

City of Chiloquin  
City Council Meeting  
07/12/2010

Those Present:

Others:

Teresa Foreman: Recorder

Engineer: Doug Adkins

Attorney: Sam Ramirez: Arrived 7:00

Mayor: Mark Cobb: absent

Council members: Floyd Hescock

Kay Graham: acting Mayor

Donna Depoian

Jill Prewitt

Jeff Mitchell: arrived 6:35

Raymond Kirk

6:30 Mayor ProTem, Kay Graham, read the opening statement and called the meeting to order.

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

Mayor ProTem Graham stated that we need to place the executive session prior to the attorneys report. He is not here yet, but is on his way.

Also the City engineer Doug Adkins, City Recorder Teresa Foreman and City workers Charles Case and Mike Jenkins.

Public Input:

Jennifer Wampler representing the Rodeo association. Jennifer is asking the council to move up the application for a temporary liquor license for the Rockin Diamond Concessions. This is currently on the Old Business.

Graham explained that nothing could be decided in the public input.

6:35 Council member Mitchell arrived.

**Motion to accept the agenda as presented was made by council member Hescock, seconded by council member Kirk. Ayes: Hescock, Prewitt, Depoian, Kirk and Graham.**

**Motion passed.**

07/12/2010

Regular business:

**Motion to accept of the minutes of the regular City Council meeting of 06/22/2010 was made by council member Hescock, seconded by council member Kirk.**

**Ayes: Prewitt, Graham, Hescock and Kirk. Abstained: Mitchell because he was not present at that meeting.**

**Motion passed.**

**Motion to accept of the minutes of the 2010-2011 budget hearing of 06/22/2010 was made by council member Hescock, seconded by council member Kirk.**

**Ayes: Prewitt, Graham, Hescock and Kirk. Abstained: Prewitt because he was not present at that meeting.**

**Motion passed.**

City Bills: Council looked over the bills.

**Motion to pay the City bills as of June 14, 2010, in the amount of \$6,980.08 was made by council Member Hescock, seconded by council member Prewitt.**

**Ayes: Prewitt, Graham, Mitchell, Depoian, Hescock and Kirk**

**Motion passed.**

Prewitt asked what the utility pump was for, that was bought by Mike. Mike and Floyd answered that it was for the wet well. Charlie answered that he had asked for that because he had a need for that at the sewer Plant. Jill thanked him.

City Correspondence: Council looked over the correspondence.

There is a letter from the attorney addressing an issue. The recorder explained to the council that they may want to wait until the attorney arrived because she did not know if this was something that should be discussed in executive session or not. Council member Mitchell stated that it should not be for the executive session.

This is about an account that was questioned by a business owner. He has opened a home business. Because of that, he is charged as businesses. I.e.: His meter is read for the water. His water bill was raised accordingly and he was upset because when he got his business license he was not told the water would be metered.

Discussion.

7/12/2010

**Motion that the business owner be given the business rate was made by council member Prewitt, seconded by council member Hescock. Ayes: Prewitt, Hescock, Graham, Kirk, Mitchell and Depoian.**

**Motion passed.**

Mayor ProTem Graham stated that they need to pay the attorney bill. (It had been faxed in just prior to the meeting and that is why it was not in the bills.)

**Motion to pay the attorney bill in the amount of \$ 1275.00 was made by council member Hescock, seconded by council member Prewitt. Ayes: Kirk, Prewitt, Mitchell, Graham, Depoian and Hescock.**

**Motion Passed.**

Mayor's Report: Mayor not here.

**Motion to accept the regular business was made by council member Hescock, seconded by council member Kirk. Ayes: Graham, Kirk, Mitchell, Depoian, Prewitt and Hescock.**

**Motion passed.**

City Engineer: WWTP project. We are still waiting for the authorization to go out to bid. This comes from SCOEDD.

Discussion.

Street improvement project. This has to do with the Timber receipts. Adkins and Hescock generally look over the City and see what projects are pressing. This is usually done prior to the application but the recorder was required to get that in in June. Discussion about the priority list and the total amount of funds that will be available.

Discussion.

They will bring a list to the next council meeting.

More discussion about possible projects.

Discussion about the obligations the City has with the trade for the County duplex. Several years ago the County gave the City the duplex and some land in exchange for paving the area behind the gym and making that handicapped assessable. Also something with Valley street. The engineer will look over the agreement again. We have done the handicapped area but not the other.

7/12/2010

More discussion about the Timber receipt money and the process.

Doug will look into how the Timber receipts are distributed. How the determination is made as to the amount each City gets.

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

**Motion passed.**

City Attorney:

7:03 Council went into executive session per ORS 192.660(1) (h) possible litigation and ORS 192.660B Personnel Issues.

7:27 Council is back in regular session.

No decisions were made in exec. session.

The attorney has no further report.

**Motion to accept the attorney report and was made by council member Hescock, Seconded by council member Kirk. Ayes: Graham, Kirk, Mitchell, Depoian, Prewitt and Hescock.**

**Motion passed.**

Public works report: Hescock reported that the Public works has been working on a storm drain on the corner of Chocktoot and Wasco. The culvert has apparently been plugged for quite a few years. There was a lot of water that came through when it was unplugged.

Discussion.

The City budgeted for a Public Works vehicle. The City of Klamath Falls has the one we want.

Discussion.

Also the duplex needs a new screen/storm door. They will be picking this up next week.

Discussion.

Hescock reported that they will be getting hot patch for the holes around town. Prewitt wants them to get a quote for someone to do it.

Discussion.

