



# AGENDA STAYTON CITY COUNCIL MEETING

Monday, December 3, 2012

Stayton Community Center  
400 W. Virginia Street  
Stayton, Oregon 97383

**CALL TO ORDER**

**7:00 PM**

**Mayor Vigil**

**FLAG SALUTE**

**ROLL CALL/STAFF INTRODUCTIONS**

**PRESENTATIONS/COMMENTS FROM THE PUBLIC**

Request for Recognition: If you wish to address the Council, please fill out a green "Request for Recognition" form. Forms are on the table at the back of the room.

*Recommended time for presentation is 10 minutes.*

*Recommended time for comments from the public is 3 minutes.*

**ANNOUNCEMENTS – PLEASE READ CAREFULLY**

*Items not on the agenda but relevant to City business may be discussed at this meeting. Citizens are encouraged to attend all meetings of the City Council to insure that they stay informed. Agenda items may be moved forward if a Public Hearing is scheduled.*

- a. Additions to the agenda
- b. Declaration of Ex Parte Contacts, Conflict of Interest, Bias, etc.

**CONSENT AGENDA**

- a. November 5, 2012 City Council Meeting Minutes
- b. Abstract of Election Results for the November 6, 2012 General Election

***Purpose of the Consent Agenda:***

*In order to make more efficient use of meeting time, resolutions, minutes, bills, and other items which are routine in nature and for which no debate is anticipated, shall be placed on the Consent Agenda. Any item placed on the Consent Agenda may be removed at the request of any council member prior to the time a vote is taken. All remaining items of the Consent Agenda are then disposed of in a single motion to adopt the Consent Agenda. This motion is not debatable. The Recorder to the Council will then poll the council members individually by a roll call vote. If there are any dissenting votes, each item on the consent Agenda is then voted on individually by roll call vote. Copies of the Council packets include more detailed staff reports, letters, resolutions, and other supporting materials. A citizen wishing to review these materials may do so at Stayton City Hall, 362 N. Third Avenue, Stayton, or the Stayton Public Library, 515 N. First Avenue, Stayton.*

***The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours prior to the meeting. If you require special accommodations, please contact Alissa Angelo, Deputy City Recorder at (503) 769-3425.***

**PUBLIC HEARING – None**

**NEW BUSINESS**

**STAFF/COMMISSION REPORTS**

**UNFINISHED BUSINESS**

**Ordinance No. 949, Comprehensive Plan Update**

**Action**

- a. Staff Report – Dan Fleishman
- b. Council Deliberation
- c. Council Decision

**PRESENTATIONS/COMMENTS FROM THE PUBLIC**

*Recommended time for presentations is 10 minutes.*

*Recommended time for comments from the public is 3 minutes.*

**BUSINESS FROM THE CITY ADMINISTRATOR**

**BUSINESS FROM THE MAYOR**

- a. Appointment of Sabrina Wager to the Library Board

**BUSINESS FROM THE COUNCIL**

**FUTURE AGENDA ITEMS**

- a. Solicitor Licenses

**ADJOURN**

## CALENDAR OF EVENTS

### DECEMBER 2012

Monday	December 3	City Council	7:00 p.m.	Community Center (north end)
Tuesday	December 4	Parks & Recreation Board	7:00 p.m.	E.G. Siegmund Meeting Room
Tuesday	December 11	Commissioner's Breakfast	7:30 a.m.	Covered Bridge Café
Friday	December 14	Community Leaders Meeting	7:30 a.m.	Covered Bridge Café
Monday	December 17	City Council	7:00 p.m.	Community Center (north end)
Wednesday	December 19	Library Board	6:00 p.m.	E.G. Siegmund Meeting Room
<b>Tuesday</b>	<b>December 25</b>	<b>CITY OFFICES CLOSED IN OBSERVANCE OF CHRISTMAS</b>		

### JANUARY 2013

<b>Tuesday</b>	<b>January 1</b>	<b>CITY OFFICES CLOSED IN OBSERVANCE OF NEW YEARS DAY</b>		
Wednesday	January 2	Parks & Recreation Board	7:00 p.m.	E.G. Siegmund Meeting Room
Monday	January 7	City Council	7:00 p.m.	Community Center (north end)
Tuesday	January 8	Commissioner's Breakfast	7:30 a.m.	Covered Bridge Café
Friday	January 11	Community Leaders Meeting	7:30 a.m.	Covered Bridge Café
Wednesday	January 16	Library Board	6:00 p.m.	E.G. Siegmund Meeting Room
<b>Monday</b>	<b>January 21</b>	<b>CITY OFFICES CLOSED IN OBSERVANCE OF MARTIN LUTHER KING DAY</b>		
Tuesday	January 22	City Council	7:00 p.m.	Community Center (north end)
Monday	January 28	Planning Commission	7:00 p.m.	Community Center (north end)

