

**CITY OF SCAPPOOSE
REGULAR CITY COUNCIL MEETING
MARCH 4, 2013 AT 7:00 P.M.
33568 EAST COLUMBIA AVENUE
SCAPPOOSE, OREGON**

Call to Order

Mayor Burge called the City Council Meeting to order at 7:00 p.m.

Flag Salute

Attendance:

City Council Members:

Scott Burge	Mayor
Larry P. Meres	Council President
Donna Gedlich	Councilor
Jeff Erickson	Councilor
Mark Reed	Councilor
Jason Meshell	Councilor
Barbara Hayden	Councilor

Staff:

Jon Hanken	City Manager
Doug Greisen	Police Chief
Susan Reeves	City Recorder

Press:

Jeff Bennett	Legal Counsel	Katie Wilson	South County Spotlight
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Approval of the Agenda

Councilor Gedlich moved and Councilor Erickson seconded the motion to approve the agenda. Motion passed (7-0). Mayor Burge, aye; Council President Meres, aye; Councilor Gedlich, aye; Councilor Erickson, aye; Councilor Reed, aye; Councilor Meshell, aye and Councilor Hayden, aye.

Public Comments ~ None

Council Report/Committee Reports

Councilor Gedlich gave an update of the TSP Committee meeting that was held on February 20, 2013. She explained it was a very informative meeting and some of the issues that we are going to be dealing with is the freight corridor regarding safety, noise, congestion, etc. She explained they are going to be changing the needs of Scappoose over the next two decades. They will hopefully be finding funds and future transportation projects working with the Federal, State and County bodies regarding commercial interest. She stated the committee is really hoping that when they bring forward recommendations to this body that the document isn't buried in some staffs desk drawer where it is hidden. She hopes that it is brought forth every budget year for updates or discussion of upcoming future projects. She stated we need to make sure that we have realistic short and long term goals. She explained the consultants will be bringing forthcoming information. She explained we are hoping that they will be all through the process in at least a year or a year and half. She stated it was a very good meeting and they stuck to the agenda this time.

Councilor Meshell explained one of the things that did come up in the TSP meeting, that is very timely for our Goal Setting, is one of the things that the Transportation consultant said is that we really want to base this study on the City's goals and visions. He stated so we can keep the transportation needs of the committee in mind as we are doing that and send those back in. He stated the other part is we expect a restricted or financially constrained plan. So realistic and financially constrained are two of the things we kept hearing in the meeting.

Mayor Burge thanked them both for the updates.

Consent Agenda ~ February 19, 2013 City Council meeting minutes

Councilor Gedlich moved and Councilor Erickson seconded the motion to approve the Consent Agenda ~ February 19, 2013 City Council Meeting minutes. Motion passed (7-0). Mayor Burge, aye; Council President Meres, aye; Councilor Gedlich, aye; Councilor Erickson, aye; Councilor Reed, aye; Councilor Meshell, aye and Councilor Hayden, aye.

New Business

Resolution No. 13-01: A Resolution Supporting Columbia 9-1-1 Communication District Five year Operational Levy ~ May 21, 2013

City Manager Hanken went over the staff report. He explained this is a Resolution Council requested supporting the Columbia 9-1-1 operational levy.

Councilor Gedlich moved and Council President Meres seconded the motion that Scappoose City Council adopt Resolution No. 13-01: A Resolution Supporting Columbia 9-1-1 Communication District Five year Operational Levy scheduled for May 21, 2013 general election. Motion passed (7-0). Mayor Burge, aye; Council President Meres, aye; Councilor Gedlich, aye; Councilor Erickson, aye; Councilor Reed, aye; Councilor Meshell, aye and Councilor Hayden, aye.

Approval to serve alcohol at the Watts House during Wine Downtown scheduled for March 9th

Councilor Hayden explained the Watts House has been asked to participate in the Wine Downtown. She explained the reason for this program is to support the local businesses and have people come to Scappoose to go through and visit these businesses. She explained the wineries are the one who set up, serve the wine and clean up.

