

City of Chiloquin
City Council Meeting
10/10/2011

Those Present:

Others:

Teresa Foreman: Recorder
Attorney: Sam Ramirez
Public Works: Pete Pate

Mayor: Mark Cobb: absent
Council members: Floyd Hescoek: acting Mayor
Carolyn Blackmon: absent
Raymond Kirk
Kathy Erion
Jeff Mitchell
Joe Hobbs: 6:58

6:32 Mayor Pro Tem Hescoek read the opening statement and called the meeting to order.

The Mayor called the roll. Present: Jeff Mitchell, Kathy Erion and Floyd Hescoek.

Also the City attorney Sam Ramirez, public works employee Pete Pate and City Recorder Teresa Foreman.

Motion to accept the agenda as presented was made by council member Erion, seconded by council member Kirk. Ayes: Hescoek, Mitchell, Erion and Kirk.

Motion passed.

Public Input:

Sam, City Resident. Sam is asking council if the Mayor spoke with Duke Kimbol about coming to this meeting. The mayor had stated, at the last meeting, he would ask him. (Old lions building being turned into a facility for the youth.) Council member Mitchell stated he had spoken with Duke and suggested he come to this meeting.

She also wanted to express her disappointment that of the two new council members' one did not come at all and one was two minutes late. (Council member Joe Hobbs arrived later, at 6:58)

Richard Twamley, Chiloquin resident. Mr. Twamley explained to council that he had spoken to Rex Turner, Klamath County building department, about the abatement of dangerous buildings. Mr. Twamley was able to get the phone number for ordering the uniform code book for the abatement of dangerous buildings. Mr. Twamley stated that Mr. Turner informed him that if the city council and the commissioners agreed, the county could come out and inspect dangerous buildings. IT would require proper paperwork and a fee.

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Discussion.

Council member Erion stated that she had spoken with the County prior and was told something entirely different.

Mr. Twamley thanked the Council for placing a fire hydrant on Baker Av.

Mr. Twamley stated that a City official had previously stated that the City was going to clean up two abandoned or burned out buildings this year. He is asking if the council could advise on this matter.

Mr. Twamley asked if the City can use Timber funds for any of these projects, or towards the sheriff enhancement contract.

Timber receipts can be used on street projects only.

Myona Wilson representing Donald Wilson about the vehicles on his property. Donald had received a letter about the abandoned vehicles that have been there for quite some time. She is concerned about ones that no one knows who they belong to.

Discussion.

It was suggested she call a business that tows cars away. The owner of the land can have vehicles towed.

Gwen Ownby is here to discuss Nadine Hatcher's house at 504 Second Av. (Nadine is attendance also). Nadine received a letter from the City about her burned out house. Gwen asked for an extension on the time to get the house fixed. They have had vandalism to the place that has caused more work. Gwen explained that she and her husband were working on the house, trying to fix it up with the goal being to get Nadine back into the house.

Council member Erion explained that they need to put their request for an extension in writing. It needs to explain why there is a need for an extension.

Julie Wolf. City resident. Julie asked council what is being done about the crime in Chiloquin. She was told the Tribal was supposed to do something about the sheriff but they voted it down.

Council member Mitchell responded to Ms. Wolf by explaining the history from 1926. He explained that the City is incorporated (1926) and has been under state law since. At this time, the State and the County are responsible for the law enforcement in the City.

Julie asked if she was to write to the Governor? Mitchell stated yes, and also the County Commissioners.

Discussion.

6:58 Council member Hobbs arrived. Mr. Hobbs apologized for being late.

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Wade Johnson, city resident. Wade is concerned about policing also. He would like to see a committee formed of tribal members and city council members to try to work out the problem. They could write to the State and County to maybe relieve them of this responsibility.

Discussion.

Regular business:

Motion to dispense with the reading of the minutes of the regular City Council meeting of 09/27/2011 was made by council member Kirk, seconded by council member Erion. Ayes: Erion, Hescoock, Kirk, Mitchell and Hobbs.

Motion passed.

Motion to accept of the minutes of 09/27/2011 was made by council member Kirk, seconded by council member Erion. Ayes: Erion, Hescoock, Kirk, Mitchell and Hobbs.

Motion passed.

City Bills: Council looked over the bills.

Council member Erion wants to go over some of the bills. She is concerned about paying him for just coming and sitting through the meeting. She feels that we could save some money if he didn't come to all the meetings. The attorney answered that he primarily comes to one meeting a month. He comes to more than that only when requested.

Council member Mitchell stated that it is his understanding that it is up to the mayor and the City staff as to whether or not the attorney needs to be present, beyond the one meeting per month. Mayor ProTem Hescoock stated it is required he be at a meeting once a month.

Erion also wanted to go over the Engineers bill.

What she didn't see was the prioritizing of the street projects. Adkins replied that would not be on there due to the fact we are discussing that tonight. Erion asked about the senior engineer duties for over 3000 dollars and the mileage etc. The engineer went over each page which are individual projects.

Erion asked about the 678 miles for the mileage. Adkins stated that was for the back and forth for the inspections on the WWTP project. The recorder pointed out that was approx. 10 trips. The engineer pointed out the alternative is to stay all day, which would be too expensive.

Motion to pay the City bills as of October 10, 2011, in the amount of \$15,475.08 was made by council Member Erion, seconded by council member Kirk.

Motion passed.

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City Correspondence: None

Mayor's Report: Mayor is absent tonight.

City Engineer: The engineer discussed the prioritizing of the street/drainage and grading projects. He pointed out that the County came in a few years ago and chipped sealed the streets so that is no longer a priority. None of the streets need anything right now.

