

The City Council for the City of Junction City, met in regular session at 6:30 p.m. on Tuesday, August 28, 2012, in the Council Chambers of City Hall, 680 Greenwood Street, Junction City, Oregon.

**PRESENT:** Mayor, David Brunscheon; Councilors Jack Sumner, Bill DiMarco, Jim Leach, Randy Nelson, Herb Christensen, and Laurel Crenshaw; City Attorney, Carrie Connelly; City Administrator, Kevin Watson; Police Chief, Mark Chase; Public Works Director, Jason Knope; Finance Director, Mike Crocker; Community Services Director, Melissa Bowers; and City Recorder, Kitty Vodrup.

**I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Mayor Brunscheon called the meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

**II. CHANGES TO THE AGENDA**

Remove Item 4, City Hall Heating/Air Upgrade.

**III. PUBLIC COMMENT ON ITEMS NOT LISTED ON THE AGENDA**

Ms. Edith Loveall, 1315 Oak Drive, Junction City, expressed her opposition to the proposed wetland designation on the drainage ditch behind her property. She noted that this was an environmental issue that would have negative impacts to the City. She cited the example of the loss of 61,900 forestry jobs since 1951, because of environmental issues that were allowed to prevail.

Mr. Steve Alderman, 1720 W. 15<sup>th</sup> Avenue, Junction City, expressed frustration that he lives in the City and pays taxes, yet he was being told that the City could not help him with a flood issue on his property caused by a farmer in the county refusing to clean out a drainage ditch.

Attorney Connelly noted that the Council would be holding a hearing on the proposed wetland regulations and if citizens wanted their testimony to be in the record, they would need to submit during the hearing.

Mr. Gary Crum, 25534 Hall Road, Junction City, stated that there was a lot of concern and confusion related to the drainage ditches, wetlands, and buffer zones. He referred to a letter that he had sent to the Council and that had been printed in the local paper, in which he asked the Council to consider taking the wetlands out of the action for the Customized Periodic Review and Urban Growth Boundary process at the September 6<sup>th</sup> meeting.

**IV. FINANCIAL AUDIT ARRANGEMENT LETTER**

Director Crocker stated that a question on the arrangement letter had been asked at the last Council meeting, and the City's auditor had responded that the other information the auditors review as part of the engagement are all items beyond the basic financial statements, to make sure they are reasonable and correct.

**MOTION:** Councilor Christensen made a motion to accept the auditor's arrangement letter and direct the City Administrator to sign the document. The motion was seconded by Councilor Sumner and passed by unanimous vote of the Council.

**V. INFLOW AND INFILTRATION TV WORK**

Director Knope reviewed that before the Council was a request to modify the City's CCTV truck, based on the direction given by the Council at the last meeting to have staff begin the work to TV the sewer Inflow and Infiltration project area of approximately 25,000 linear feet.

Discussion followed on the equipment, if this should go to the Water, Sewer, and Street Committee for review, and timing of the project.

**MOTION:** Councilor DiMarco made a motion to award the CCTV truck modifications to CUES Incorporated in the amount of \$66,350 and authorize the City Administrator to sign the necessary documents. The motion was seconded by Councilor Crenshaw and passed by a vote of 5 to 1, with Councilors Sumner, DiMarco, Leach, Christensen, and Crenshaw voting in favor and Councilor Nelson voting against.

#### **VI. SKATEPARK POSTED RULES**

Director Bowers stated that the Skatepark rules had been reviewed by the Skatepark and Community Services Committees, as well as by the Police and Fire Chiefs, legal counsel, and the City's insurance agent. The rules can be established by the Community Services Director and were being brought before the Council for information and feedback. She reviewed the rules and noted that the Skatepark would be open only during daylight hours and tobacco products would not be allowed in or within 20 feet of the Skatepark.

#### **VII. ESTABLISHMENT OF LIBRARY FEE**

**A. Staff Review** – Director Bowers stated that this was the establishment of a Library Reciprocal Lending fee, which would cover the cost of mailing items back to the library where the items were originally checked out from. This is not the same as an inter-Library loan, where an item is ordered from another library, but checked out from the Junction City Library. There is no fee for inter-Library loans. The Community Services Committee recommended approval.

#### **B. Public Comment**

Ms. Ethel Vogt, 475 E. 9<sup>th</sup> Avenue, Junction City, stated that this was logical and needed to be done.

#### **C. RESOLUTION NO. 1 – A RESOLUTION AMENDING RESOLUTION NO. 924 AND ESTABLISHING A LIBRARY RECIPROCAL LENDING FEE FOR THE CITY OF JUNCTION CITY.**

**MOTION:** Councilor Sumner made a motion to approve Resolution No. 1. The motion was seconded by Councilor DiMarco and passed by unanimous vote of the Council.

#### **VIII. GARBAGE TRUCK PURCHASE REQUEST**

Director Knope stated that before the Council was a request to purchase two used garbage trucks, which was done in accordance with the City's Procurement Rules, Exception E-15. The intent is to purchase a 2004 Mack rear load truck for commercial accounts, moving the City's current 1990 Peterbuilt as a backup truck, and taking the City's 1983 Kenworth truck out of service. The other purchase is a 2003 Peterbuilt side load truck, which would serve as a needed back up for residential service.

Discussion followed on the mechanical issues associated with the 2008 automated truck and overtime and other costs that occur with not having a back up truck. Staff will continue to work with the manufacturer of the 2008 truck to address the mechanical issues.