Councilor Gedlich stated this sounds like it's going to be a fun event and she is a real proponent of this.

Councilor Gedlich moved and Councilor Reed seconded the motion that Council authorize the Historical Society's request for serving wine at the House Watts during the Wine Downtown event on March 9, 2013.

Council President Meres stated he would like to get a policy, like Columbia City, which allows this stuff to happen without coming to Council.

Councilor Gedlich stated she agrees with Council President Meres but she thinks we probably need to put some kind of process together so we know beforehand, not just a couple of days before the event. She stated we also need to know if there are certificates of insurance.

Councilor Hayden replied one of the rules her and City Manager Hanken have worked on for the contract that they put together for the Watts House is that alcohol will only be served by a licensed caterer.

Mayor Burge asked if we can put this on a future agenda.

City Manager Hanken stated we also need to look at the ordinance regarding this. He stated the other thing that needs to be considered is if you are going to change the policy we will need to modify our insurance coverage, right now we pay less because alcohol is prohibited.

Councilor Erickson asked what happens when the antiques start getting damaged.

Councilor Hayden explained there is a deposit put down.

Mayor Burge explained he has participated in one of these events and it was a real nice event.

Councilor Gedlich feels it is a good event and something we should keep participating in.

Motion passed (7-0). Mayor Burge, aye; Council President Meres, aye; Councilor Gedlich, aye; Councilor Erickson, aye; Councilor Reed, aye; Councilor Meshell, aye and Councilor Hayden, aye.

Website Design and Maintenance Award

City Manager Hanken went over the staff report. He explained we have offered a contract to Gov Office related to developing a website. He explained this company serves over 1,500 municipalities and counties in 42 states and the state of Canada. This organization comes highly recommended. He stated we are moving forward with this and hope to have the website up and running by the beginning of the new fiscal year.

Council President Meres asked how is the new website going to go with streaming audio and video.

City Manager Hanken replied it is going to go very well because that is one of the questions that we asked this company. He explained Gov Office has worked with the firm that he is looking at.

Proposed AFSCME Memorandum of Understanding (MOU) Labor Agreement

City Manager Hanken went over the staff report. He explained what you have before you is a signed copy from the AFSCME union representative related to the Memorandum of Understanding (MOU). This tentative Memorandum of Understanding would extend the current AFSCME Union Local 1442-1 Labor Agreement to June 30, 2015.

Councilor Gedlich moved and Councilor Erickson seconded the motion that Council approve the tentative Memorandum of Understanding extending the current AFSCME Union Local 1442-1 Labor Agreement to June 30, 2015 as presented and authorize the City Manager to sign. Motion passed (7-0). Mayor Burge, aye; Council President Meres, aye; Councilor Gedlich, aye; Councilor Erickson, aye; Councilor Reed, aye; Councilor Meshell, aye and Councilor Hayden, aye.

Ordinance No. 826: An Ordinance creating a Crime Property Nuisance and Amending the Scappoose Municipal Code

Chief Greisen went over the staff report. On February 4, 2013, staff brought forward proposals to create two new property regulations: a crime property nuisance and regulations for vacant buildings. Council proposed separating the concepts into two separate ordinances for consideration and passage. This report presents the crime property nuisance. This information supplements staff's January 31, 2013 staff report, plus items staff submitted to Council at the February 4th hearing. He explained the attached Ordinance responds to Council's requests developed at the February 4, 2013 public hearing, principally to focus on major crimes, such as drug manufacturing, as grounds for abating property as a crime nuisance.

Mayor Burge opened the public hearing at 7:22 p.m. and closed it due to no one wanting to speak on this matter.

Council President Meres asked Chief Greisen are these all felonies that are list under specified crime property.

Councilor Gedlich stated if she remembers correctly from the last meeting they did discuss all of this and the thing is with our society and our community getting large and changing that we don't know whether or not these things are going to happen this year or next year but we need to be prepared and at least have something on the record. She thinks this language should stay in there.

