

City of Chiloquin
City Council Meeting
8/12/2013

Those Present: Others:

Teresa Foreman: Recorder
Pete Pate: Public Works

Mayor: Joe Hobbs
Council members:

Raymond Kirk
Jill Prewitt: absent
Kathy Erion: absent
Carolyn Blackmon
Julie Trevino
Jeff Mitchell: Newly appointed council member took seat aprox.6:45

Mayor Joe Hobbs read the opening statement:

It is the 12th day of Aug. 2013. As presiding officer, I hereby call this regular meeting of the Chiloquin City Council to Order. Please note that this meeting is being recorded. Following the confirmation and approval of the agenda the council will consider business coming before it. Public input shall be limited to matters pertaining to the business of the City, and to the transactions of City business. In the event you have matters of personal business, or issues involving personality or performance they should be submitted in writing to the City Hall office to be forwarded to the City Council for further review.

Under no circumstance is public input or comment allowed during the period of council deliberation.

During the period of public input, public comments are limited to three (3) minutes per person, no more than ten (10) minutes per topic. Maximum time for all public input shall be limited to thirty (30) minutes total.

As presiding officer I reserve the right to limit all input and to rule out of order persons, whom by testimony are deemed to be abusive, disruptive or obscene.

In addition I shall not accept testimony of a discrediting nature.

The Mayor, Joe Hobbs, called the roll. Present: Raymond Kirk, Carolyn Blackmon, and Julie Trevino

We do have a quorum; this meeting is now in order.

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

First order of business is to appoint a new council member. On the 8th of July it was decided that this would be the meeting the vacant seat would be filled. Mayor Hobbs read the charter provision for filling an open seat. Hobbs thanked all the applicants wanting to participate in the City business. He asked the members if they had all looked over the applications. Council stated yes.

Mayor Hobbs explained that after going over the applications, he sees that they are all qualified. It is his recommendation to appoint Jeff Mitchell to the council position.

Motion to appoint Jeff Mitchell to the open council position was made by council member Blackmon, seconded by council member Kirk.

Discussion. Council member Trevino feels that the council should interview the applicants before making a choice. She feels she can not have a vote about someone she doesn't know or what they can bring to the table. Mayor Hobbs explained that we are just going through the process. It is the Mayors' function to recommend the person he would like to see in that position. The input the applicants have is put on their applications. That is common practice for other positions also, other organizations and employment applications.

Discussion. August 12th was the deadline to appoint someone.

Call for the question.

Ayes: Blackmon and Kirk. Nays: Trevino

Motion passed.

Motion to accept the agenda was made by council member Trevino, seconded by council member Blackmon. Ayes: Trevino, Blackmon, and Kirk.

Motion passed.

Motion to accept the minutes of 7/08/2013 of the Regular council meeting was made by council member Blackmon, seconded by council member Trevino.

Discussion: The recorder pointed out that on one page she mis-stated council member Kirks' first name. She put 'Joe' instead of Raymond.

Ayes: Trevino, Blackmon and Kirk.

Motion passed.

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City Bills:

The Mayor pointed out that on the City Bills is a bill that was put into the system but we are not paying yet. This bill needs to be carried on the list, for the council to see, until paid or not. The consultant that helps with the audit and budget areas explained that to us. This is a bill to SCOEDD and the City council has yet to decide what course of action will be taken about the management and administration they hired SCOEDD to do, for our grant.

This is an amount that will show up every time and be subtracted from the balance to pay each time.

Discussion. This will be held.

Motion to pay the bills as of July 8, 2013 in the amount of \$35,408.28 was made by council member Trevino, seconded by council member Blackmon. Ayes: Blackmon, Kirk and Trevino.

Motion passed.

Jeff Mitchell arrived. Mayor Hobbs swore Mr. Mitchell in to the empty council position and took his place at the table

City Correspondence:

Letter from Waste Management about a rate increase.

Letter from IFA stating the grant is officially closed.

Discussion: overview of recent correspondence that has come before the council at prior meetings. Council member Blackmon read the most recent letter about the sanction on the City for applying for grants. Discussion about the implications this has on the City.

