



CITY OF EAGLE POINT

"Gateway to the Lakes"

OREGON

EAGLE POINT CITY COUNCIL
17 BUCHANAN AVE. SOUTH, EAGLE POINT, OREGON

FEBRUARY 14, 2017

REGULAR MEETING MINUTES

1. CALL TO ORDER – 7:00 P.M.

Mayor Russell called the meeting to order at 7:00 p.m.

Council Members Present: Bob Russell, Jonathan Bilden, Bill Fierke, Ruth Jenks, James Mannenbach, Kathy Sell and Michael Stanek.

Staff Members Present: Henry Lawrence, City Administrator; Joseph Kellerman, City Attorney; Robert Miller, Public Works Director; Melissa Owens, Finance Director; Vern Thompson, Police Chief; Mike Upston, Planning Director; and Cindy Hughes, City Recorder.

Guests: Michael Cavallaro, Rogue Valley Council of Governments; Larry Martin, Rogue River Valley Irrigation District; Suzi Collins, Planning Commissioner; Millie Wewerka, Budget Committee Member and Planning Commissioner; and members of the public and press.

2. FLAG SALUTE AND INVOCATION

Mayor Russell led the Pledge of Allegiance; and Councilor Bilden offered the invocation.

3. AUDIENCE QUESTIONS OR COMMENTS CONCERNING ITEMS NOT ON THE AGENDA

There were no audience questions or comments.

4. PRESENTATIONS

4.1 Rogue Valley Council of Governments (RVCOG) Annual Update - Michael Cavallaro, Executive Director.

Michael Cavallaro, Executive Director of RVCOG, made a presentation about the role of the Rogue Valley Council of Governments. Known as the COG, it operates like a business except they are a non-profit and do not legislate or impose taxes.

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COGs are in all 50 states but not everywhere in the State of Oregon; however, they serve well over 80 percent of the population. They operate in 3 major ways: implementing state or federal programs; working with one or more jurisdictions to problem solve; and they also contract services directly with member jurisdictions. For example, they provide Land Use Planning and Financial Services to smaller jurisdictions.

Mr. Cavallaro went on to provide a greater scope of RVCOG's services including: Transportation Planning; Metropolitan Planning Organizations; Land Use Planning; Community Development; Natural Resources; Special Member Services; Food & Friends; Developmental Disabilities Crisis Diversion; Home and Community-Base Care; and Aging and Disability Resource Connections.

It was further noted that RVCOG has been nationally recognized for its work several times. This year, they will host a forum with AARP to look at housing and groups of neighborhoods to try to tune communities back to old style communities, like those before the automobile. Mr. Cavallaro also discussed their efforts with natural resources including water quality of Bear Creek, Storm Water Planning, Bear Creek Greenway, and endangered species planning. Additional items included Oregon Project Independence (in home care); and Aging and Disability Resource Connection which is similar to an enhanced 211 service for guidance and disability services. They also offer evidence based training to assist with aging related issues and administer the regional Medicaid program.

With regard to RVCOG's budget, they just exceeded an \$8M budget; however, Mr. Cavallaro reported care in its resources and plans to propose a reduction in dues to its Board. Last, Mr. Cavallaro reported on the Food and Friends meal program, serving approximately 10,584 meals last year without a waiting list for people to receive meals. This program operates with only 2/3 of its funding provided by the Federal and State governments.

Mr. Cavallaro also reported on their newly elected official's event and acknowledged Eagle Point's two new officials. Mayor Russell commended the resources provided by the COG. Mr. Cavallaro also provided a handout of the COG's services (Submission No. 1) during the meeting.

4.2 Pavement Management Program – Robert Miller, Public Works Director.

Robert Miller, Public Works Director, reviewed a PowerPoint presentation on the Pavement Management System Update, provided in the Agenda Packet. It was noted that while 74.5% of roads had been in good condition, they were all built at approximately the same time which meant they would all deteriorate at nearly the same time. Mr. Miller reviewed maintenance options that were used such as seal coating, chip sealing, and overlay, and presented a handout of the completed Pavement Maintenance 2013-2016 (Submission No. 2) with a guide depicting improvements. Additionally, the City partnered with Jackson County and the Rogue

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Valley Sanitation Services on a few projects. At this point, almost all streets have had maintenance except a few. Further, Mr. Miller reported that the improvements had been so significant that other cities and counties had inquired as to how Eagle Point was able to make such progress. Future maintenance strategies will be presented by Mr. Miller during the budget process.

