



City of Aumsville

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AUMSVILLE CITY COUNCIL MEETING Minutes December 11, 2017

Mayor Baugh called the meeting to order at 7:01 PM in the Chester Bridges Memorial Community Center, 555 Main Street, Aumsville, Oregon. Council present were Mayor Robert Baugh, Jr., Councilors Brian Czarnik, Della Seney, Lorie Walters (arrived at 7:32 pm), Gabe Clayton, Kevin Crawford, and Trina Lee. City Administrator Ron Harding (CA Harding), City Planner Matt Straite and Executive Assistant (EA Hofmann) were also present.

PRESENTATIONS:

An Appreciation Plaque was presented to Vivian Bronec for her service on the Aumsville Planning Commission 2005-2017 by Mayor Baugh and Planning Commissioner Vicky Barber.

Police Chief Schmitz and Sgt. Flowers, representing the Aumsville Police Department, presented the "No Shave November" Fundraiser Check in the amount of \$2,150 to Salem Health Foundation. Internal staff donated \$640 and the rest was donated by the local community.

Oaths of Office:

Mayor Baugh swore in new Reserve Officers Nicole Rodriguez-Casey and Jordan Casey. Chief Schmitz presented them with their new badges.

New Planning Commissioner Gus Bedwell was sworn in by Mayor Baugh.

VISITORS: Mike Hunter, a citizen, has filed as a candidate for the Marion County Commission. He explained the process to replace Representative Hack and said he was there to let people know who he is.

PUBLIC COMMENT: PROPOSED PUBLIC SAFETY FEE - the city is proposing a service fee to fund the Aumsville Police Department to maintain the current sixth officer and add a seventh position to ensure consistent 24/7 police coverage.

John O'Reilly, 585 Michael Way, Aumsville voiced concern about Aumsville police officers that are outside of the city; in particular, those that are on Hwy 22. He feels that the officers are out of town as much as they are in town. He thinks the police need to stay inside the city limits. He also thinks the police department needs to be evaluated by a private consultant and that the safety fee should be brought to a vote of the citizens.

Jared Radke, owner of Pizza Peddler, stated that he has interacted with the police department and mayor for 21 years. He talked about the two robberies at his business this past spring and our police department's quick response. He asked what Marion County's response would have been in those cases, if there were no weapon and no one was injured. Chief Schmitz explained what constitutes a "high priority response" and the bottom line is that you should not count on Marion County's response in a non-emergency situation. Mr. Radke said it brings comfort to him and his employees to know that there is an officer available in five minutes. He talked about his strong support of the police department and the safety fee. He said his only concern is that three years down the road there may be a need for more money. He asked about the yearly review and CA Harding said that this fee is looking at five years and doesn't believe there will need to be an increase during those five years.

Russ Snow, 9806 Fox Street, Aumsville said he moved to town a year ago. He came to Aumsville after researching the police department and the surrounding area. He believes the department is doing a great job. He said bad things do happen in little towns and gave two examples from his prior time as an officer. He also said that people want to live where they feel safe.

A letter was read from Ken Oakes, owner of Aumsville Quick Stop. He stated that they had two alarm events and he was impressed with Aumsville police. He was disappointed with the lack of response from Marion County in those non-emergency situations.

CA Harding clarified that the fee will be for each household; if there are apartments, it will be per each unit, no matter the number of water meters.

Chief Schmitz addressed Mr. O'Reilly's concerns and said that if an officer is on Hwy 22, it is the objective of the department to have an officer on duty in town before sending an officer out of town. Generally we use reserves for these patrol emphasis. He shared the number of increased costs, including dispatching services and cost of living for officers (benefits, merit increases, PERS).

Diane Lohse, 512 N 5th St, Aumsville, asked the Chief Schmitz if the number of agencies the police department supports, also support Aumsville in return. She suggests we spend less time in other jurisdictions. The chief said the first responder is Turner, the second is Stayton, and the third is Marion County. He explained that 70% of Marion County's time is dedicated to problem areas in Salem. That leaves 30% for the rest of the county going north and east. We have a mutual aid agreement with neighboring police departments and when they need back up we respond to help, when we need back up they respond to help. Even though we are looking to staff one officer 24/7 there are times you do not one officer responding by themselves because of the increased danger. These are the times that a mutual aid agreement is critical to us as well as other police departments. Mrs. Lohse also stated that she doesn't think the proposal has been well communicated and wanted to stress that she can not afford a police safety fee.

Frank Staley, Holmquist Rd, Aumsville, talked about the comfort he feels knowing there is an officer going out to Marion County ponds and how, as a business owner, it is important to avoid vandalism with that extra officer.

Mayor Baugh talked about the budget process and how the amount of money is designated. He said that all of our property tax money is dedicated to law enforcement. City services subsidize the rest of the police budget. He also spoke about the public vote process to pass a police levy and how it would be costly to city residents with no sustainability for the department.

Mike Hunter spoke up about the importance of mutual aid agreements and being able to back each other up.

Councilor Trina Lee said she has been in the city for almost three years and talked about property values when there is not adequate police coverage. She specifically chose Aumsville because of their police department and reputation.

