

City of Chiloquin  
City Council Meeting  
10/23/2012

Those Present:

Others:

Teresa Foreman: Recorder  
Doug Adkins: City Engineer

Mayor: Mark Cobb  
Council members: Floyd Hescock  
Carolyn Blackmon  
Raymond Kirk: absent  
Kathy Erion  
Jeff Mitchell: 6:34  
Joe Hobbs

6:30 Mayor Cobb read the opening statement and called the meeting to order.

The Mayor called the roll. Present: Floyd Hescock, Joe Hobbs, Kathy Erion, and Carolyn Blackmon. Also City Recorder Teresa Foreman.

**Motion to accept the agenda of 10/23/2012 as amended was made by council member Hescock seconded by council member Hobbs. Ayes: Blackmon, Hobbs, Hescock and Erion.**

**Motion passed.**

**Regular Business**

**Motion to dispense with the reading of minutes of 10/08/2012 was made by council member Blackmon, seconded by council member Hobbs. Ayes: Blackmon, Hescock, Hobbs and Erion.**

**Motion passed.**

**Motion to accept the minutes of 10/08/2012 was made by council member Hescock, seconded by council member Hobbs Ayes: Blackmon, Hescock, Hobbs and Erion.**

**Motion passed.**

**10/23/2012**

**City Bills:**

**Motion to pay the City bills as of October 23, 2012, in the amended amount of \$3,038.48 was made by council Member Hescock, seconded by council member Hobbs.**

**Discussion.** The Mayor stated there was a question about Ferguson water works bill. What is that for? Hescock answered that it was for parts for the line on the bridge.

Discussion.

Council member Erion is asking about the bill from Adkins. There is a charge of \$47.15 for the change order requesting time extension due to UPS. It was explained that there was an accident with UPS when the commonuter was being delivered. Therefore we didn't get it and the construction company could not place it until later. We had to request a time extension on the grant.

Erion feels that should be paid by UPS

Council decided to remove that amount from the bill and Hescock will look into it.

6:34 council member Mitchell arrived.

**Council member Hescock withdrew his motion and restated it with the 47.15 deducted.**

**Motion to pay the City bills as of October 23, 2012, in the amended amount of \$2991.33 was made by council Member Hescock, seconded by council member Hobbs. Ayes: Blackmon, Erion, Hescock, Hobbs and Mitchell.**

**Motion passed**

**City Correspondence:** Council looked over the correspondence.

There is a letter from an individual asking for a conditional use permit to have chickens in a residential zone. The Mayor explained that there was not a provision under conditional uses to permit that. He also reminded the council that there had been other chickens in the town and council made those folks get rid of them.

Council member Erion asked to table the discussions about the chickens because she believes there is an ordinance allowing chickens. She would like time to research this.

**Motion to table this item, let them have the chickens until she can bring in the ordinances pertaining to chickens to the next meeting was made by council member Erion, seconded by council member Hobbs. Ayes: Hescock, Mitchell, Erion, Blackmon and Hobbs.**

**Motion passed.**

**10/23/2012**

**Mayor's Report:** The Mayor would like to point out to the council that the youth center is struggling. He feels the things they are trying to achieve are wonderful. One of the things the City has done in the past is to put flyers or brochures in the water bill mailings to help promote. He spoke with the person running the youth center and he is going to put something together for a possible mailing. That will be brought before the council for approval prior to being included in the City water bills.

Council member Erion asked to speak to that, if she may. Erion explained that Randy happens to be her neighbor and they have had lots of discussion about the youth center. He needs things like games, drawing paper, puzzles, etc. The Tribe was supposed to provide these things but somehow they did not end up in the right place. She is asking that people, maybe just donate some things they have that they don't use anymore.

Randy is there every single day and he supplies cookies, juice etc. For free. He has also received and fixed 9 computers for the center.

Council member Mitchell commented that, to his understanding, the youth center is a non profit. It was started by a few individuals that felt a need and they should be commended for that. It is called a community center and as that the community should support that. The City needs to support public/private organizations to the extent we see the value to the community.

Erion explained the center is pursuing the non profit status. They are in the process of filling out the application. They are not non profit yet.

More discussion.

Council member Mitchell pointed out that, this year, the Tribe received applications for their Revenue Allocation Sharing from no community entity. No funding request was received by the Tribe for the community center. People ask why the Tribe may or may not be supporting certain community programs and he wants it known that they have a process. No one applied.

Council member Erion replied that the Tribe did support it. The problem is where the money went, she thinks.

**Motion to accept the Mayors report was made by council member Blackmon, seconded by council member Erion. Ayes: Blackmon, Hescocock, Mitchell, Hobbs and Erion.**

**Motion passed.**

**10/23/2012**

**Public works report.** Hescock reported that they had been working on broken water lines. The waterline that runs by Clyde's Market is very old and patching it just doesn't do it. The Mayor pointed out that this is another example of the City infrastructure that is needing replaced.