5. PUBLIC HEARINGS

5.1 A Public Hearing in the matter of regulating minors, by curfew, in the City of Eagle Point, Oregon.

Mayor Russell opened the public hearing at 7:35 p.m. and requested Vern Thompson, Chief of Police, to provide a report.

Vern Thompson, Chief of Police, explained about curfew violations being handled in a similar manner as a runaway in that they could be taken into protective custody but they also are similar to a tobacco offense in that they can be cited but not as a criminal offense. Essentially, JDH does not want to see tobacco or curfew violations and they only send a letter to parents, which has not been a deterrent. Chief Thompson proposed citing violators in Eagle Point's Municipal Court with a fine of \$250. He also provided statistics and reported on a previous repeat violator that was fined around \$200 and thereafter did not repeat the offense. Chief Thompson described the Judge as being lenient on this offense and using discretion in working with juveniles.

Mayor Russell asked if the City Council had specific questions and Councilor Fierke asked about the change from mandatory language. Chief Thompson clarified that the Judge would determine the fine and the amount. Councilor Stanek also inquired about the hours of offenses, noting 10 p.m. during the summer comes quickly as it may be daylight at 9:30 p.m. There were not statistics available for the hours of offenses most commonly occurring; however, Chief Thompson reported officers using common sense and trying to prevent unlawful activity.

Mayor Russell asked for public testimony in favor and opposition, and there was no testimony received.

There being no testimony, questions or final comments, Mayor Russell closed the Public Hearing at 7:45 p.m.

Next, Mayor Russell reported the proposed Ordinance No. 2017-01 was scheduled later in the Agenda as Item No. 10.1 under the "New Business" section of the Agenda. Further, there being no objection to changing the order of business, Mayor Russell asked to discuss and deliberate the proposed Ordinance No. 2017-01. There was no discussion.

Mayor Russell asked for a motion to adopt Ordinance No. 2017-01. Council President Jenks made a motion to adopt Ordinance No. 2017-01 and Councilor

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Bilden seconded the motion. There was no discussion. Roll call: Kathy Sell, yes; Michael Stanek, yes; Jonathan Bilden, yes; Bill Fierke, yes; Ruth Jenks, yes; James Mannenbach, yes; and Bob Russell, yes. The motion passed unanimously.

6. CONSENT CALENDAR

6.1 Presentation of Regular Meeting Minutes of January 24, 2017.

Mayor Russell announced the Consent Calendar. There were no questions or comments. Councilor Bilden moved to approve the Consent Calendar as presented and Councilor Stanek seconded the motion. There was no discussion. Roll call: Ruth Jenks, yes; James Mannenbach, yes; Kathy Sell, yes; Michael Stanek, yes; Jonathan Bilden, yes; Bill Fierke, yes; and Bob Russell, yes. The motion passed unanimously.

7. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

There were no items considered for removal from the Consent Calendar.

8. PRESENTATION OF BILLS TO BE PAID

Mayor Russell asked if there were questions about the bills to be paid including the additional bills list. There being no questions, Councilor Bilden moved to approve the Bills to be Paid in the amount of \$98,261.66 and the additional bills list (Submission No. 3) in the amount of \$18,457.05. Council President Jenks seconded the motion. There was no discussion. Roll call: James Mannenbach, yes; Kathy Sell, yes; Michael Stanek, yes; Jonathan Bilden, yes; Bill Fierke, yes; Ruth Jenks, yes; and Bob Russell, yes. The motion passed unanimously.

9. OLD BUSINESS

There was no Old Business to report.

10. NEW BUSINESS

- 10.1 Ordinance No. 2017-01. An Ordinance regulating minors, by curfew, in the City of Eagle Point, Oregon; and repealing Ordinance No. 2000-5, in its entirety, and amending Eagle Point Municipal Code, Title 9 Public Peace and Welfare, Chapter 9.08 Curfew.

