



August 13, 2019 City Council Minutes

4222 NE Old Salem Road

Albany, OR 97321

6:30 p.m.

A. CALL TO ORDER: Called to order by Mayor Lepin at 6:30 p.m.

B. ROLL CALL

Councilors Present: Mayor Jim Lepin, Councilors Scott Cowan, Dave Harms, Scott McPhee, Don Miller

Councilors Absent: None

Staff Present: Kevin Kreitman, City Manager; Janelle Booth, Assistant City Manager/City Engineer; Forrest Reid, City Attorney; Kimberly Wollenburg, City Recorder

Presenters: Linn County Sheriff's Office – Sergeant Greg Klein

C. PLEDGE OF ALLEGIANCE

D. CHANGES AND ADDITIONS TO THE AGENDA

None

E. CONSENT AGENDA

1) Approval of July 1, 2019 City Council Land Use Appeal Hearing Minutes

2) Approval of July 9, 2019 City Council Meeting Minutes

3) **Acceptance** of Council Approval Report for City Bills

Action: **Motion to Accept Consent Agenda made by Councilor Scott Cowan; seconded by Councilor Don Miller.**

Mayor Jim Lepin: Aye

Councilor Scott Cowan: Aye

Councilor Dave Harms: Aye

Councilor Scott McPhee: Aye

Councilor Don Miller: Aye

Motion PASSED: 5/0

F. PRESENTATIONS

1) Monthly Report from the Linn County Sheriff's Office (LCSO)

Sergeant Greg Klein, Linn County Sheriff's Office, discussed July's report.

G. PUBLIC COMMENT

None

H. COUNCIL MEMBER AND STAFF COMMENTS

1) The Linn Economic Development Group now has an open spot for Millersburg.

Action: **Motion to Appoint City Manager Kevin Kreitman to the Linn Economic Development Group made by Councilor Cowan; seconded by Councilor Harms.**

Mayor Jim Lepin: Aye

Councilor Scott Cowan: Aye

Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

I. CITY MANAGER'S REPORT

1) Project Updates

Assistant City Manager/City Engineer Booth provided an overview of City projects.

Adjourned regular meeting to executive session at 7:00 p.m.

J. CITY ATTORNEY'S REPORT

1) Declaring Necessity for Acquisition of Land for Use as a Public Park – Resolution 2019-18

City Attorney Reid gave a report regarding the status of the Land Use Board of Appeals appeal and went over the eminent domain process. Mayor Lepin opened the meeting for public comment.

- a. Rita de Groen, 2659 NE Sonora Drive, asked about condemnation and what that means. City Attorney Reid provided the explanation.
- b. Robin Wilson-Whitney, 2580 NE Tuscan Lane, thanked the Council.
- c. Nathan Van Nicholson, 6347 NE Sedona Road, asked about flooding and lighting. Assistant City Manager/City Engineer Booth said the need would depend on the type of proposed park.
- d. Norma Newman, 700 NE Fir Street, asked if the City would give the same amount of money to the owner as if the park went in. Mayor Lepin said the amount would be negotiated.

Action: **Motion to Adopt Resolution 2018-18 Declaring the Necessity for Acquisition of Land for Use as a Public Park made by Councilor Miller; seconded by Councilor Harms.** Resolution 2018-18

Mayor Jim Lepin: Aye
Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

K. UNFINISHED BUSINESS

None

L. NEW BUSINESS

1) Amending Municipal Code to Add Sewer System and the Storm Water System
City Manager Kreitman went over staff report.

Action: **Motion to Adopt Ordinance Amending the Millersburg Municipal Code Section 15.10.080 by Adding the Sewer System and the Storm Water System made by Councilor Scott Cowan; seconded by Councilor Scott McPhee.** Ordinance 154

Mayor Jim Lepin: Aye
Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye

Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

- 2) Donations and Sponsorships Guidance Document
Councilor Scott McPhee went over the proposed guidance document and background.

Action: **Motion to Approve Guidance Document, with Revisions, made by Councilor Scott McPhee; seconded by Councilor Dave Harms.**

Mayor Jim Lepin: Aye
Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

- 3) Enacting Measure 22-132 Amending the City Charter to Require Voter Approval Prior to City Borrowing

City Manager Kreitman went over the staff report.

Action: **Motion to Adopt Ordinance Enacting Measure 22-132 Amending the City Charter to Require Voter Approval Prior City Borrowing made by Councilor Scott Cowan; seconded by Councilor Dave Harms.** Ordinance 155

Mayor Jim Lepin: Aye
Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

- 4) Amending Municipal Code – Replacing Chapter 51 with Chapter 10.10
Assistant City Manager/City Engineer Booth went over staff report.

Action: **Motion to Adopt Ordinance Amending the Municipal Code by Repealing Chapter 51, Sanitary Sewer Hook-On System, and Adopting Chapter 10.10, Wastewater Collection and Treatment System – Regulations – Fees made by Councilor Scott Cowan; seconded by Councilor Scott McPhee.** Ordinance 156

Mayor Jim Lepin: Aye
Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

- 5) Revising Connection Charges (Ordinance 151)
City Manager Kreitman went over the staff report.

Action: **Motion to Adopt Ordinance Revising Connection Charges made by Councilor Scott Cowan; seconded by Councilor Scott McPhee.** Ordinance 157

Mayor Jim Lepin: Aye

Councilor Scott Cowan: Aye
Councilor Dave Harms: Aye
Councilor Scott McPhee: Aye
Councilor Don Miller: Aye

Motion PASSED: 5/0

M. CLOSING PUBLIC COMMENT

- 1) Doreen Akers, 2785 NE Sonora Drive, asked about property near her. She was encouraged to submit her concerns with specific information to the City.
- 2) Rita de Groen, 2659 NE Sonora Drive, noted that the stop sign at Sedona and Sonora sits back from the intersection and is covered with vines/hops.
- 3) Robin Wilson-Whitney, 2580 NE Tuscan Lane, asked about the right-of-way clean-up of weeds. Assistant City Manager/City Engineer Booth addressed her concerns.

N. CLOSING COUNCIL & STAFF COMMENT

- 1) City Manager Kreitman updated the Council on the plaque for the former mayor.
- 2) Robin Wilson-Whitney, 2580 NE Tuscan Lane, asked if the City will continue to keep the two park staff now that there is a service handling the City Hall. Assistant City Manager/City Engineer addressed her concerns.
- 3) Mayor Lepin thanked Councilor Scott McPhee for his work on the donation and sponsorship guidance document.

O. ADJOURNMENT

Meeting adjourned at 8:10 p.m.

Respectfully submitted:



Kimberly Wollenburg
City Recorder

Reviewed by:



Kevin Kreitman
City Manager

Upcoming Meetings & Events:

August 27, 2019 @ 4 pm – City Council Work Session (tentative)