an ordinance against living in a RV. Troy says that if they are building a residence and Linn County approves it, they can live in a RV until the dwelling is done. Rod asks how to protect property and Jessica asks about an ordinance that states they can live on property for security but it is in an industrial zone not a commercial zone. Rod has health issues and is not trying to break any laws. Troy says we appreciate them bringing their business into the community but are just following up on a complaint. Troy explains that it is against living in a RV according to city's ordinances. Rod is asking for a 3 month extension to put up a security fence. Dustin Hinkle is a friend to RFA Cycles. He asks about the meth problem in town and maybe bringing in a brewery. Brad

Brunhauer is friends with Rod and is a partner in starting a brewery but it comes down to the security. He is here to support Rod and also check out the community for a business. He encourages Council to give extension. Joshua Gerung asks if there is anything they can do – maybe put skirting and foundation under RV. It is commercial zoned. Troy and the City appreciates them looking at the City of Lyons to bring in a business. He wants them to know it is nothing personal against the motorcycle business. The City is just following up on the ordinance and the complaints. Troy says they addressed the parking issues on the sidewalk and the City appreciates it. Troy says they will take this into advisement and let them know. Troy asks for any other questions or comments. Council discusses security and zones. There are 2 separate RV's for business partners on property currently and an extra RV for storage. Troy and Council would like to look at ordinances, check with legal, and come up with a clarification. They thank Council and Troy thanks them for their input.

Liaison Report

- Linn County Sheriff - Michael Mattingly is the new Community Services Specialist at Linn County Sheriff's Office (LCSO) and helps coordinate the neighborhood watch. There are 2 groups in Lyons Mehama area. Brian Cowan runs the Juniper Street group. Michael also helps run National Night Out which is Tuesday, Aug. 7th at two areas in Lyons: Juniper Street and the Fire Hall. He brought paperwork for the Citizen's Academy which is coming up. He also does community events like the Linn Co. Fair and goes to schools. He will come out to events and it usually doesn't go against the City's contract hours. Mark asks if he has Neighborhood Watch signs – Michael says they will give the signs for free to cities just to contact him. Jessica asks if he would be the person to talk to about having police here on the first day of school. Michael is the person to contact for the radar trailer. Mike asks about bicycles out at night without lights. Jessica asks about requesting Sgt. Klein to have patrol on first day of school and in addition to have the radar trailer requested. Michael talks about the Citizen Academy – it is on Tuesday nights for 13 weeks and people learn everything the Sheriff's office does and is free. He hands out brochures. Council thanks him.

Correspondence

- None

Public Hearing

- Ordinance 05-11(4) Hearing – Violation Definition & Base Fee – *Tabled*

New Business

- League of Oregon Cities – Priorities Survey – Council discusses and marks their choices – it is due Aug. 3rd. Troy talks about mental health – Michelle said that is an issue that can be brought to the commissioners.
- Pacific Power Franchise Agreement – Micki explains certain areas of the agreement. Troy suggests increasing to 4% from 3.5%. Mark asks if it is passed on to the consumer. Yes, it is passed on to the consumer. Jessica asks about percentage and doing a 10 year contract. Mark thinks we need to question a 20 year contract. It is due in November.

Unfinished Business

- Columbarium Quote – Micki has received a new columbarium quote. It is \$10,399 for the columbarium, install, and a quote for the concrete pad. Council discusses and would like another quote on the concrete. Mark wants any problems with historical cemetery

and columbarium checked out and he will check on concrete. He will have quotes by the next council meeting. Michelle Gates says that the Oregon Community Foundation is actively looking for grant applicants from our area. She says the contact is Nicole Miller and there are about 400 grants. Council likes the columbarium and Troy suggests coloring the concrete slab to match it. Council discusses timeline and Mark will get a quote for concrete by August 14th. *Mike motions that the City agrees to purchase the Camden 48 columbarium for a total cost of \$6,699.00 delivered and authorizes Micki to make a deposit as needed and a timeline as necessary to acquire it – Jessica seconds – carried with all in favor – no nays. Troy motions that in 2 weeks time to go with the lowest bid on concrete pad to meet all the criteria required to place the columbarium – Jessica seconds – carried with all in favor – no nays.*

