

**City of Stayton
City Council Meeting Action Minutes
June 16, 2014**

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

Time Start: 7:00 P.M.

Time End: 8:50 P.M.

COUNCIL MEETING ATTENDANCE LOG

COUNCIL	STAYTON STAFF
Mayor Scott Vigil	Alissa Angelo, Deputy City Recorder
Councilor Emily Gooch	John Ashley, P.E., City Engineer
Councilor Catherine Hemshorn	Keith Campbell, City Administrator
Councilor Jennifer Niegel	Dan Fleishman, Director of Planning & Development
Councilor Henry Porter	Katinka Bryk, Library Director
Councilor Brian Quigley	Rich Sebens, Police Chief
	Christine Shaffer, Finance Director
	David Rhoten, City Attorney

AGENDA	ACTIONS
REGULAR MEETING	
Presentations / Comments from the Public	
a. Swearing in of Jonathan Clark as the City of Stayton Municipal Court Judge by the Honorable Walter Edmonds	The Honorable Walter Edmonds performed the oath of office for Municipal Court Judge Jonathan Clark.
b. Santiam Family YMCA – Pool Quarterly Report	Lisa Eckis, Director of the Santiam Family YMCA and Aquatics Director Chad Brookman updated the Council on the Stayton Family Memorial Pool and the Sprint Triathlon.
Announcements	
a. Additions to the Agenda	Ms. Bryk informed the Council that Kelli Eaton had rescinded her application for the Library Board. There are now 3 applicants, and 3 vacant positions.
b. Declaration of Ex Parte Contacts, Conflict of Interest, Bias, etc.	Councilor Porter declared a conflict of interest in regard to the scheduled public hearing. He has a family member who is a property owner in this area. However, he did not feel it would cause any bias in his decision.
Consent Agenda	
a. June 2, 2014 City Council Action Minutes	Motion from Councilor Gooch, seconded by Councilor Quigley, to approve consent agenda items b and c. Motion passed 5:0.
b. Approval of Abstract of Election Results – May 20, 2014 Primary Election	
c. Resolution No. 915, Budget Transfer	
	Motion from Councilor Quigley, seconded by Councilor Niegel, to approve the June 2, 2014 City Council Action Minutes. Motion passed 3:0

	(Gooch, Hemshorn abstained).
<p>Public Hearing Ordinance No. 972, Vacation of a Portion of N. 4th Avenue</p> <p>a. Commencement of Public Hearing b. Staff Report – Dan Fleishman</p> <p>c. Proponents’ Testimony</p> <p>d. Opponents’ Testimony</p> <p>e. General Testimony</p> <p>f. Questions from the Public</p> <p>g. Questions from Council</p>	<p>7:16 p.m. Mr. Fleishman introduced applicant Alan Rasmussen who spoke about his proposal regarding vacation of a portion of N. Fourth Avenue. Mr. Fleishman then reviewed the staff report.</p> <p>Councilor Niegel inquired about other paths in the community that the City maintains. Mr. Fleishman stated there is one street right of way that has a paved path.</p> <p>Arthur Porter of 408 E. Cedar Street and Todd Farmer of 425 E. Cedar Street both spoke in support of the vacation of the right of way.</p> <p>David Wendell of 1540 N. 4th Avenue spoke in opposition of the right of way vacation.</p> <p>Carolyn Wendell of 1540 N. 4th Avenue also spoke in opposition. In addition, she provided Council with a copy of ORS 271.190.</p> <p>Mr. Fleishman stated the Council has been provided with two emails from property owners opposing the vacation.</p> <p>Dan Brummer of 525 W. Burnett Street spoke briefly about changing of rules over time by the City and the need for consistency.</p> <p>None.</p> <p>Councilor Quigley asked about the number of children in the immediate area; there are several of children in the area.</p> <p>Councilor Hemshorn asked if the petition had been checked for accuracy. Mr. Fleishman explained the process required for the signature collection. Clarification of abutting property versus adjoining property.</p> <p>Mr. Rasmussen stated 75% of the property owners contacted did sign the petition.</p>