Councilor Hayden stated the thing that concerns her is the checks and balances on this. She would also like to see that the city manager has a hand in this and if it's a really serious thing she thinks at least Council should be advised about it but she really thinks there should be some checks and balances in this.

Chief Greisen replied there are checks and balances. He explained there are procedures and he and City Manager Hanken talk constantly.

Mayor Burge stated his understanding that the order foreclosure would have to come from either the Scappoose Municipal Court or Columbia County Circuit Court.

Legal Counsel Jeff Bennett explained he thinks the bottom line is because you have the chief or a designee that assures that there is going to be a DPSST person making that determination, those people have training, they have to comply with very strict standards in order to be certified and maintain certification. He stated essentially what happens here is you have a notice to the owner and if the owner doesn't do anything about it there is a 10 day time period before we can actually go to court, then there's a 60 day time period before the court would issue some kind of order, so there is a 70 day time period in there that allows the owner to do something to deal with this

problem.

Councilor Erickson stated the landlord could kick the tenant out.

Legal Counsel Jeff Bennett replied yes. He went over the ORS's that are referred to in the proposed ordinance under specified crime property.

Council President Meres asked how long it takes to get someone out of the house.

Legal Counsel Jeff Bennett replied if there is a risk of personal harm you can do it on 72 hours notice.

Councilor Hayden asked if this covers commercial.

Legal Counsel Jeff Bennett replied it covers any real property.

Councilor Hayden asked about time extension.

Legal Counsel Jeff Bennett explained that will be up to the judge.

Councilor Meshell asked if it is not an immediate threat to public safety what is the fasted this process would be worked through, is it 60 days.

Legal Counsel Jeff Bennett replied it is 60 plus 10.

Mayor Burge asked Chief Greisen over the last two years how many properties would fall in this category.

Chief Greisen replied about four.

Council President Meres asked if there are apartment buildings that are a problem.

Chief Greisen replied everything is under pending investigation.

Council President Meres replied that is a bad answer. He stated he is just curious if there are apartment buildings that are a problem or houses. He feels he represents the people of the city and you (Chief Greisen) represent the City and you are paid to do the law enforcement and he would like to know what is going on in the City and if you are not going to tell me what's going then you put an ordinance in front of me I am not going to vote for it. He explained he needs to know what is going on. He asked is it duplexes, it is a particular building, what is it.

Chief Greisen replied yes, all of the above and the reason he says that is because it goes in stages. He stated it is really hard, he can't go public and say these are the issues we are having, this is what we are investigating, etc., he just can't do that. He explained when things are under investigation it takes a while.

Council President Meres replied but it is nice to know just in general.

Chief Greisen explained he really believes once the property owners are aware of this it's going

to be self enforced. He stated this is just another tool to help keep your community livable.

Councilor Gedlich moved and Councilor Reed seconded the motion that Scappoose City Council approve Ordinance No. 826: An Ordinance creating a Crime Property Nuisance and Amending the Scappoose Municipal Code.

Mayor Burge read the title for the first time.

Goal Setting Session for the City

City Manager Hanken went over the staff report. He is wondering what type of information Council wants, how can he best serve Council to help work them through this session. He explained the City really hasn't updated the Purpose or Mission Statement or Core Values and Beliefs since 2002. He also attached the City goals from 2012.

Mayor Burge stated he would like Council to review the vision statement.

Councilor Gedlich stated maybe City Manager Hanken can look at previous goal sessions and bring forth the goals so they can see what was discussed in the past.

Mayor Burge would like Councilmembers to show up with a list. He would like to start off by reviewing the vision and then they will sit down and discuss the goals and what are the City's priorities.

Councilor Meshell would like an ad regarding the Goal Session in the local paper inviting the community to really involve, a proactive thing that we can do to really involve.

City Manager Hanken asked if you want that at the beginning of the goal session.

Mayor Burge replied he thinks at the beginning of the meeting that would be good.

