

**City of Chiloquin
City Council Meeting
05/25/2010**

Those Present:

Others:

Sam Ramirez: City Attorney
City Recorder: Teresa Foreman
Public Works: Mike Jenkins

Mayor: Mark Cobb

Council Members: Floyd Hescock
Kay Graham
Jill Prewitt
Raymond Kirk
Jeff Mitchell: arrived 6:40

Mayor Cobb read the opening statement.

The Mayor called the meeting to order at 6:31 PM.

The Mayor called the roll. Present: Kay Graham, Raymond Kirk, Floyd Hescock, and Jill Prewitt.

Also present: City Attorney Sam Ramirez, public works employee Mike Jenkins, City recorder Teresa Foreman.

Motion to accept the agenda as presented was made by Council Member Hescock, seconded by Council Member Kirk. Ayes: Hescock, Kirk, Prewitt, and Graham.

Motion passed.

Public Input: None

Motion to dispense with the reading of the minutes of the regular City council meeting of 5/10/2010 was made by Council Member Graham; seconded by Council Member Hescock. Ayes: Graham, Prewitt, Kirk, and Hescock.

Motion passed.

Council member Prewitt does not want to accept the minutes as presented. She feels the typed minutes Do not accurately represent how the meeting was ended.

Discussion.

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The Mayor explained that we do not do the minutes verbatim. That is not, generally, how minutes are taken.

The attorney asked Prewitt if she was making a motion to amend the minutes as written? Prewitt stated yes.

More discussion.

6:40 council member Jeff Mitchell arrived.

Much discussion about how council member Prewitt feels the minutes should be written about how the meeting of 5/10/2010 ended.

The Mayor suggested that the recorder revise the minutes to what was actually said and bring those minutes back to the next meeting.

Attorney Sam Ramirez stated that what he was trying to say was that Prewitt has a right to make a motion to amend the minutes to reflect what in her opinion really happened. There has to be a second, if not it dies. If it gets a second the council votes. Amending the minutes is a council decision.

The Mayor stated there was a motion on the table to amend the minutes to actually spell out verbatim what it said on the tape. He asked if there was a second.

Council member Mitchell asked if the motion could be repeated.

Council member Prewitt Replied:

Verbatim: Prewitt: "I make a motion that the minutes go verbatim, the cussing, the slamming of his board when it hit my arm, to be right in here. Not it just went off as a heated argument. The heated argument was one sided to me and then I also want a copy of the tape, only a clear copy of it. That I had asked Teresa for, that I guess she is going to get me one now. I want it to end the way it really did. And then Kay pushed the button and didn't hear the last of the up your ass here and up your ass there."

Mayor Cobb: "Well we can not put in, after the meeting has ended and it's..." Prewitt: "Well, this is not how the meeting ended." Mayor: "I know, but after the adjournment..." Prewitt: "OK, that's fine." Mayor: "that's when the minutes stop." Prewitt "But the cussing was before the adjournment, and actually he said "I'm done".

End Verbatim

The Mayor asked if there was a second.

Seconded by Council member Mitchell.

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Discussion:

Call for the question:

Ayes: Mitchell, Prewitt, Kirk and Graham. Nays: Hescock.

The attorney asked it be clarified as to where it was to be amended verbatim. For the last part of the meeting. Prewitt answered it should be from where the argument started.

The Mayor stated the recorder would revise these minutes and bring them back to the next meeting for review.

City Bills: Council looked over the bills.

Discussion.

Motion to pay the City bills, adding city attorney bill of \$1875.00, making the total amount of \$2936.61 was made by Council Member Graham, seconded by Council Member Hescock.

Discussion: council member Prewitt questioned the bill of Clough oil bill. She is asking how many cards and who has what cards. She asked if we receive receipts. The recorder answered that we do not get receipts.

There are new cards. The bill itself should show purchases on both the old and new cards.

Discussion.

The Mayor is going to call the Clough oil office and ask about the cards.

Council member Mitchell suggested we come up with a card policy.

The mayor asked for the public works to get receipts when purchasing fuel and turn the receipts in to the recorder.

Council member Mitchell is going to get a copy of the Tribes' card policy and bring it by the office.

Council member Prewitt questioned the Drain Pro bill for cleaning the drains. She pointed out that we had purchased a van for \$5000. to do that. The Mayor explained that the equipment in the van was for viewing, not cleaning drains.

Prewitt asked why did we have to sub let this out? Council member Graham stated that it was in the report from public works employee Charles Case. The line was plugged with roots, grease and paper towels.

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Vote: Ayes: Graham, Hescock, Prewitt, Mitchell and Kirk.

Motion Passed.

City Correspondence: Council looked over the correspondence. There was correspondence on the last meeting about a burn violation from DEQ. This was about a burn pile by the sewer plant. Hescock had acquired a permit prior to burning. The Mayor is going to follow up on this.

Motion to accept the City Correspondence was made by Council Member Graham, seconded by Council Member Hescock. Ayes: Graham, Kirk, Hescock, Mitchell and Prewitt.

Motion passed.

Mayor's Report: Due to recent events, the Mayor would like to change our Mayor ProTem. He suggests that Council member Hescock be replaced by Council member Graham.

Motion to have Kay Graham Appointed Mayor ProTem was made by council member Mitchell, seconded by council member Hescock. Ayes: Mitchell, Hescock, Graham, Prewitt and Kirk.

