

City of St. Helens

CITY COUNCIL

Regular Session Minutes

October 7, 2015

Members Present: Randy Peterson, Mayor
Doug Morten, Council President
Keith Locke, Councilor
Susan Conn, Councilor
Ginny Carlson, Councilor

Staff Present: John Walsh, City Administrator
Jon Ellis, Finance Director
Kathy Payne, City Recorder
Terry Moss, Police Chief
Sue Nelson, Public Works Engineering Director

Others:	Cheryl VanDomelen	Tammy Maygra	Kathryn Loundree
	Joel Warner	Coy Golson Jr.	C. Golson
	Jennifer Plahn	Baylee Crawford	Hannah Jordan
	Victoria Worrall	John Chabala	Lauren Terry
	Gus Metropolis	John H.	Brady Preheim



7:00PM – Call Regular Session to Order – Mayor Peterson

Pledge of Allegiance – Mayor Peterson

Proclamation

Reflector Awareness Month - October 2015

WHEREAS, statistics from the National Highway Traffic Safety Administration show that in the United States 4,735 pedestrians were killed in traffic crashes, accounting for fourteen percent (14%) of all traffic fatalities in motor vehicle traffic crashes in 2013; and

WHEREAS, forty-nine percent (49%) of pedestrian fatalities occurred between the hours of 6:00 p.m. and 11:59 p.m. in 2013, proving that most pedestrian-involved accidents occur after the sun goes down; and

WHEREAS, it has also been proven that wearing some sort of reflective material or lighting device increases your visibility as a pedestrian or bicyclist and can make a life-saving difference; and

WHEREAS, wearing light or white clothes is not enough. Drivers first see pedestrians wearing blue at 55 feet, wearing red at 80 feet, wearing yellow at 129 feet, and wearing white at 180 feet. But it takes 260 feet for a vehicle going 60 mph to stop; and

WHEREAS, according to the Federal Highway Administration, a person dressed in black, wearing a thumb-sized reflector, is detected at longer distances than a person dressed completely in white; and

WHEREAS, pedestrians and bicyclists should wear reflective material, be cautious night and day when sharing the road with vehicles and never assume a driver sees you.

NOW, THEREFORE, I, Randy Peterson, Mayor of the City of St. Helens, do recognize the month of October 2015 as REFLECTOR AWARENESS MONTH, and encourage all citizens of the city to join in this observance by wearing proper reflective material or lighting devices when walking or bicycling after the sun goes down.

Invitation to Citizens for Public Comment

♦Thelma Bonar. She is here to talk about the hospital property. She is asking that the City not sell the property. Maybe there could be a hospital there someday. She was chief petitioner and it was hard work. The City would not have it today if it wasn't for what she did. It needs to be used for the entire community.

Mayor Peterson agreed. There are no plans at this time to do anything with the property. The Council has talked about using it for the public good.

Thelma asked for support with the CC rider initiative. We cannot keep asking tax payers to pay for more. She's proposing surface mining rates be increased to help fund CC Rider, roads and bridges. CC Rider would receive \$0.25. Roads and bridges would receive \$0.10. They already receive \$0.25. She fixed it so you cannot spend the money on anything else.

♦Tammy Maygra. Brady Preheim is stuck in traffic. He had a comment about the property if you would be willing to let him speak when he arrives. The City talked about the need for public transportation to bring businesses. Thelma's initiative is the way to go. Tammy thinks the hospital district property should be sold and the money returned to the tax payers. St. Helens should not be the only one benefitting. The majority of the people voted and the majority of the people's wishes should be carried out. She personally did what she could to carry out their wishes. She's ashamed of the City of St. Helens for being greedy with the property.

♦Baylee Crawford and John Chabala, representing St. Helens Youth Council. They are happy to announce their first big project. They have organized a Halloween Party and Dance for students in 6-12 grade. It will be a fun and safe event. Meriwether Place is owned by the parents of Nate Bilton, who also serves on the Youth Council. They have graciously donated the building for the event. Youth Council is requesting \$300 to help fund the event. They will be selling snacks to recoup the cost. They can either refund the City the money or place it in a fund for future Youth Council expenses.

Mayor Peterson suggested treating this as a grant. Money they raise can then be put into a fund for future events.

MOTION: Upon Carlson's motion and Conn's second, the Council unanimously approved granting \$300 to the St. Helens Youth Council as requested.