Councilor Seney said she has seen an increase in crime in her area (car break-ins and such) and appreciates the police response.

Councilor Crawford said he has ten years plus in Aumsville and talked about how important it is to have coverage, even on Hwy 22. He knows there is an increased cost to household incomes (he himself lives on a fixed income), but he is willing to pay for the security.

Becky Tilden asked if there will be a limit to what council is going to be approving for a fee. CA Harding explained that the options being considered were from \$6.00 to \$12.00. He explained how the city has tried to keep the impact to a minimum for residents.

Former Mayor Harold White shared that there have been two surveys and the citizens have overwhelmingly indicated they wanted 24 hour coverage. 20 cents a day sustains the sixth officer; 40 cents a day makes it possible to have a seventh officer.

CONSENT AGENDA:

Council reviewed the October 10, 2017 and through November 30, 2017 Check Registers and the November 13, 2017 Aumsville City Council Meeting Minutes. Council motioned to approve the consent agenda as presented. Voting for the motion were Councilors Clayton, Crawford, Czarnik, Seney, and Walters. Councilor Lee abstained. The motion passed.

PUBLIC HEARING: Frank Staley Conditional Use – 790 Main (File# 2017-13)

Mayor Baugh opened the Public Hearing at 8:15 pm.

Preliminary Matters/Declaration of Interests: There were no objections to notice; no objections to jurisdiction and no conflict of interest.

Staff Report: Planner Matt Straite went over the staff report. He gave a PowerPoint presentation, showing where the site is located, explained zoning, the number of businesses at this site and the parking areas. He went through criteria for a good application—specifically the site plan and details. Applicant did not submit enough information to meet the criteria.

Applicant Testimony: Frank Staley introduced himself as a car dealer of 30 years. He said he is not knowledgeable about what he needed to provide and now can understand what he

should have provided. He said that he did measure the parking spaces and would like to meet the criteria. He doesn't have a way to add street trees and landscaping. He wants to have time to do it properly.

There was no Proponent Testimony

Opponents Testimony: Barbara Slimak's letter was noted for the record as being in opposition to the application.

There was no testimony from Government Agencies or General Testimony. There were no questions from the Public.

Questions from Council: Councilor Czarnik asked about the requirements that would be needed for this conditional use and clarified that it has to do with the change of use. He asked the applicant whether the property owner is aware that it will cost money to be able to use this spot because of the requirements of the land use ordinance. Because the application is incomplete, the best the applicant can hope for is to be able to come back with more information. CA Harding explained that the main difficulty has to do with the applicant's need for advanced assistance. City staff can not design and prepare a site plan for Mr. Staley. EA Hofmann explained the dates that letters were sent to applicant telling him he had not provided what was needed and the necessity to make a decision in 180 days, which will come shortly after the start of 2018.

Applicant Summary: Mr. Staley talked about his inability to understand what he had to do.

Staff Summary: Planner Straite said there was some information provided, but not enough. He explained again the change of use throws this into the need for design and landscaping elements. He also indicated that applicant had not waived the amount of time in which a decision must be made. A decision, including appeal time, must be reached, even with an extension within 240 days. Applicant has had many chances to seek assistance in his application if he did not understand what was needed.

The Public Hearing was closed at 8:50 pm.

Council Deliberations: Councilor Lee clarified why the council is hearing this and the time limits. Councilor Czarnik said that Main Street is a high-profile area and it is important that all the criteria are met. He said there is not enough information provided. Councilor Walters asked Frank how many spots he wants to use for used cars and he wants seven for used cars.

Decision: Councilor Czarnik made a motion to deny the requested Conditional Use Permit (2017-13). Voting in favor were Mayor Baugh, Councilors Czarnik, Seney, Walters, Clayton, and Lee. Voting against the motion was Councilor Crawford. The application was denied.

Break taken at 9:03 PM reconvened at 9:15 PM

OLD BUSINESS: Discussion of options before the council.

Safeguards requested – police fees dedicated to the police budget; that all residents be required to pay the fee based on households. Question about who decides the amount of the fee, if the fee is approved. CA Harding explained that if Council should choose to authorize the fee that includes a 7th officer, the officer would not be funded until July 1, 2018. He explained the fee calculation numbers. Chief Schmitz recommended the \$12 fee. Mayor Baugh said that he would like to see the budget committee called back in and have them okay the fee – it is money that wasn't included in this year's budget. Discussion, including input from Consultant Dave Kinney, CA Ron Harding, and Former Mayor Harold White resulted with the suggested course of action that the budget committee be informed (possibly by letter) of the increase to revenues. Councilor Lee asked about the enforcement section and if a lien can be assessed against a homeowner for all three fees. It can; with the first priority being the police fee, then sewer, then water. The resolution will establish the fee and when it is instituted and the Ordinance authorizes the city to collect a fee.

Mayor Baugh gave the first Reading of Ordinance No. 662 AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF A POLICE SERVICES SURCHARGE; DETERMINING USE OF FUNDS; SETTING UP BILLING AND COLLECTION PROCEDURES; CREATING AN APPEALS PROCESS; ESTABLISHING ENFORCEMENT.

