



# CITY OF LYONS

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LYONS, OREGON 97358

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## CITY COUNCIL MEETING MINUTES

November 27, 2018

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

**Council Absent:** None

**Employees Present:** Richard Berkey – Public Works, Micki Valentine – City Recorder, Brenda Harris – Librarian

**Public Present:** Sam & Traci Scott, Nikki Stifel

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

**Additions to Agenda/Conflict of Interest/Ex-parte/Bias:** None

### Consent Agenda

The report provided is bills paid October 23<sup>rd</sup>, 2018 – November 27<sup>th</sup>, 2018 and the minutes are from October 23<sup>rd</sup>, 2018 the regular council meeting. *Jessica motions to accept the consent agenda which includes the minutes and bills paid – Lloyd seconds – motion carried with all in favor – no nays.*

**Presentations:** None

**Public Comment:** None

**Sheriff's Report:** Jessica asks about the Red Barn having a noise permit. Micki says they have a business license. No exceptions for noise. The city does have an ordinance for noise. Micki will send a note to the Sheriff's Department. Sheriff's report is reviewed by Council.

### Correspondence

- League of Oregon Cities – Elected Essentials Workshop information regarding training.

### Public Hearing

- Hearing on 171 18<sup>th</sup> Street Complaint – Ordinance Violation – Troy reviews the Lyons Municipal Codes/Ordinances that are being violated. Mr. Scott says they have contacted the police multiple times and haven't been given permission to kick anyone off the property. They have contacted different attorneys about the land ownership. Butte Development has dissolved and original person is deceased. There isn't a deed in their name so police can't help. The Scott's don't know what to do. Council questions to whom the property belongs to and about Butte Development. The old mill property behind this property is now owned by Linn County. Council advises the Scotts to contact the DEQ/EPA for sewage issues on the property. The city attorney has been kept abreast of the situation. Council wants our city attorney to find out who owns the property as soon as possible. *Mike motions that we turn this matter over to our attorney to see if he*

can figure out who the legal owner is and if the Scott's are willing, that we give their information to the attorney so he can utilize that resource. The attorney can give Council some direction in where to go as far as who owner is and what to do next as soon as possible (answer by email is appropriate) – Mark seconds – motion carried with all in favor – no nays. Mark asks about stopping with the fines since the Scott's are not the legal owners – Council agrees and would like attorney's input. Jessica will contact the neighbors and give them a flyer with the DEQ's number/contact information, EPA, and the Linn Co. Commissioners information so they can complain. Troy thanks them and says we will do the best we can to get the issue rectified. The hearing was closed at 7:35 pm. The Scotts leave the meeting.

### **New Business**

- Library Aide – Nikki Stifel is introduced as the new library aide and Council welcomes her. She leaves the meeting.

### **Unfinished Business**

- Library Update – DOWA Planning Study – Micki included Brenda Bonebrake's and Sandy Lyness's paperwork for listing prices for the library building and the DOWA planning study for the current City Hall. The current library has over 24,000 volumes and the new plan is much less. Brenda noticed there isn't as much computer space in the new plans. Council discusses plans and options. The extra cameras have been installed at the current library.
- Accessory Dwelling Units (ADU) – Micki provided Linn County's ordinance, a Marion County flyer, and DLCDC information. ADUs are usually stick built and have minimum square footage. Council discusses options – pros and cons. Troy thinks planning commission will have to approve ADUs. Consensus of Council is yes to approve ADUs as long as we have a guideline – Troy is against ADUs. Council would like to follow Linn County info. and take it to the planning commission – then come before Council.
- Cameras at City Hall – Council discusses adding cameras to City Hall and moving the monitor. Council agrees to relocate cameras from City Hall to the library and purchase new system for City Hall that can be accessed from phone and front office.
- Peer Court Donation – Jessica explains about the donation. Council discusses donation amount. *Mike motions to donate \$500 to support Santiam Youth Peer Court – Lloyd seconds – motion carried with all in favor – no nays.*
- Audit Review – Micki just got the audit Monday and hasn't had a chance to review it. Council will review and will address it next month. She notes there were 2 things found in the audit that she discusses with Council.

### **Library Report**

- Brenda provides the report. The summer reading program dates and performers are set.

### **Staff Report**

- Public Works – Juniper Street drainage problem – Council says it isn't the city's problem and homeowner is responsible for fixing. Security cameras were added at the library. Darrell is done for the season as of Oct. 31st.
- Cemetery – We had 1 burial and 1 headstone placed. The cemetery license was renewed.
- Parks – Maintaining the parks and the beavers have been busy. Micki asks if trapper should be called – Council discusses. The beaver deceiver was fixed that needed repaired

and they couldn't get a permit for anything else. Council said beavers are becoming a nuisance. Personal garbage is being left in our cans and the trash bags are taken out of some of the cans.

- Library – Previously talked about new library aide.
- Streets – The ditch at Indian Laurel & 6<sup>th</sup> – homeowner has fixed. A property owner on Juniper wants to move a storm drain pipe – Micki reviewed with Dave Kinney and attorney. We can't approve a permit for a building until the pipe is moved and has approval with JMS Engineering.
- Office – Three building permits were applied for and two mechanical/plumbing permits issued. The audit is completed. Micki updated the Employee Handbook. The Worker's Comp. audit is completed – timesheet had to be revised. The election is still 'unconfirmed'. Code Publishing has finished the annual update but is still working on the legal review, which should be completed by the end of December.
- Complaints were reviewed by council. A letter was received about the septic system at 1315 Main from Linn Co. Environmental Health. Email with Pacific Power about adding a light at the school crosswalk. Council discusses speeding on Dogwood and installing speed bumps. Troy said the majority of residents on Dogwood St. need to agree to speed bumps. Council mentions checking with school security officer and agree majority of residents need to approve of speed bumps.
- Christmas Lighting Contest – winner will be announced at Council meeting on Dec. 18<sup>th</sup>
- Financial Reports

#### **Commissioners Report**

- Transportation & Parks – Troy asks about the beaver deceiver – they fixed the one but can't get permits for others.
- Police – none
- Library – none
- Building & Planning – none
- Safety & Cemetery – none

#### **Councilor Requests/Future Agenda Requests/Announcements**

- Special meeting Jan. 2, 2019 for the swearing-in ceremony
- Planning commissioner members – Ginger would like to be re-appointed, Herb has resigned, and we do have one application.

**Next Meeting** – Council meeting on Dec. 18<sup>th</sup>, 2018 at 6:30 pm. Jessica doesn't know if she's available.

Adjourned 9:35 pm

Transcribed by Carol Hendricks, Assistant City Recorder