### FEBRUARY 2013

Monday	February 4	City Council	7:00 p.m.	Community Center (north end)
Tuesday	February 5	Parks & Recreation Board	7:00 p.m.	E.G. Siegmund Meeting Room
Friday	February 8	Community Leaders Meeting	7:30 a.m.	Covered Bridge Café
Monday	February 11	P.E.G. Access Commission	12:00 p.m.	City Hall Conference Room
Tuesday	February 12	Commissioner's Breakfast	7:30 a.m.	Covered Bridge Café
<b>Monday</b>	<b>February 18</b>	<b>CITY OFFICES CLOSED IN OBSERVANCE OF PRESIDENTS' DAY</b>		
Tuesday	February 19	City Council	7:00 p.m.	Community Center (north end)
Wednesday	February 20	Library Board	6:00 p.m.	E.G. Siegmund Meeting Room
Wednesday	February 20	Public Safety Commission	6:00 p.m.	City Hall Conference Room
Monday	February 25	Planning Commission	7:00 p.m.	Community Center (north end)



**STAYTON CITY COUNCIL  
MEETING MINUTES  
November 5, 2012**

**CALL TO ORDER**

**7:01 p.m.**

**Mayor Vigil**

**FLAG SALUTE**

**ROLL CALL**

Mayor Scott Vigil	Councilor Jennifer Niegel, excused
Councilor Henry Porter	Councilor James Loftus
Councilor Brian Quigley	Councilor Emily Gooch

**STAFF**

Don Eubank, City Administrator  
Christine Shaffer, Finance Director  
Rich Sebens, Police Chief, excused  
Dan Fleishman, Director of Planning and Development  
Louise Meyers, Library Director, excused  
David Kinney, Public Works Director  
David A. Rhoten, City Attorney, excused  
Alissa Angelo, Deputy City Recorder

**PRESENTATIONS/COMMENTS FROM THE PUBLIC – None.**

**ANNOUNCEMENTS**

- a. **Additions to the Agenda:** None.
- b. **Declaration of Ex Parte Contacts, Conflict of Interest, Bias, etc.:** None.

**CONSENT AGENDA**

- a. **October 15, 2012 City Council Meeting Minutes**

**MOTION:** From Councilor Quigley, seconded by Councilor Loftus, to adopt the Consent Agenda. **Motion passed 4:0.**

**PUBLIC HEARING – None.**

**NEW BUSINESS**

**Resolution No. 894, Authorizing Full Faith and Credit Borrowing to Refinance Outstanding Debt Obligations**

- a. **Staff Report:** Ms. Shaffer reviewed the staff report included in the Council packet. She added the City received its Moody Rating of AA, which is a great rating considering the highest that can be achieved is AAA.

- b. **Council Deliberation:** Councilor Loftus noted the following errors he found in the Preliminary Official Statement:

- At the bottom of page 15, it states “Clackamas County” instead of “Marion County”.

- On page 28, the second to last sentence in the paragraph titled “Employer Contribution” there is a typographical error or information missing in this sentence.
- Councilor Loftus would like to see Appendix C when it becomes available.
- On page 32, he asked if the City is required to disclose any litigation involving the City. Ms. Shaffer stated yes, the current litigation information has been sent to D.A. Davidson for inclusion.

**c. Council Decision:**

**MOTION:** From Councilor Loftus, seconded by Councilor Quigley, to approve Resolution No. 894, authorizing full faith and credit borrowing, and make corrections to the draft Preliminary Official Statement. **Motion passed 4:0.**

**STAFF/COMMISSION REPORTS**

**Preliminary Official Statement for Refinancing of Wastewater Debt**

- a. **Staff Report:** This matter was discussed under the “New Business” and there was no further discussion.

**UNFINISHED BUSINESS**

**Ordinance No. 949, Comprehensive Plan Update**

- a. **Council Deliberation:** Mayor Vigil stated this topic will be postponed until the next meeting due to the absence Councilor Niegel. The record will remain open for the next meeting.

- b. **Council Decision:** None.

**PRESENTATIONS/COMMENTS FROM THE PUBLIC – None.**

**BUSINESS FROM THE CITY ADMINISTRATOR**

Mr. Eubank reminded the Council that the Commissioner’s Breakfast will be held on Tuesday, November 13 at 7:30 a.m. at the Covered Bridge Café.

**BUSINESS FROM THE MAYOR – None.**

**BUSINESS FROM THE COUNCIL**

- a. Councilor Porter recognized the 100<sup>th</sup> anniversary of women’s right to vote. He encouraged everyone to get out and vote in the upcoming election.
- b. Councilor Loftus encouraged everyone to vote in the upcoming election, adding that as of his last check, only 65% of registered voters had voted. He also wanted to publicly acknowledge Officer Corbin Lantz who assisted him with putting out a chimney fire. They were able to keep the fire suppressed with fire extinguishers while awaiting the arrival of the Fire Department.