Deliberated under Item No. 5.1.

- 10.2 Resolution No. 2017-04. A Resolution of the City of Eagle Point City Council recommending restoring recreational immunity rights.

Henry Lawrence, City Administrator, reported that the 1995 Public Use of Lands Act was passed to encourage landowners to expand recreational access for the public to recreate. However, in a case last year, a ruling was made that a landowner's

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employees such as a city's were liable as the statute was not specific. Mr. Lawrence explained that in a practical application for a landowner like the City, the City would come forward to protect its employee. Legislature is planning to modify the statute language, and the League of Oregon Cities asked for support to restore recreational immunity.

Mayor Russell commented on related recreational closures, and a brief discussion followed. Councilor Fierke requested to add Mike McLane to the list of legislators to receive letters requesting recreational immunity.

Mayor Russell asked for a motion to approve Resolution No. 2017-04. Councilor Bilden made a motion to approve Resolution No. 2017-04 and Councilor Sell seconded the motion. There was no discussion. Roll call: Michael Stanek, yes; Jonathan Bilden, yes; Bill Fierke, yes; Ruth Jenks, yes; James Mannenbach, yes; Kathy Sell, yes; and Bob Russell, yes. The motion passed unanimously.

- 10.3 Resolution No. 2017-05. A Resolution authorizing a Letter of Support for the Rogue River Valley Irrigation District's Grant Application to the Oregon Water Resources Department for the Bradshaw Drop Piping Project.

Henry Lawrence, City Administrator, introduced Larry Martin, a Board Member of the Rogue River Valley Irrigation District (RRVID). RRVID is in the process of pursuing a grant for the Bradshaw Drop Piping Project and requested Eagle Point to provide a letter of support. Mr. Martin acknowledged Jackson Soil and Water Conservation District (JSWCD) for its assistance in the grant application. Some of Eagle Point's water rights are delivered by RRVID and the intent of the application is to conserve water. Mr. Martin shared the materials from the Agenda Packet which depicted an area with a 100' elevation drop and proposed 3.6 miles of 48" piping to replace leaking flumes from the mid-50s. Mr. Martin explained that the pressurized piped area would create conservation opportunities for sprinkler irrigation without the cost of electricity to operate.

Council discussion ensued wherein Mr. Martin reported a majority of landowners had expressed interest in using the high water pressure for sprinkler systems. However, Mr. Martin clarified that no one would be forced to use that type of a system and noted JSWCD as a resource for converting from flood to sprinkler irrigation. Additionally, landowners would be provided with a delivery point for water which could be used for livestock water. Further, Mr. Martin expressed that negative impact to wildlife habitat was not anticipated.

Mayor Russell asked for a motion to approve Resolution No. 2017-05. Council President Jenks made a motion to approve Resolution No. 2017-05 and Councilor Sell seconded the motion. There was no discussion. Roll call: Jonathan Bilden, yes; Bill Fierke, yes; Ruth Jenks, yes; James Mannenbach, yes; Kathy Sell, yes; Michael Stanek, yes; and Bob Russell, yes. The motion passed unanimously.

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10.4 Discussion regarding Eagle Point Splash Park Improvements – Robert Miller, Public Works Director.

Robert Miller, Public Works Director, discussed the completed installation of equipment at the Splash Park in 2016, and a \$4,000 grant from the Upper Rogue Rotary Club for landscaping. The Landscape Concept Plan, Shade Structure and Seat Wall had been presented to the Parks and Recreation Commission which recommended the Landscape Concept Plan, square sail, and seat wall modeled after Centennial Plaza with matching amenities such as benches, trash cans and picnic table.

A brief discussion followed with favorable comments and no objections stated. However, Council President Jenks respectfully requested that the project not be under construction during 4th of July or started if it cannot be completed before then. Discussion continued about expanding water features and a seating wall. Mr. Miller reported plans to fast track the project to get a contract in place for Council's approval. There was no further discussion.