Erion asked about Schonchin street. The engineer explained that there are a few small areas but the council has to decide if they want patching or small chips. Erion stated that there is a road up there (Valley) that has had nothing done. The engineer replied that Street needs to be graded.

Discussion.

Erion stated that there are 5 issues to prioritize. The engineer replied that there are 3 issues. Grading, ditching and chip sealing. Erion agreed.

More discussion.

Discussion about oiling Valley Street. There is a product called mag-chloride that would cost approx. \$1000.00. It would not be good to do this going into the Winter.

Motion to initially do the drainage on Lalo to go down to the river then do the grading on Valley St. with money from the Timber receipts was made by council member Erion, seconded by council member Kirk. Ayes: Erion, Hescock, Kirk, Mitchell and Hobbs.

Motion passed.

Treatment plant expansion project: The contract calls for substantial completion to be done by the end of this month. It appears that they are well within that schedule. The only concern is the delivery of the generator and the flow meter. They have not been sent yet.

Adkins has a pay request for \$128,428.12 he would like the council to approve for signature and payment. This comes from the State first and then we write the check.

Motion to pay Bob's excavating, from the grant money available to us, \$128,428.12 and to authorize the Mayor ProTem to sign it was made by council member Erion, seconded by council member Kirk.

Discussion: Council member Hobbs asked about the grant money. The engineer answered it was from DEQ. Council member Mitchell asked about the process of going over the pay request. The recorder answered that the grant is being administered by SCOEDD. The engineer has been authorized to oversee the project. Adkins goes over the work, the request and verifies the request is valid.

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After the City signs off, it then goes to SCOEDD which will review it for the proper payment and forwards it to the head office for the funds to be electronically deposited into the City account and then we write the check to Bobs Excavating. There is always a 5% retainage.

Ayes: Erion, Kirk, Mitchell, Hescock and Hobbs.

Motion passed.

ODOT Bridge replacement project: ODOT is putting the contract out to bid. They are going to require the contractor to design and construct the temporary bridge and water line. They will bid that as two items. The new bridge will all be itemized as will the waterline on the new bridge. The City's responsibility will be to design the new water line, to write the specs for the new water line, write the specs for the removal of the existing asbestos wrapped waterline that is currently on the bridge. The removal of that requires certified people to oversee that project. He has contacted a firm that specializes in removal of asbestos. Their preliminary review and estimate is significantly different for removing the pipe vs. trying to remove the asbestos and salvage the pipe. There is an aprox. 50% higher cost to just remove the wrapping and salvage the pipe. To remove that section is aprox. \$25,000.00-\$30,000.00. This Company, Coleman Creek, has made a proposal to write the specifications, do the contractor job walk before bidding, and then review the contractor's bids after the State has opened the bids, for \$3000.00 Then during the construction, the project management of removing the pipe and getting the paper work all finalized and preparing their final report for an additional \$3500.00. He feels this is very fair. It is his request that the City retain this company to accomplish those tasks.

Discussion.

Motion to hire Coleman Creek to prepare specifications and oversee asbestos coated pipe removal during construction not to exceed \$6500.00, was made by council member Kirk, seconded by council member Hobbs.

Discussion: The attorney suggested this be contingent upon funds.

Kirk amended to add: contingent upon City receiving a loan from ODOT seconded by Hobbs.

Ayes: Kirk, Hobbs, Hescock, Mitchell and Erion.

Motion passed.

Public works report: They got the fire hydrant in, on Baker Av.

Hescock asked about the picnic table in the park. It was chained and that has been pulled out of the ground.

Discussion.

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Council will try to find out who is doing the vandalism and press charges. That is the only way we are going to get this stopped.

Council decided that there is no reason to put lights on the park or basketball court at this time. They will re-address this in the spring.

Motion to accept the Public works report was made by council member Erion, Seconded by council member Kirk. Ayes: Erion, Kirk, Hobbs, Mitchell and Hescock.

Motion Passed.

City recorder report: The recorder would like to buy a duplicator for the discs she makes from the computer. She has done the research as far as the expense. The cheapest is in a catalogue. Council member Mitchell suggested to copy from the computer to thumb drives and then back again when needing to make a copy of specific minutes.

Motion to accept the City Recorders report was made by council member Erion, seconded by council member Kirk. Ayes: Erion, Kirk, Hobbs, Mitchell and Hescock.

Motion passed.

Old Business:

Abandoned houses. Erion reported that the recorder sent out notices to certain property owners. She went on to explain what the notices stated. The notice is in compliance with our City Ordinances.

Erion gave a little background of the reason for the notices to the newly appointed council members.

12 letters went out. There will be more.

Discussion.

Council member Mitchell asked how the City went about determining these houses were uninhabitable. He was concerned that there was no inspection. Council member Erion replied that it was her that made the determination. She explained that none of the structures were borderline. They were all houses that were burnt out, falling down or in other obvious problems.

The vehicles are determined by the length of time parked, the rust, the weeds growing through the car etc.

These are the nuisance abatement laws.

New business: none.

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8:05 Council went into executive session per ORS 192.660(2) (h) possible litigation and ORS 192.660 (2)(B) Personnel Issues.

9:15 Council is back in regular session. No decisions were made.

Motion to adjourn was made by council member Hobbs, seconded by council member Kirk. Ayes: Erion, Kirk, Hobbs, Mitchell and Hescock.

9:16 Meeting adjourned

Signed 10/25/2011

Mayor Mark Cobb

Attest: Teresa Foreman, City Recorder

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