Library Report

- Brenda provides the library report. Kids are still signing up for the summer reading program. Cultural passes are up and running. Brenda had grant approved by the Oregon Battle of the Books. Another grant of \$3000 was approved. Library is participating in the scavenger hunt. The summer reading program has the U of O Museum coming Thursday for Oregon Rocks and next week is the last event and party. CCRLS caught a corrupted flash drive that was being used at the library and notified by calling the library. Youth golf tournament is discussed and where proceeds are distributed.
- Library Copy Machine – Micki received 3 quotes. Brenda would like copier to be a desk top and some of the quotes were for floor models. Council discusses copier options. *Tabled until next month.*

Staff Report

- Public Works – Mowing yards, trimmed bushes & trees that were in violation of City’s ordinance. Pressure washed City Hall – pressure washer quit working and looking into new parts or new pressure washer.
- Cemetery – Tree and stumps were removed on new property. Carol was contacted about the curbing, follow-up letter sent.
- Parks – Maintaining the parks. Every week Richard has to deal with graffiti.
- Library – Had a medical incident and library personnel called for ambulance. The outside outlets were inspected and locks placed on them to prevent unauthorized use. The light is working properly now.
- Streets – Received information from ODOT for bridge and pavement reporting. It looks like the only roads in Lyons are 226, Main, and 5th Street. ODOT manager is recommending changing signage at corner of 5th Street and Main Street to 25 mph and moving the 35 mph signs further back.
- Office – Three building permits were applied for and 4 mechanical/plumbing permits issued. The November election packets are ready. Don Trahan is volunteering to build a “Welcome to Lyons” sign and hopes to get donations from community for costs. Council would like to fill out application for location of sign with ODOT. The placement of sign would be on the right hand side by the bridge. Micki has been working on the fine ordinance and has contacted numerous people. She has received sample ordinances but they didn’t specifically look at our ordinances. She contacted our attorney and he doesn’t have time. She contacted the Local Government Law Group and received their rate scale. Council discusses city attorney and rates in general. Council also discusses having someone review all the City’s ordinances – perhaps League of Oregon Cities – get costs

for reviewing ordinances. We need to get a quote to fix ordinance about RVs. Mike says the school district has OSB provides updates for schools. Jessica would like the one done soon (enforcement ordinance), then look at the rest in a timely fashion. Discussed 18th Street situation. Jessica said this ordinance needs to be updated immediately. Mike says it will cost whatever it will cost. Tabor cannot defend it as written. *Mike motions to authorize Micki to find a qualified legal advisor to modify Ordinance 05-11(4) so that it can become a compliant ordinance that we can utilize in our day-to-day operation at the City – Lloyd seconds – carried with all in favor – no nays.* Mike is ok using Local Government Law Group as long as they are qualified to do it.

- Audit in progress – Micki completed their survey.
- CIS Request for Coverage – Micki completed.
- Complaints – List given to council members and reviewed.
- City Wide Garage Sales – Aug. 18th
- Mayor’s BBQ – Aug. 25th
- Election – Nov. 6th – Election packets need to be in by Aug. 20th.
- ADA at Library – Micki and Brenda had a phone meeting with the representative, received call to correct contact information, haven’t heard anything more.
- Mark asks Richard about mowing Main St. – Richard says they weed-eat ditch because of fire hazard. The county hasn’t done it.
- Jessica asks about the park culvert and the flooding – state said they weren’t doing anything about it – Jessica would like confirmation. Michelle Gates said that is something the commissioners should work with and Jessica may go to meeting to address issue.
- Jessica asks if Micki has heard anything from Brian Carroll at Linn Co. Parks – would like an update.

Commissioners Report

- Transportation & Parks – none
- Police – Mark got report from Sgt. Klein today
- Library – none
- Building & Planning – none
- Safety & Cemetery – Lloyd nothing further to add.

Richard thanks Council members for the equipment purchases.

Executive Session

- Regular Meeting closed for executive session at 8:55 pm for city recorder performance evaluation ORS 192.660(2)(i)
- Close executive session at 9:12 pm and open regular Council meeting.

Councilor Requests/Future Agenda Requests/Announcements

- Mayor’s Barbecue August 25th
- Mike asks about legal ways to live in RVs for security and Council discusses, no action taken.

Next Meeting – Council meeting on Aug. 28th, 2018 at 6:30 pm

Adjourned 9:21 pm

Transcribed by Carol Hendricks, Assistant City Recorder *MV*