**MOTION:** Councilor Nelson made a motion to approve the purchase of two garbage trucks from Alliance Trucks in the amount of \$185,000 and authorize the Public Works Director to sign the necessary documents. The motion was seconded by Councilor Leach and passed by unanimous vote of the Council.

#### **IX. LOCAL WETLAND INVENTORY HISTORY DISCUSSION**

Councilor Leach announced that he had a potential conflict of interest, as he owns property on Highway 99 which would be included in the Urban Growth Boundary. He chose to remove himself from discussion and sit in the audience.

Administrator Watson stated that late last week Council Sumner asked to have the Local Wetland Inventory discussion on the agenda. Administrator Watson reviewed and provided spreadsheet synopsis and documentation to the Council on the wetlands discussion history, public meetings, and process that had occurred. He referred to an e-

mail that (DSL) Department of State Lands had sent to the City's previous planner that read, "Before the City can approve the LWI (Local Wetland Inventory), it must be approved by DSL." He noted that the Council had approved the Customized Periodic Review Work Plan, and staff had followed that work plan, which included holding a public meeting to review the draft LWI.

Attorney Connelly added that there is a requirement that the LWI is reviewed at the local level before going to DSL, and the solicitation of public input and review of the CCPC was accomplished. Then the LWI was finished by the consultant and sent to DSL. There isn't an ability for the Council to adopt it, but there is a requirement that there be public input, prior to its finalization. Now that it has been finalized and approved by DSL, it is a fact map on which the City builds its code.

Councilor Sumner asked why the meetings were being held to discuss wetlands, when it had been approved already by DSL. Administrator Watson responded that they were discussing how they were going to protect the wetlands and the City's role is in protecting those environmental areas, as required in the Comprehensive Plan update.

Councilor DiMarco noted that there was a perception that the LWI was submitted to the state without the Council and Planning Commission understanding what was going on.

Mr. Gary Crum commented that he did not believe the process had been followed to allow public input and review on the draft LWI, as required by law.

Administrator Watson responded that the March 16<sup>th</sup> CCPC meeting was where the draft LWI review occurred, and notice of that meeting was given to effected property owners.

#### **X. TREATMENT STAKEHOLDER SUBCOMMITTEE APPOINTMENT**

Mayor Brunscheon appointed Mike Kaiser to serve on the Treatment Stakeholder Subcommittee as an at large ratepayer member.

**MOTION:** Councilor Nelson made a motion to approve the Mayor's appointment. The motion was seconded by Councilor Christensen, and the unanimous consensus of the Council was to approve.

#### **XI. STAFF REPORTS**

Director Bowers reported that the Raintree Meadows parks concrete work would be coming back to the Council, as legal counsel determined that this needed to be re-quoted at prevailing wage to comply with BOLI requirements.

Director Crocker reported that he had prepared a draft Internal Controls Manual, and the City's auditor had reviewed and provided comments. The Finance Committee will review at their next meeting.

Chief Chase reported that a sink hole had occurred in the back parking lot at the Police Department.

Administrator Watson noted that the City had received an offer for a 6,100 square feet piece of property off of Prairie Meadows Avenue. He asked for Council direction.

After discussion, the Council consensus was to have the Police and Fire Chiefs review, determine if this is a wetland area, and take to the Parks Committee for review.

Attorney Connelly stated she was working on Customized Periodic Review questions and minor contract issues from staff.

#### **XII. COUNCILOR COMMENTS/QUESTIONS**

Councilor DiMarco asked about the 1.3 million dollars that the Department of Corrections owes the City. Administrator Watson responded that he would research and bring that information back to the Council.

Councilor Nelson stated that the misinformation on the wetlands was frustrating, as the Planning Commission, Council, and professionals had worked hard and for a long time on this issue. He thanked the 16 volunteers that showed up on two Saturdays to pour 60 yards of concrete at the Skatepark. It is hoped that the Skatepark will be completed by the end of September.

Councilor Christensen echoed Councilor Nelson’s sentiments on the wetlands and noted that the Planning Commission and Council had worked hard to protect the public and make sure this was done right.

Councilor Crenshaw thanked the public for listening and for their comments and willingness to be heard.

**XIII. MAYOR’S COMMENTS**

Mayor Brunscheon stated that he really cared about the City of Junction City and had lived here for a long time. He noted that he wanted what was best for everyone and apologized for the confusion on the wetlands issue. He stated that he would never intentionally “snooker” anyone and appreciated the good turn out and comments that had been submitted. He encouraged citizens to continue to share their comments on this and other issues in the City, as that was important to him.

**XIV. EXECUTIVE SESSION PER ORS 192.660(2)(I) TO REVIEW AND EVALUATE THE JOB PERFORMANCE OF THE CITY ADMINISTRATOR**

Mayor Brunscheon announced Executive Session at 8:06 p.m.

Regular session reconvened at 9:26 p.m.

**XV. OTHER CITY COUNCIL BUSINESS**

Mayor Brunscheon asked if the Council wanted to discuss a pay raise for the City Administrator. After discussion, it was the consensus of the Council to have Mayor Brunscheon contact Attorney Connolly to find out if the discussion could occur in Executive Session.

**XVI. ADJOURNMENT**

As there was no further business, the meeting was adjourned at 9:33 p.m.

ATTEST:

APPROVED:

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Kitty Vodrup, City Recorder

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David S. Brunscheon, Mayor