7/12/2010

Discussion about the lights for the parking lot. There is a line item on the budget but some of that hinges on if we receive any money from the revenue allocation sharing grant we have applied for.

**Motion to accept the Public works report was made by council member Kirk, Seconded by council member Depoian. Ayes: Kirk, Depoian, Mitchell, Graham, Hescoock and Prewitt.**

**Motion Passed.**

City recorder report: She will have a report about the fourth of July at the next meeting. The Audit will be in Aug.

The recorder has sent out letters about abandoned cars and garbage. She is still working on this.

Discussion.

The recorder reported that she will, with Paulette's help, be sending out weed letters.

Discussion.

**Motion to accept the City Recorders report was made by council member Hescoock, seconded by council member Depoian. Ayes: Graham, Kirk, Mitchell, Depoian, Prewitt and Hescoock.**

**Motion passed.**

Mayor ProTem Graham stated that Jennifer Wampler had asked for the temp. liquor license application to be moved up so she asked council if they would like to discuss this now.

Council replied that they would.

Jennifer explained that they have a beer garden, they also sell wine. They do not have a designated drinking area. As far as issues with intoxicated people, the business selling the liquor have a monitor and the rodeo association also have a monitor. They have never had a problem in the past but if they do they will call the sheriffs department: 911.

Council is very concerned about the condition of the grand stands.

Discussion.

**Motion to allow the temporary liquor license application to be approved with the stipulations that the rodeo association provides written assurances that the grandstands are safe was made by council member Mitchell, seconded by council member Hescoock.**

Discussion: Mitchell would like to see a designated drinking area. The recorder asked for clarification of the motion. Mitchell stated a copy of the insurance and a written assurance that the grandstands are safe. A drinking area is not in the motion.

7/12/2010

Mitchell wants to this taken care of. After the event, he wants to get a date set for the County building inspector to come up.

Call for the vote:

**Ayes: Graham, Kirk, Mitchell, Depoian, Prewitt and Hescock.**

**Motion passed.**

Discussion about a designated drinking area.

**Motion to have the association segregate an area for consumption of alcohol, if possible was made by council member Prewitt, seconded by council member Mitchell. Ayes: Graham, Mitchell, Depoian, Prewitt and Hescock. Nays: Kirk**

**Motion passed.**

**Motion to call the county building inspector and coordinate with the Rodeo associations structural engineer to address the grandstands was made by council member Mitchell, seconded by council member Depoian. Ayes: Graham, Kirk, Mitchell, Depoian, Prewitt and Hescock.**

**Motion passed.**

Discussion.

Old Business:

Summer employee:

Council member Prewitt was to speak with the probation officer about community service workers. Prewitt stated that Mr. Bogart had not been in at all. Hescock stated that he had spoken to Mr. Bogart and he said he didn't have any body.

Discussion.

Council directed the recorder to take the steps required to hire a temporary employee.

New business: Council member Prewitt stated that she had new business she wanted to present.

Motion to have Charlie Case be the public works director and supervisor because she thinks he has proven himself to be a dependable and trustworthy employee, he follows council direction and assists and directs other City employees, she thinks, without a lot of dissention and turmoil that we have experienced in the past was made by council member Jill Prewitt.

7/12/2010

Jill stated that this is what she would like done. That's the motion she'd like to make. That the City replace Floyd and she thanked Floyd. Floyd has been a volunteer but she thinks we need a paid volunteer supervisor and public works director.

Seconded by council member Donna Depoian.

The recorder asked for a clarification of the motion.

Motion that the City Council replace Floyd Hescoock as the public works director and volunteer Supervisor and promote Charlie Case as the public works director and Supervisor was made by council member Prewitt, seconded by council member Depoian.

Discussion. The ProTem asked if this should be done in private? Kirk stated this is a personnel issue. Mitchell stated he was confused about the positions. This is a volunteer position? What are the duties? The recorder explained that, to her knowledge, there is no written description.

Open discussion.

Public Works employee asked if he could ask a question. Jill acknowledged him. Mike asked why this position should be automatically Charlie's? He has been here longer. Jill stated that she didn't have to answer him. Council member Mitchell stated that if it's a volunteer position, the council can appoint at their discretion. Mitchell then stated he didn't know if Charlie was even interested. Prewitt asked Charlie if he would do it. Charles answered that he would do anything the council directed him to do.

Hescoock pointed out that he (Hescoock) was appointed by the council years ago.

Prewitt stated that they need a young man. She thinks Charlie would do a good job. He isn't asking for more money. He's just going to be the boss and maybe we can get some thing done. Kirk asked if there wasn't something they need to be looking at? How can they just vote on this?

Mike stated that he should be allowed to turn in something for this also. Jill asked if he had all his qualifications? His LDL's and all? Mike asked if she meant CDL? He does have the CDL. Jill stated that she was not talking to him. And she turned to The Mayor ProTem and said she would really like her to do something about this.

The Mayor ProTem Kay Graham stated there was a motion on the floor. Mitchell asked Jill to consider tabling the motion. He explained how she could do that.

Discussion.

The Mayor ProTem stated that the makers of the motion have withdrawn and the motion will be tabled to a future date.

More discussion.

7/12/2010

The Mayor ProTem Acknowledged Charles Case: Charles stated to the council that he feels he will get backlash over this.

A heated discussion began with the audience and some council. Mayor ProTem Kay Graham stopped this and stated that no one was to take any personal issues taken out on Charlie for this. This is a council action, not a personal action. He is entitled to a non hostile work environment.

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

**8:40 Meeting adjourned**

Signed 07/27/2010

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Mayor Mark Cobb

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Attest: Teresa Foreman, City Recorder

7/12/2010