

**City of Stayton
City Council Meeting Action Minutes
February 5, 2018**

LOCATION: STAYTON COMMUNITY CENTER, 400 W. VIRGINIA STREET, STAYTON

Time Start: 7:00 P.M.

Time End: 8:56 P.M.

COUNCIL MEETING ATTENDANCE LOG

COUNCIL	STAYTON STAFF
Mayor Henry Porter	Alissa Angelo, Deputy City Recorder
Councilor Priscilla Glidewell	Keith Campbell, City Administrator
Councilor Mark Kronquist	Dan Fleishman, Director of Planning & Development (excused)
Councilor Christopher Molin	Lance Ludwick, Public Works Director
Councilor Brian Quigley	Janna Moser, Library Director
Councilor Joe Usselman	Rich Sebens, Chief of Police
	Wallace Lien, Acting City Attorney

AGENDA	ACTIONS
REGULAR MEETING	
Announcements	
a. Additions to the Agenda	None.
b. Declaration of Ex Parte Contacts, Conflict of Interest, Bias, etc.	None.
Presentations / Comments from the Public	
a. Marion Barker, 2155 Kindle Way	Mr. Barker spoke expressed continued concerns regarding the known drug house on Kindle Way.
b. Patty Armstrong, 2155 Nighthawk Avenue	Ms. Armstrong shared her concerns about the location of the teen center and its proximity to the known drug house on Kindle Way. As well as her concerns with living in the neighborhood with continued drug activity.
c. North Santiam School Board Update	Members of the North Santiam School District Board provided an update.
d. Stayton Public Library Electronic Reader Board	Ms. Moser shared information about the newly installed electronic reader board at the Library.
Consent Agenda	
a. January 16, 2018 City Council Minutes	Motion from Councilor Kronquist, seconded by Councilor Usselman, to approve the Consent Agenda as presented. Motion passed 5:0.
Business from the Mayor	
a. Committee and Commissions Appointments <ul style="list-style-type: none"> • Budget Committee – Paige Hook • Planning Commission – Paige Hook 	Motion from Councilor Quigley, seconded by Councilor Kronquist, to appoint Paige Hook to the Budget Committee and Planning Commission, and reappoint Cari Sessums to the Public Safety Commission. Motion passed 5:0.
b. Committee and Commissions Reappointments <ul style="list-style-type: none"> • Public Safety Commission – Cari Sessums 	
Public Hearing	None.

Unfinished Business	None.
New Business	
PacifiCorp Franchise Hearing	
a. Staff Report	Mr. Lien reviewed the purpose of the PacifiCorp Franchise Hearing. Mr. Ludwick provided a review of facts for the Kindle Way project and costs associated. Mr. Lien spoke about remedies and options available to the Council.
b. Questions of Staff by Council	Council discussion surrounding cost of moving poles and placing conduit underground.
c. Presentation by PacifiCorp	<p>Alan Meyer, Regional Manager with PacifiCorp, shared background on why PacifiCorp disagrees with moving the poles at their expense.</p> <p>Kim McGair, attorney for PacifiCorp, provided a handout of additional documents to be entered into the record. Ms. McGair shared PacifiCorp's stance on why they are not financially responsible for moving the poles.</p>
d. Questions of PacifiCorp by Council	Council inquired if PacifiCorp would provide the same response if Marion County requested the power poles be moved. Ms. McGair responded yes. Discussion continued centering on case law.
e. Rebuttal by Staff	Mr. Lien provided rebuttal to Ms. McGair's statements and written materials.
f. Deliberations by Council	Council discussion surrounding the 2009 Warranty Deed and easement value.
	<i>The Council took a brief recess from 8:40 p.m. to 8:45 p.m.</i>
g. Council Decision	<p>Motion from Councilor Glidewell, seconded by Councilor Usselman, to find PacifiCorp in breach/violation of its Franchise Agreement (Ordinance No. 939) for its repeated refusal, without just cause, to move Poles #1-10 at its expenses to allow for the City's capital improvement project to construct a new storm water detention facility and to bring Kindle Way up to collector standards as required by the Transportation Systems Plan. A penalty of \$240 per day, beginning January 1, 2018 and continuing until such time as an agreement is reached for PacifiCorp to move Poles #1-10 shall be assessed. In addition, PacifiCorp is mandated to move Pole #1, and underground Poles #2-10 at its expense (less the City's obligation for under-grounding) with said work being completed no later than June 1, 2018. Staff shall prepare an Order with findings of fact commensurate with this decision and bring it to the next Council meeting for adoption. Motion passed 3:2 (Quigley, Molin).</p>

Staff / Commission Reports	None.
Presentations / Comments From the Public	Paige Hook, 2088 Quail Run Avenue, spoke briefly about her feelings on the PacifiCorp decision.
Business from City Manager a. Annual Budget Calendar Fiscal Year 2018-19	Mr. Campbell presented the draft Budget Calendar to the Council for 2018-19.
Business from the Council	Councilor Glidewell spoke briefly regarding the upcoming community meeting for Mill Creek Park. Councilor Quigley offered recognition to the Stayton Police Department for all their hard work. Councilor Kronquist asked Ms. Moser to provide an update on the recent Brews, Bites, and Books event at the Library and the Art Show happening in February. Ms. Moser offered a recap of recent events at the Library.
Future Agenda Items – Tuesday, February 20, 2018 a. Transportation Master Plan b. Total Compensation Study	

APPROVED BY THE STAYTON CITY COUNCIL THIS 20TH DAY OF FEBRUARY 2018, BY A 5:0 VOTE OF THE STAYTON CITY COUNCIL.

Date: 2/20/18

By: Henry A. Porter
Henry A. Porter, Mayor

Date: 2/20/2018

Attest: Keith D. Campbell
Keith D. Campbell, City Administrator

Date: 2/20/18

Transcribed by: Alissa Angelo
Alissa Angelo, Deputy City Recorder