<p>h. Staff Summary</p> <p>i. Close of Hearing</p> <p>j. Council Deliberations</p> <p>k. Council Decision on Ordinance No. 972</p>	<p>Mr. Fleishman gave a brief summary. Questions and discussion from the Council regarding of surveying the property, property taxes, and the layout of the cul-de-sac.</p> <p>Mr. Rhoten briefly spoke of Councilor Porter's earlier conflict of interest. He stated that as testimony has evolved during the public hearing, he would recommend Councilor Porter abstain from voting on this matter.</p> <p>8:10 p.m. Council discussion on the fiscal impact and potential requirement to place a trail and vacate the right of way.</p> <p>Councilor Hemshorn is not in favor of removing the trail and vacating the right of way.</p> <p>Motion from Councilor Niegel, seconded by Councilor Quigley, to approve Ordinance No. 972, vacating a portion of N. 4th Avenue.</p> <p>Discussion regarding the City receiving compensation for land being vacated.</p> <p>Motion passed 3:1:1 (Hemshorn opposed; Porter abstained).</p>
<p>Unfinished Business</p>	<p>None</p>
<p>New Business</p> <p>a. Ordinance No. 971, Annexation of Territory into the City Limits</p>	<p>Motion from Councilor Gooch, seconded by Councilor Hemshorn, to approve Ordinance No. 971, annexing land into the City and amending the Stayton Zoning Map. Motion passed 5:0.</p>
<p>Public Hearing</p> <p>At 8:28 p.m. the close of the public hearing was read by Mayor Vigil.</p> <p>Mr. Rhoten asked that notice be sent to those who spoke in opposition this evening stating the appeal information was read at 8:28 p.m. Staff will send this notice separate from the general "Notice of Decision" letter.</p>	
<p>New Business</p> <p>b. Resolution No. 914, Adopting Rules Governing the Operation of the Stayton Municipal Court</p>	<p>Motion from Councilor Niegel, seconded by Councilor Hemshorn, to approve Resolution No. 914 as presented. Motion passed 5:0.</p>
<p>Staff / Commission Reports</p> <p>Finance Director's Report – Christine Shaffer</p> <p>a. May 2014 Monthly Finance Department Report</p> <p>b. Cost of Living Increases (COLA) July 1, 2014</p> <p>Police Chief's Report – Rich Sebens</p> <p>a. May 2014 Statistical Report</p>	<p>No discussion.</p> <p>Chief Sebens briefly reviewed his staff report.</p>

<p>Public Works Director's Report a. May 2014 Operating Report</p> <p>Planning & Development Director's Report – Dan Fleishman a. May 2014 Activities Report</p> <p>Library Director's Report – Katinka Bryk a. May 2014 Activities</p>	<p>Officers also recently participated in field day at the local schools. The Fishing Derby will be held on June 19, 2014.</p> <p>Mr. Campbell updated the Council on the E. Burnett Street Fence and Jordan Bridge Repairs. The Bridge repairs are estimated at approximately \$50,000.</p> <p>Councilor Gooch requested staff review the process of vacating right of ways.</p> <p>Mr. Fleishman updated about enforcement of tall grass. Chief Sebens also informed the Council that there is a volunteer now assisting with ordinance enforcement.</p> <p>Ms. Bryk briefly updated the Council on events at the Library.</p>
<p>Presentations / Comments From the Public</p>	<p>None</p>
<p>Business from the City Administrator</p>	<p>Mr. Campbell reviewed the letter from Wave Broadband Rate Adjustment Notice.</p> <p>On July 7th from 5:30 p.m. to 6:30 p.m., an open house will be held at the Stayton Municipal Court.</p>
<p>Business from the Mayor a. Appointment of Sara Trott, Betty Batche, and Greg McWayne to the Library Board.</p>	<p>Motion from Councilor Quigley, seconded by Councilor Niegel to ratify the Mayor's appointment of Sara Trott, Betty Batche, and Greg McWayne to the Library Board. Motion passed 5:0.</p>
<p>Business from the Council</p>	<p>None</p>
<p>Future Agenda Items – July 7, 2014 a. Municipal Court Open House b. Fee Schedule Resolution c. Jordan Bridge Repairs Update d. Pioneer Park Grant Update e. Fishing Derby Recap f. Alley Encroachments g. Public Works Standards Update</p>	

APPROVED BY THE STAYTON CITY COUNCIL THIS 7TH DAY OF JULY 2014, BY 4:0 VOTE OF THE STAYTON CITY COUNCIL.

Date: 7-7-14

By: [Signature]
A. Scott Angil, Mayor

Date: 7-7-14

Attest: [Signature]
Keith D. Campbell, City Administrator

Date: 7/7/14

Transcribed by: [Signature]
Alissa Angelo, Deputy City Recorder