Council will discuss this deeper with the City Attorney at a later date.

OSHA violation. OSHA came and did an inspection on the sewer plant, the garage and City Hall. They found a few violations at the plant.

Discussion about answering the violation letter. Lock out tag out; Bobcat seatbelt non use and better documentation of safety meetings.

OSHA had sent a routine letter some time back letting the City know that they can invite an inspection to make sure the City is in compliance.

Pete Pate has requested a follow up inspection. They will come and look over everything and guide us in what needs to be done to be in compliance. This will not result in any penalties.

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Pete pointed out that OSHA has been here periodically over the years and these violations have never been pointed out.

Discussion about the safety meetings.

Discussion about appointing a safety officer.

Motion to appoint Pete Pate as the safety officer was made by council member Blackmon, seconded by council member Mitchell. Ayes: Blackmon, Mitchell, Trevino and Kirk.

Motion passed.

Discussion about answering the violations and the fines and the appeal possibilities.

Motion to provide pre-authorization to the safety officer to respond to OSHA on the penalty notifications to see if we can get reduction or removed entirely was made by council member Mitchell seconded by council member Trevino. Ayes: Trevino, Mitchell, Kirk and Blackmon.

Motion passed.

Council member Mitchell stated that he didn't recall what the process was for the Waste Management to increase their fees. Or if the council needed to be involved. The recorder responded, telling the council the City did have to approve the increase.

Motion to approve the request for the 5.1% rate increase effective 11/01/2013 of our agreement with waste management of Oregon was made by council member Mitchell, seconded by council member Blackmon. Ayes: Trevino, Mitchell, Kirk and Blackmon.

Motion passed.

Letter from an organization requesting support of their National Magicians week.

Discussion.

Motion to go ahead and support the National Magic Week for the Society of American Magicians and to post our proclamation Oct. 25th through the 31st 2013, recognizing magic week was made by council member Trevino, seconded by council member Blackmon. Ayes: Trevino, Mitchell, Kirk and Blackmon.

Motion passed.

Council member Trevino requested council's permission for being absent from the July 8th 2013 meeting due to family emergency.

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Motion to approve Julie Trevino's absence was made by council member Blackmon, seconded by council member Mitchell. Ayes: Mitchell, Kirk and Blackmon. Abstained: Trevino because the motion was about her.

Motion passed.

Discussion about the boy scouts request for the City siren: This was spoken about last meeting. Council discussed the past uses and the fact that it is a historical piece of the City. It has been sitting here for 25 yrs. It was suggested that it be donated but with a plaque. Also with the return to the City if they no longer need it.

Motion to have the Mayor make the decision about donating the siren or not was made by council member Mitchell, seconded by council member Trevino. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

Mayor Hobbs feels it should be given to the boy scouts with a plaque on it, and if that camp ever closes down it will revert back to the City of Chiloquin.

That is the decision.

Pete Pate will follow through with this.

Foster Care program. They are requesting volunteers. This is a letter that needs to be posted down at the PO.

Decided the recorder would make a short post for the public. The letter is too long to keep attention.

Letter from Mark Cobb. Trevino responded to council. He is unhappy about the City losing grant possibilities. He feels the council members did not handle this right. Trevino stated she did not blame him. She has spoken to Mark about this. He feels also, the statements about him, Floyd and Teresa have been lies. Trevino explained to him that there was a statement read by Joe Hobbs during a meeting stating that nothing had been proved. He requested a copy of that letter. Teresa will get that to him.

There is a portion of his letter dealing with an ethics issue. This may have to go in to executive session. The recorder will check with the attorney about that before the next meeting.

Motion to move the ethics portion of Marks letter to executive session at the next meeting, if so advised by attorney, was made by council member Blackmon, seconded by council member Trevino. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

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Engineer Report: Rural development: We are inquiring about a grant for the water master plan. Update. Jeremy went over some of the process. Discussed how the water rate affected chance of getting a grant. We have to meet the national average. This is why the City has been raising them 3% yrly to try to catch up at a slow rate. It is hard on people when you hit them all at once.