Discussion.

The Mayor explained he has been 'preaching' that this council has to watch the dollars because this kind of thing can reach up and bite you. That water line is so old and decrepit and flat on top. The packed dirt was what held it together. Fortunately that line only went to an irrigation riser for the church so they could cap it off and reroute the water from another line.

The I and I study will help to identify all the infrastructure and assess the need of replacement. The funding for the new well on the West side is pretty secured, (IHS \$165,000.00 committed) the wastewater facility upgrade is finished and the grant being closed out, that opens the door for the I and I study. The engineers got an \$8500.00 grant through SCOEDD to get a map of the pipes and infrastructure which will go along with the I and I study. When the leaks and problems are identified through the I and I study then a bigger grant will be had to fix those problems. This has all been discussed with the EPA and DEQ and all the agencies that need to be in discussion for these things to happen. This started 7 years ago. It takes time to get everyone on board, find the funding and apply for and receive grants.

Folks are telling this council we should spend money in other areas, but we are looking at the water line breaks like the one out on 97 that cost the City \$8500.00, and these two we just talked about. People complain about this tree removal, on the sides of the streets, we just did but one root can go in there and break a line and cause an expensive repair/replacement. These are things that have been being worked on for the past 15 years at least. These are very important things that are getting fixed. If the toilets don't flush in this community, if the water caps don't turn on this community dies.

Also with the bridge project, there will be some water shut off for a time. It will mostly be on the West side.

**Motion to accept the Public Works report was made by council member Blackmon, seconded by council member Hobbs. Ayes: Blackmon, Erion, Hescock, Hobbs and Mitchell.**

**Motion passed.**

**Recorder report:**

The next council meeting falls on the Holiday of Veterans day. So no council meeting.

There are a couple of absences from the last meeting that need to have request forms submitted if the council members wish to ask to be excused. (this is so they still receive the waiver of the water and sewer charges). The recorder asked them to get that to her by next meeting.

**10/23/2012**

In the packets, the recorder pointed out a letter for the 1<sup>st</sup> page is the resolution saying the owners are responsible for the water bill, there is an Ordinance to that fact, the second page is the application showing where the owners sign off, if it is a rental and if they so choose to have the renter keep the water account in their name, that they know they are ultimately responsible for the bill and the 3<sup>rd</sup> page is the delinquent notice that goes out every month to the resident and a copy to the owner if resident is a renter.

All this came about because the owners are responsible, by law, and they were not hearing about it until the bill was high and the renter gone. This new process keeps them informed.

Now we have a renter that is in arrears, the owner was notified per our policy , and this renter is threatening to sue the City if we ever do that again. They submitted a copy of a law suit from North Carolina with the department of Revenue.

Council and the Mayor looked over the lawsuit.

The Mayor pointed out that when the Ordinance was passed it was reviewed by legal counsel and found to be a legal document. He feels the council does not need to take action.

The recorder presented a quote for a new printer/copier. The copier we have is getting old enough that there are no new parts available. It is working right now but the copies have lines at the bottom. The new copier would be connected to the computers also and can be used to receive faxes, make copies scan and print all of our documents from the computers. It is also color, which we do not have now. It would cost \$3,3183.00

Discussion.

The Mayor pointed out that with the bridge project and all, we need to really watch our funds. He would like to see us not get the new printer/copier at this time. Wait until this copier quits us. He told council that this has come before them and to be aware the recorder may have to get one, quickly, in the future.

**Motion to accept the City recorders report was made by council member Blackmon, seconded by council member Hescoock, seconded by council member Erion. Ayes: Blackmon, Hescoock, Mitchell, Hobbs and Kirk.**

**Motion passed.**

**Old Business:**

Dangerous house update: The house on Third St.. has just been turned over to the County property sales. This means it has gone through the tax foreclosure process. The houses on Pine St. : As far as the County sales office knows, they only have one house there.

Discussion.

**10/23/2012**

Council member Erion stated it is discouraging that we can not enforce the City Ordinances. We need a code enforcement officer. Maybe after the elections, we will get one.

The Mayor explained that, what we do have is a citation process which goes through the City attorney.

Discussion about the three different houses that have been on going problems but are now being handled in their different ways. We need to decide which or the several others we should pursue now.

Council member Erion will bring a suggestion of a house, for cleaning up.

**Motion to accept the Old business was made by council member Erion, Seconded by council member Hescock . Ayes: Blackmon, Erion, Hescock, Mitchell and Hobbs.**

**Motion passed.**

**New business:** Council member Erion would like to bring something up. She Spoke with Dan Munoz about what to talk to the Sheriff about. She stated nothing had been done. Mayor Cobb stated that it had been decided to wait until after the election. We don't know who will be sheriff until then.