Deliberations

LOCAL CONTRACT REVIEW BOARD

Approve Class Special Procurement

MOTION: Upon Locke's motion and Morten's second, the Council unanimously approved the Local Contract Review Board Order No. 225, with an amendment to Attachment A to change \$110,000 to \$75,000.

Ordinances – Final Readings

- A. **Ordinance No. 3196:** An Ordinance Amending the St. Helens Municipal Code Chapter 5.04 and Chapter 5.30 to Allow Business Licenses for Marijuana Related Businesses and Require Marijuana Business Licenses

Mayor Peterson read Ordinance No. 3196 by title for the final time.

Motion: Locke moved to adopt Ordinance No. 3196. Conn seconded.

Question. Council President Morten asked what the status is of the community impact fee negotiations. City Administrator Walsh said if this is approved it will give them 30 days to finalize that.

Vote: Locke, Carlson, Conn, Morten, and Peterson in favor; none opposed; motion carries.

Ordinances – First Readings

- A. **Ordinance No. 3197:** An Ordinance Amending the St. Helens Municipal Code Chapters 17.32 and 17.80

Mayor Peterson read Ordinance No. 3197 by title for the first time. The final reading will be held at the next regular session.

- B. **Ordinance No. 3198:** An Ordinance Granting to Astound Broadband, LLC, A Washington Limited Liability Company and Wholly-Owned Subsidiary of Wave Division Holdings, LLC, a Non-Exclusive Franchise and Right to Construct, Operate, and Maintain a Data Communications Service Facility and Provide Telecommunication Services in the City of St. Helens, Oregon

Mayor Peterson read Ordinance No. 3198 by title for the first time. The final reading will be held at the next regular session.

Resolutions

- A. **Resolution No. 1718:** A Resolution Establishing Drop Box Rates and Superseding Resolution No. 1635

Mayor Peterson read Resolution No. 1718 by title. **Motion:** Upon Morten's motion and Locke's second, the Council unanimously adopted Resolution No. 1718. [Ayes: Locke, Carlson, Conn, Morten, Peterson; Nays: None]

- B. **Resolution No. 1719:** A Resolution Approving a County Order to Form a Transportation District with a Permanent Tax Rate

Mayor Peterson read Resolution No. 1719 by title. **Motion:** Upon Locke's motion and Conn's second, the Council unanimously adopted Resolution No. 1719. [Ayes: Locke, Carlson, Conn, Morten, Peterson; Nays: None]

- C. **Resolution No. 1720:** A Resolution of the City of St. Helens to Authorize the City of St. Helens to Accept a Quitclaim Deed for Certain Real Property

Mayor Peterson read Resolution No. 1720 by title.

Motion: Conn moved to adopt Resolution No. 1720. Carlson seconded.

Discussion. Council President Morten asked to give Brady Preheim the opportunity to speak since he arrived late. Brady informed the Council that the property is still titled under his name as the trustee. According to the County Clerk, the only way to change that is with a separate court order or if he and the co-trustee sign the deed over. That's not happening. That's what was voted on and that's what is fair. He has approached the Council multiple times to discuss mediation and they have not yet.

Vote: Locke, Carlson, Conn, Morten, and Peterson in favor; none opposed; motion carries.

Award Purchase of Backhoe to Pape Machinery Inc.

Motion: Morten moved to award the purchase of the backhoe to Pape Machinery Inc. in the amount of \$95,000. Carlson seconded.

Question. Morten asked how much was budgeted for the purchase. Public Works Engineering Director Nelson said that \$145,000 was budgeted.

Vote: All in favor; none opposed; motion carries.

Approve and/or Authorize for Signature

- A. Amended State Waterway Lease 42848-ML – Wyeth Street ROW
- B. Amended State Waterway Lease 42849-ML – Willamette Street ROW
- C. Intergovernmental Agreement with Port of Portland for Moorage at City Docks
- D. Conveyance of Real Property from Board of County Commissioners of Columbia County, acting as Trustees of Columbia Health District
- E. Amendment No. 1 to 2008-2013 Fund Exchange Agreement with State of Oregon for Various City Streets Improvement Projects
- F. Contract Payments
- G. Letter of Support for SHEDCO's Grant Application to Columbia County Cultural Coalition for "Dog Walk" Art Project

Motion: Carlson moved to approve 'A' through 'G' above.