NPDES response letter. This is about a proposed permit. The City already has one but there are new regulations that have to be incorporated in a new permit.

Motion to accept the City engineer report was made by Council member Blackmon, seconded by council member Kirk. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

Public works report:

Old Business:

Pete had given council a written work report and went over it with them.

Pete went over some of the projects.

Pete has an offer from Basin Tire to get large tires to plant in the park for playing.

Discussion.

Motion to go ahead and acquire the Tires for the park was made by council member Trevino, seconded by council member Mitchell. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

Pete reported that they are working hard to get the City cleaned up for the up coming events.

Discussion about Tribal Restoration. A large amount of people come in to our community for that. Council member Mitchell pointed out that there are different events such as the BBQ, the fun run, the softball tourney, the rodeo and horse shoe tourney just to mention a few. These pull a lot of people into our community. He had heard one number, previously, of 7000 people.

Council asked a few questions and Pete clarified some of the report.

Motion to accept the Public Works report was made by council member Mitchell, seconded by council member Kirk. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

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Old Business:

Trees in the Park. Pete has not had time to look into this and Jill is not here tonight.

Melita's agreement. Jeremy has a flow chart because it seems there is some confusion as to where to go and what the steps are. There have been many attempts to be in contact with the Aeronautic department.

There will need to be an agreement with the City and the State aeronautics and an agreement with the City and Pete Burdet for Melita's.

Jeremy went over the construction process and some of the requirements.

Jeremy offered to call the aeronautics. The Attorney is going to have to review any proposed agreement or contract.

Discussion.

Motion to accept the Old Business was made by council member Blackmon, seconded by council member Trevino. Ayes: Mitchell, Trevino, Kirk and Blackmon.

Motion passed.

New Business: Done earlier in the meeting

Public Input:

Faith Wilkins: Faith lives just outside the City limits, but has City water. Faith read a letter from the CAT team but did not leave a copy. Faith is here tonight because of the traffic that goes past her house, on 422. The speed limit there is 55. She is concerned about the speed and the trucks that use their Jake Brake.

Much discussion. The engineer explained the procedure for requests to ODOT.

8:45 Council member Kirk Excused himself from the meeting.

Motion that council directs Pete Pate to gather information from Faith Wilkins and to start the process with ODOT to lower the speed limit and include the Jake Brake was made by council member Mitchell, seconded by council member Trevino. Ayes: Mitchell, Trevino and Blackmon.

Motion passed.

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Council member Blackmon pointed out that with Raymond leaving, they no longer had a quorum. When there were five seats occupied, it only took three members to make a quorum. Now, with the position filled, it takes four members.

Mr. Rademacher has been here all evening so council stated they would listen to him but could make no official decisions.

John Rademacher: Chiloquin community member about the Farmers Market. Mr. Rademacher is asking the council about changing the times for the farmers market. He explained a little about the market and what has been happening. The Recorder gave a little history about the set up of the market. The City was not involved except for the licensing process. This originated from the community center. There was a committee that set up the rules and they asked if the city would do the licensing, the money would go to the City for the event fund.

Council members feel that the people at the Market should set their hours. It was suggested hours should be 1-5. It is a City sign however so the Mayor asked the public works to change the hours on the sign. Mr. Rademacher stated he could do it.

Mr. Rademacher is on the Sheriff advisory committee. He is asking the City to please have a representative at the meeting.

Discussion. The council had decided before to take turns. Each council member will take a rotation turn. Julie Trevino will go to the next meeting. This is this coming Thursday.

Council moved out of Public Input.

The recorder asked for one minute. She did not have a report tonight but wants the council to know that the computer is within minutes of crashing. She has brought this before to council but now there is no choice and she will be getting a new one. Also the computer Pete uses for the public works department died about 10 days ago. This will also have to be replaced. This is just for council's information.

9:10 PM Meeting adjourned.

Signed 8/27/2013

Joe Hobbs, Mayor

Attest: Teresa Foreman, City Recorder

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