**Public Input.**

OHSU school of Nursing. Update

The OHSU Nursing students did a health assessment last term. They partnered with other community stake holders and public health to assess community health factors. They are here tonight to give an update on what they learned.

According to the US census bureau Chiloquin has an aprox. population of 735. Majority age (not average age) group is 55-59 years old with majority income level at or less that \$10,000. per year. 40.7% live below poverty level.

Christine discussed how they spoke with the people. They interviewed people on the street, and business leaders and workers in the community. Also met with educators to get their opinions.

There is a really strong sense of community here in Chiloquin. There is a lot of Pride. This is a contributing factor to health. The ambulance, fire department, Chiloquin Open door and the Tribal Health center are here in Chiloquin. There is a pharmacy that will deliver out here, also.

Priority concerns of the residents are :

Lack of police presence, no or late response from law enforcement when called. This is an influencing health factor because it directly influences whether or not people feel safe in their community.

10/23/2012

It inhibits EMS ability to respond to calls involving acts of violence because of their own rules and regulations.

Drug and alcohol abuse: The community is concerned, but also the Emergency Medical service report that the majority of their emergency calls pertains to drug or alcohol related situations. (They do not have a statistic for this).

Violence: Can be tied in to drug and alcohol abuse and the lack of police presence.

Access to nutrition is a concern to some area residents. Local markets are appreciated but the fact of having to drive to an outside community for larger purchases or more nutritious products are a concern.

Lack of adequate health services in the community was a great concern. This is not counting the Tribal services, as they had nothing but positive reports of that. Each individual spoken to about clinical services were pretty dissatisfied with Chiloquin Open Door. The OHSU students made this concern known to Klamath Open Door representatives; the fact that there were no dental services as promised, lack of women's care, various situations.

Much discussion with the students, their advisor and the council. The Mayor asked for a copy of their findings/report and was promised the City could have one when all done. (The executive summary) There is a power point that will be made available to us as well.

Council thanked the students. Expressed their support. Wished them good luck with their future careers.

Tiffany Busby, Chiloquin Resident. Tiffany is here tonight about a letter she sent to council requesting having chickens within the city limits. She has received letters from her neighbors about not having problems with the chickens. She pled her case of the economic issues, the education issues etc. for her family and children. These are clean and not free roaming. She has a nice clean coop. No rooster. There are 8 chickens. It helps her sustainability for her family. This is a real need for her.

The Mayor explained that he feels everyone here likes chickens and understands her issues and needs. Unfortunately the City does have an Ordinance on the books about no chickens. Council member Erion is going to review the Ordinance, look into other Ordinances and report back to the next meeting (Nov. 27). Chickens are not on the list of CUP allowable exceptions.

Sam, Chiloquin resident. Thanked public works for cutting down the weeds on the corner of Lalakes and Schonchin.

Several months ago she asked about the trenches on either side of Schonchin. Nothing has been done and she is concerned for the Spring run off. Council will look into that.

Behind the old community center there is a pile of trash. Randy from the community center can not take this stuff to the dump because he can not afford it. It's not his job to take it to the dump. Can the council speak to the board of that organization and get them to remove that pile?

**10/23/2012**

Discussion.

The Mayor stated we would send them a letter. He will stop in and speak with them again. Sam is also concerned about no oil in the stove for heating. The Mayor answered that he has asked Randy for a list of needs.

Sam stated that Randy is not on the board. The Mayor also has spoken to Duke Kimbol.

Debbie Ryan. (Fire Department) Giving update on tree lighting ceremony. They have spoken to forest Service and can get a sawmill permit for \$1. per foot. They can not get permit until Thanksgiving. They will allow up to a 20 ft tree. They have a possibility of getting a tree from a private property owner. The area schools will be involved by making and placing ornaments. The high school band hopefully will be at the lighting. The community choir will be there to sing Christmas Carols. She is advertising in different ways.

Sam, resident, added that the food pantry is having a free dinner at the same time.

Discussion.

**8:23 Council moved to executive session per ORS 192.660(2)(b) and ORS 192.660(2)(h)**

**9:07 Back in regular meeting. No decisions were made.**

**Motion to have the City attorney write an opinion concerning his suggestions for the rodeo association ie: do we need a legal public notice, is there a timeline for response to our termination letter, do we need to seek a declaratory judgment from the court, was made by council member Erion, seconded by council member Hescock. Ayes: Blackmon, Erion, Hescock, Mitchell and Hobbs.**

**Motion passed.**

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

**Meeting adjourned**

**9:15 Meeting adjourned.**

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Mayor

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Attest:

**10/23/2012**