Discussion. Councilor Locke asked if there is a cost to the waterway leases. City Recorder Payne said there is an additional cost. We sub-lease those to St. Helens Marina and Dillard's Marina. That cost is passed on to them and they are aware of the increase.

Morten spoke of the Columbia Health District property testimony. We heard requests for the property to be used for the good of the public. He would like to keep that in mind.

Vote: All in favor; none opposed; motion carries.

Consent Agenda for Acceptance

- A. Library Board Minutes dated August 18, 2015

Motion: Upon Conn's motion and Conn's second, the Council unanimously accepted 'A' above.

Consent Agenda for Approval

- A. Street Closure for SHEDCO Walking Dead Tour – Close Milton Way from Columbia Blvd. to St. Helens Street – October 23, 24 and 30, 2015
- B. Street Closure for Monster Dash Fundraiser – Close Cowlitz from Strand to First and Close First from Cowlitz to St. Helens – October 10, 2015

- C. Council Work Session and Regular Session Minutes dated September 2, 2015
- D. Council Work Session, Public Hearing and Regular Session Minutes dated September 16, 2015
- ~~E. Local Contract Review Board Order Approving Class Special Procurement~~
- F. Accounts Payable Bill List

Motion: Upon Conn's motion and Morten's second, the Council unanimously approved 'A' through 'F' above, except for E which was approved earlier in the meeting.

Council Reports

Mayor Peterson reported...

- Nothing to report.

Councilor Conn reported...

- She attended the LOC Conference. The education is very beneficial. She was struck by a presentation on homelessness. It's important to find a way to deal with the public and find ways to help them.

Council President Morten reported...

- He attended the LOC Conference. One of the sessions included a wonderful presentation of teamwork and effective communication amongst the board members. It was very valuable. He also attended two marijuana dispensary workshops. He came away with a wealth of knowledge of what to expect and dilemmas we may face.
- He attended the Oregon Joint Utilities Use Association Meeting. It reports directly to the Utilities Commission. He was impressed by some of the presentations.
- City Talk will air live on KOHI on the third Friday of every month.

Councilor Carlson reported...

- He attended the LOC Conference. She appreciated the sessions and tours.
- Thanked Youth Council for all of their hard work. She appreciates them taking their weekend to help the community.

Councilor Locke reported...

- Thanked Neal Sheppard and Public Works for their great work on the waterfront trail. It has been getting a lot of use. He would like to see some picnic tables and garbage cans on site.
- Baylee Crawford and John Chabala are the City Council liaisons representing Youth Council. John has taken on the reflectors as his senior project. City Council has vowed to take on the project as well. He is happy to see it continue on.
- We need to talk about funding in the near future. It may be time to look at a police or parks levy.
- He was elected as vice chair at the last CAT Meeting. It's a six year commitment.

Department Reports

Police Chief Moss reported...

- Nothing to report.

Public Works Engineering Director Nelson reported...

- There are six foreclosed and vacant properties involved in the sewer lateral abatement process. She is proposing to cap off the sewer line for properties that have defective sewer laterals. Their water meter has been pulled as well. The new owner would have to replace the water meter and repair the sewer lateral before making it habitable. A contractor would

perform the work and a lien would be placed on the property. Council concurred, as long as the owner will be aware of this before they purchase the property.

- Victoria Worrall gave an excellent presentation at the Traffic Safety Commission meeting this morning on reflector projects. Funds raised by selling them is used to purchase more and give them away free to kindergarten students. Victoria requested \$100 to pay for printing posters.

MOTION: Upon Locke's motion and Conn's second, the Council unanimously approved granting \$100 to Victoria Worrall to cover poster printing costs.

Finance Director Ellis reported...

- Nothing to report.

City Recorder Payne reported...

- Nothing to report.

City Administrator Walsh reported...

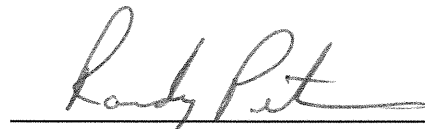
- St. Helens will be busy with Spirit of Halloweentown on Saturday. Decorations will continue going up this week.
- Staff is working on the marijuana business license forms. How would the Council like to see the Community Impact Agreement established? It was the consensus of the Council for staff to draft the agreement and bring it back to Council for approval.

Adjourn - There being no further business, the meeting adjourned at 7:49 p.m.



ATTEST:


Kathy Payne, City Recorder


Randy Peterson, Mayor