**FUTURE AGENDA ITEMS**

- a. **Solicitor Licenses**

**ADJOURN**

There being no further business, the meeting was adjourned at 7:19 p.m.

APPROVED BY THE STAYTON CITY COUNCIL THIS 3RD DAY OF DECEMBER 2012,  
BY A \_\_\_\_ VOTE OF THE STAYTON CITY COUNCIL.

**CITY OF STAYTON**

Date: \_\_\_\_\_

By: \_\_\_\_\_

A. Scott Vigil, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_

Don Eubank, City Administrator

Date: \_\_\_\_\_

Transcribed by: \_\_\_\_\_

Alissa Angelo, Deputy City Recorder

DRAFT





# MEMORANDUM

**TO:** Mayor A. Scott Vigil and Stayton City Council  
**FROM:** Alissa Angelo, Deputy City Recorder/Elections Officer  
**DATE:** December 3, 2012  
**SUBJECT:** Acceptance of Abstract of Election Results – November 6, 2012 General Election

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## **STAFF RECOMMENDATION**

By consent, accept the Abstract of Election Results.

## **BACKGROUND INFORMATION**

ORS 255.295 requires that a local government review and acknowledge acceptance of an Abstract of Election Results, prepared by the county elections department, in connection with an election within its jurisdiction.

For your information, an undervote occurs when the number of choices selected by a voter is less than the maximum number allowed for that contest or when no selection is made for a single choice contest. An overvote occurs when one votes for more than the maximum number of selections allowed in a contest.

## **FACTS AND FINDINGS**

An election was held on November 6, 2012 and citizens of Stayton cast votes for the following:

- Mayor
- Three City Councilor positions
- Annexation of Phillips Property into City limits

## **OPTIONS**

Accept the Abstract of Election Results.

## **MOTION(S)**

Consent agenda approval.



**Canvass Report — Total Voters — Official**  
**Marion County, Oregon — November 6, 2012 General Election — November 06, 2012**

Total Number of Voters: 121,645 of 151,411 = 80.34%

Precincts Reporting 122 of 122 = 100.00%

**City of Stayton Mayor**

Precinct	Blank Ballots Cast	Over Votes	Under Votes	Total Ballots Cast	Registered Voters	Percent Turnout	James Loftus	Ronald Lierman	Scott Vigil	Write-In:	Totals
655	1	0	328	3,145	3,890	80.85%	564	967	1,266	20	2,817
<b>Totals:</b>	<b>1</b>	<b>0</b>	<b>328</b>	<b>3,145</b>	<b>3,890</b>	<b>80.85%</b>	<b>564</b>	<b>967</b>	<b>1,266</b>	<b>20</b>	<b>2,817</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.

	<b>NOV 26 2012</b>
Signature of County Clerk	Date of Abstract

**Canvass Report — Total Voters — Official  
 Marion County, Oregon — November 6, 2012 General Election — November 06, 2012**

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Total Number of Voters: 121,645 of 151,411 = 80.34%

Precincts Reporting 122 of 122 = 100.00%

11/26/2012 09:35 AM

**City of Stayton Councilor**

Precinct	Blank Ballots Cast	Over Votes	Under Votes	Total Ballots Cast	Registered Voters	Percent Turnout	Jennifer Niegel	Mark Doucette	Catherine Hemshorn	Brian Quigley	Write-In: 1	Write-In: 2	Write-In: 3	Totals
655	1	0	3,606	3,145	3,890	80.85%	1,894	1,061	1,207	1,564	75	20	8	5,829
<b>Totals</b>	<b>1</b>	<b>0</b>	<b>3,606</b>	<b>3,145</b>	<b>3,890</b>	<b>80.85%</b>	<b>1,894</b>	<b>1,061</b>	<b>1,207</b>	<b>1,564</b>	<b>75</b>	<b>20</b>	<b>8</b>	<b>5,829</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.

Signature of County Clerk  Date of Abstract **NOV 26 2012**

**Canvass Report — Total Voters — Official**  
**Marion County, Oregon — November 6, 2012 General Election — November 06, 2012**

Total Number of Voters: 121,645 of 151,411 = 80.34%

Precincts Reporting 122 of 122 = 100.00%

11/26/2012 09:35 AM

**24-346: City of Stayton: Proposing Annexation of Territory into the City of Stayton**

Precinct	Blank Ballots Cast	Over Votes	Under Votes	Total Ballots Cast	Registered Voters	Percent Turnout	Yes	No	Totals
655	1	0	214	3,145	3,890	80.85%	2,086	845	2,931
<b>Totals:</b>	<b>1</b>	<b>0</b>	<b>214</b>	<b>3,145</b>	<b>3,890</b>	<b>80.85%</b>	<b>2,086</b>	<b>845</b>	<b>2,931</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.

 Signature of County Clerk	<b>NOV 26 2012</b> Date of Abstract
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