Announcements

Mayor Burge went over the calendar.

City Manager

City Manager Hanken explained everyone should have received his message related to Land Conservation Development Commissions formal notification related to our UGB application, so that process can now move forward. Also a reminder on Tuesday, March 12 is Election Day.

Police Chief

Chief Greisen explained they are seeing an increase of tagging around the City. He stated if you see it please call the non emergency dispatch number and report it. Also there has been an increase of burglaries. He explained they are going to try to have a citizen's academy this April and they are also trying to do a Community Emergency Response Team (CERT) this fall.

Council

Councilor Gedlich thanked staff again for all their hard work, our city attorney is include. She is also working next Tuesday the 12th at City Hall to take ballots.

Councilor Hayden thanked Chief Greisen and Legal Counsel Jeff Bennett for answering her questions and making her feel a little more comfortable with this.

Council President Meres stated to Chief Greisen he is sorry he gives him a bad time. He explained we are talking about somebody's real property and as a landlord himself he doesn't know what all is going on there and taking away somebody's real property he's just real cautious about that. He stated the other thing he appreciates Chief Greisen telling them about the robberies because he saw it on Facebook and it would be nice if there was just a general location of it but it is nice to know because it gives more eyes and ears out there to look at people.

Chief Greisen replied at another agency he was with they gave a "courtesy card" stating the Police Officers were here and then they would leave it at the manager's office or if they started to see a routine they would send it to the property owner, so there is a notification.

Council President Meres replied to Chief Greisen that he appreciates his hard work. He stated in regarding the ballot and there only being one thing; he said it would cost us money either way if we postponed it to the general election it was going to cost money because people felt we wasted a lot of money putting it on the ballot and it did cost some money.

City Manager Hanken replied it cost about \$1,500.

Councilor President Meres asked it would cost the same if we did it at another election, correct?

City Manager Hanken replied it depends upon the election, if you would have done it in November with the Presidential election it wouldn't have cost you anything.

Councilor Meshell thanked City Recorder Susan Reeves for registering the Councilmember's for the League of Oregon Cities event in Salem. He learned a lot and thought it was good. He would like to get agenda item to discuss the League of Oregon Cities priorities.

Mayor Burge replied it has already been requested for the next agenda.

Councilor Erickson explained if anyone happens to be in Astoria this weekend he and his daughter are participating as instructors in a women's self defense conference. They both have reached the black belts status.

Council congratulated Councilor Erickson on his accomplishment.

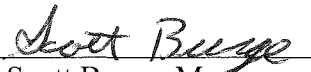
Councilor Reed explained he will be here Tuesday, March 12 also to help with the collecting ballots at City Hall.

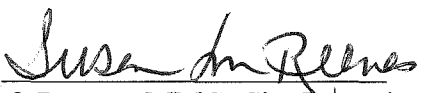
Mayor Burge talked about City Day at the Capitol. He explained it was a good event. As part of being on the Oregon Mayor's Association Board he went to the press conference that they held for the event and then afterwards went up to Senator Johnson's office and spoke with some of

her staff for a little bit right up until 10:00 a.m. Then he was informed that there was a meeting that she was having on the other side of the capitol for city people. So he went over there and spent 45 minutes with Senator Johnson, Representative Witt and Representative Boone and the mayor of Forest Grove. They had a communication issue so not everyone got invited. He stated he had a good chance to speak about our issues. Then he went back over to the briefing that the League was doing for city officials on all the bills that is before us. Then he went back over and talked to Representatives. He tried to talk to as many Representatives that he knew to discussion issues. He explained got another opportunity to talk with Senator Johnson and they were talking about, she has three bills that he would like to discuss taking a position on, all three are in regards to access management. He explained it gives the presumption on ODOT to prove it is not approved.

Adjournment

Mayor Burge adjourned the meeting at 8:07 p.m.


Scott Burge, Mayor

Attest: 
Susan M. Reeves, MMC, City Recorder