Councilor Clayton made a motion to approve Ordinance No 662 by title only. Councilor Lee seconded; Voting for the motion were Councilors Clayton, Crawford, Czarnik, Lee, Seney, and Walters. The motion passed unanimously.

Councilor Lee motioned to approve the second reading of Ordinance No. 662 by title only and Councilor Crawford seconded the motion. Voting for the motion were Councilors Clayton, Crawford, Czarnik, Lee, Seney, and Walters. The motion passed unanimously.

Councilor Clayton motioned to adopt of Ordinance No. 662 and Councilor Crawford seconded the motion. Voting for the motion were Councilors Clayton, Crawford, Czarnik, Lee, Seney, and Walters. The motion passed unanimously

Review and Approval of Resolution No. 15-17 A RESOLUTION SETTING THE POLICE SERVICES FEE. When to enact the fee was discussed and set to be enacted Jan. 1st, 2018 and collected on February bills. The dollar amount was discussed and set at \$12. Councilor Lee made a motion to approve Resolution No. 15-17 setting the Police Service Fee at \$12. Councilor Crawford seconded. The motion passed unanimously

Park Master Plan – Dave Kinney presented and reviewed the updated Park Master Plan with council. He explained that it is actually a 20 year facility capital plan and shared information about the population estimate – how it is calculated, by whom, and why it is important. Mr. Kinney said that when considering what recreational facilities are needed, he looks at Aumsville's location, Marion and Linn County park information. The state recommends that there be 6 to 12 acres of park per 1000 people. Aumsville currently has four acres per 1000 people. Councilor Crawford asked if the parks in the manufactured home parks are included or considered. And the answer was "No, they are on private property and not maintained by the city." The biggest cost of future improvements, other

than acquisition, will occur if/when the city acquires the county shops property adjacent to Porter-Boone Park. Future Park SDC's will be based on the costs associated with the approved park plan for the future. Councilor Czarnik asked if the city has a deficit in parks and the answer was yes, specifically neighborhood parks. The plan will come back to Council on Jan. 8th for adoption.

CITY ADMINISTRATOR'S REPORT - City Administrator's Discussion Items

Hazard Mitigation Plan approved by FEMA

Aumsville Emergency Management Plan Minutes were given to council; asset inventory has been completed except a few details from the fire department. The committee is looking at a "vulnerable citizen" information system to be able to look out for those that will need physical assistance in the case of a disaster. FEMA has changed required certifications and the committee needs to focus on obtaining the necessary NIHM training. Training is required if the city seeks funding for future projects.

Highberger Ditch management (DEQ issues) – Council was given a draft letter to review that will be sent to property owners along Highberger Ditch about clearing the ditch and enforcement. The city is asking for easements. Councilor Lee suggested changing the city letter to "get the message" earlier on.

Christmas in the Park was a huge success! The estimates were between 300-500 people attending.

Safe Routes to School – close to project contract (finally!)

The January 22nd council meeting will address water and wastewater master plans, and the City Administrator's "State of the City", with an update on goals, the project list, and budget. Councilor Crawford asked to be included in the review/discussion of the water/sewer master plans.

POLICE REPORT – Chief Schmitz' Monthly Report was received. Councilor Czarnik asked about the new purchased used vehicle and it is being used to supplement the mileage on the leased vehicles, thereby keeping the leased vehicle cost lower.

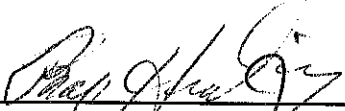
PUBLIC WORKS REPORT – Director Osie's Monthly Report was reviewed. Public Works had some issues with a valve on the elevated tower; the part is about 25 years old and so it is difficult to fix. After running a report, the city found they were losing about 17% of their water. Public Works found two major leaks that have been repaired. They are looking forward to the next report to see what the difference will be.

MAYOR'S/COUNCIL REPORTS AND INITIATIVES - Councilor Seney had a Mid-Willamette Valley Area Commission on Transportation (MWVACT) meeting the past week. They are starting to look at projects for the next fiscal period. Councilor Lee praised the police department's "No Shave November" fundraiser, stating that our police department raised double what other large-size departments did. She announced that she won't be at the January 8th meeting. Councilor Czarnik reported he will be attending a "Train the Trainer" session to be able to teach CERT classes and will also participate in a Manager training. Mayor Baugh is attending the Oregon Mayor's Christmas party this coming week

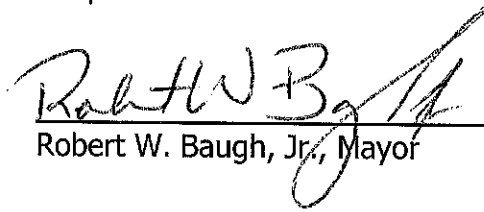
and will be sharing what the city did with our public safety fee.

Councilors Walters and Crawford said that they like hard copies of the packet delivered to them and wondered if the council could return to that.

The meeting adjourned without objection at 10:50 pm



Ron Harding, City Administrator



Robert W. Baugh, Jr., Mayor