Motion passed.

Motion to accept the Mayor's Report was made by Council Member Hescock, seconded by Council Member Kirk. Ayes, Hescock, Kirk, Graham, and Prewitt.

Motion passed.

The Mayor explained that the position of the Mayor ProTem is to step into the position of Mayor when he/she is not available. The only people that need to be check signers are the Mayor, the ProTem and the recorder. Therefore he is requesting that Hescock be removed as a check signer.

Motion to have on the bank signature card the names of Teresa Foreman, Kay Graham and Mark Cobb was made by council member Jeff Mitchell, Seconded by council member Jill Prewitt. Ayes: Mitchell, Prewitt, Graham, Hescock and Kirk.

Motion Passed.

The Atree project is still moving forward. Mayor Mark Cobb restated he is involved with the project and therefore there is a potential conflict. He is reporting only for council information and to answer any questions.

They have changed locations from the mill site to the 20 acre property near the airport. The reason is financial. It will be less expensive to purchase the property near the airport. Commissioner Al Switzer has agreed to pave Applegate for that project and the County would agree extending the enterprise zone to that property. It has not been officially requested. Atree is still in the financing procedures.

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Council member Mitchell asked the attorney what the responsibilities the company has to notify adjacent property owners and what responsibilities the City has.

The Mayor pointed out that the property is inside the UGB but outside the city limits. It is in the process of being annexed.

Mitchell would like to see Altree come before the council with a presentation.

City Attorney Sam Ramirez answered that in regards to notification, the company has the same Obligation as any developer would have concerning notifications of land use.

The Mayor stated that Altree is going to bring a presentation with the council when they have it all together.

More discussion.

Motion to accept the Mayor report was made by council member Kirk, seconded by council member Hescock. Ayes: Kirk, Hescock, Graham, Prewitt and Mitchell.

Motion passed.

Attorney's Report: Citations will be heard 8AM, July 9th in the Klamath County Courthouse. In Regards to the complaint, that will be submitted tomorrow. Annexation: That should be done by the next month, of first meeting in July.

The Mayor pointed out that the council may want to go into discussion about the Altree property as far as annexation. We may want to wait on that.

Mayor called for Executive Session at 7:10 PM. Possible Litigation: ORS 192.660(1)(h) and Personnel Issues ORS 192660B

Regular Council session reconvened at 7:35 PM. No decisions were made.

Motion to accept the Attorney's Report was made by Council Member Graham, seconded by Council Member Kirk. Ayes: Graham, Prewitt, Kirk, Mitchell and Hescock.

Motion passed.

Engineer report: Engineer not here. Mayor asked Hescock if he had anything for under this report. Hescock reported that Brad Mason called. He said he would help us getting a new City Hall.

The Mayor explained that Brad Mason was with diversified builders. They have agreed to put together a costing for a new City Hall building. Hescock stated they wanted to have community input.

Discussion.

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Motion to accept the Public Works Report was made by Council Member Graham, seconded by Council Member Kirk. Ayes: Graham, Prewitt, Kirk, Mitchell and Hescock.

Motion passed.

Old Business: Council member Graham asked about the addressing issues that had come before the council from the ambulance and fire. They had asked for council input. They would like a council member on their committee.

Discussion

The Mayor asked council member Graham if she could contact the 911 person that participated in the address updates in Klamath Falls to find out how they did it. Council member Graham agreed to get that information if possible.

More discussion.

Council asked Council member Graham to work with the committee on this. Council member Mitchell asked Graham to be sure we are covered legally. Make sure the changes don't make the City liable somehow.

Motion to accept Old Business was made by Council Member Hescock, seconded by Council Member Hescock. Ayes: Graham, Prewitt, Kirk, Mitchell and Hescock.

Motion passed.

New Business:

Sheriff advisory board: Because of the Mayor's inability to attend their meetings regularly, the committee has asked if the recorder, Teresa Foreman, could be on their board to represent the City instead. This will not keep the Mayor from attending and having input with this committee. The Mayor had asked the recorder, previously, to attend the meeting in his place. The Mayor would like the council to approve this appointment. The meeting is the third Thursday of the month, at 2PM and lasts about 3 hours.

Motion to have Teresa (recorder) go to the meetings was made by council member Hescock, seconded by council member Graham. Ayes: Hescock, Graham, Prewitt, Mitchell and Kirk.

Motion passed.

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Surveillance Cameras: The recorder reported that at the Sheriffs advisory meeting there was some discussion about placing the cameras. Mike Lawrence, of the Forest service, has some contacts at OIT and also the sheriff has agreed to allow for some help from their department. With the City doing the physical placement, the committee feels there will be sufficient technical support and maintenance to get the camera's going. The different departments will report back to the next meeting.

Motion to accept New Business was made by Council Member Hescoock, seconded by Council Member Kirk. Ayes: Graham, Prewitt, Kirk, Mitchell and Hescoock.

Motion passed.

Motion to adjourn was made by council member Hescoock, seconded by council member Kirk. Ayes: Hescoock, Kirk, Mitchell, Prewitt and Graham.

Motion passed.

7:50 PM Meeting adjourned

Signed 06/14/2010

Mayor Mark Cobb

Attest: Teresa Foreman, City Recorder

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