10.5 Discussion regarding 4-way stop signs on Royal Avenue and Loto Street – Robert Miller, Public Works Director.

Robert Miller, Public Works Director, presented the information in the Agenda Statement about a traffic study for the intersection of Loto Street and Royal Avenue. The current intersection has a two-way stop but based on the traffic study, staff recommended revising the intersection to a four-way stop. Restriction of site distances were discussed with improved traffic operations and safety enhancements with the implementation of a 4-way stop. Discussion ensued about confusion at the intersection, providing adequate signage and advance warning that could be in place for up to six months. While there was some concern stated about congestion, there was no objection stated to implementing the 4-way stop signs. There was a question about a follow-up analysis for the Crystal and Teakwood intersection but no information was available. In conclusion, Mr. Miller reported staff would move forward next week.

11. REPORTS FROM CITY COUNCIL AND CITY COMMITTEE REPRESENTATIVES

Councilor Fierke announced there had been a D9 School Board meeting but could not report on it.

Councilor Bilden reported attending a SOREDI Board Meeting earlier in the day and its annual meeting is planned for Eagle Point at the Golf Course. Councilor Bilden also reported attending the Southern Oregon Business Conference and that work is beginning on the Regional Strategic Plan. With regard to the Eagle Point Chamber of Commerce, the 4th of July Committee is beginning its efforts with a golf tournament planned for March 24th to benefit the 4th of July events. The Vintage Fair is planned for May 13, and the Circus is coming to town on the 16th.

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Council President Jenks congratulated everyone that worked on the Royal Avenue grant proposal and was proud of those efforts.

Councilors Mannenbach and Stanek reported attending the Rogue Valley Council of Governments (RVCOG) newly elected officials training, and plans to attend the upcoming League of Oregon Cities (LOC) training.

Mayor Russell reported attending the Stark/Esquivel Town Hall Meeting, held in the Ashpole Community Center which reached maximum capacity attendance levels. Mayor Russell also attended a recent Medford Water Commission meeting and the Dessert Auction at the High School where \$6,900 was raised. Mayor Russell also attended City Day in Salem, and reported a lot of discussion about funding, staffing, PERS, high school graduation rates, and community involvement.

There were no other Council reports.

12. STAFF REPORTS

Mike Upston, Planning Director, reported on new concrete at the Greenview Subdivision and development in that area. The Community Bible Church exterior is nearly completed, a large building is being built on Hannon Road, and an old approval for a Black Rock Coffee was reactivated for a location near the HanSen Center. Also, there is a possible relocation of Windermere Real Estate near the Providence Pediatric Building. Last, a public hearing will be held at the next meeting regarding electronic message signs.

Melissa Owens, Finance Director, reported ongoing work on financial projections and the budget process. Other items to report included: the website update; Public Works interviews; and onsite training planned for the Safety Committee. SAIF, the City's Workers' Comp provider, will present onsite training at no cost to the City. Ms. Owens also reported on the City's best practice survey which reflects well on the City's premiums; and a list of other finance items listed in the Friday Letter.

Robert Miller, Public Works Director, was excited to report on a Public Works candidate but there had not been a formal announcement. With regard to Public Works projects, Mr. Miller reported testing scheduled for the 1.6MG tank and that the Bellerive Pump Station should be in operation at its new location in the next couple of weeks. Activity along Stevens Road is progressing, budget projections are in progress with Main Street lighting scheduled for 2017-2018. Last, Mr. Miller announced the Arbor Day Celebration, and Eagle Point's 25th Year as a Tree City USA Community. This event is scheduled on Thursday, April 6th at 2:00 p.m. at the Splash Park. On a final note, Mr. Miller reported on comments from Public Works candidates. One comment was about the cleanliness of the City and the other was about there not being potholes in Eagle Point.

Vern Thompson, Police Chief, briefly discussed the recently appearing potholes but noted the City's cleanliness. Chief Thompson also reported on speeding complaints and the use

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of Radar Boards, as well as assistance being given to a homeless person to get them to a safe place.

Joseph Kellerman, City Attorney, apprised the Council of rent control issues in the Portland area and expressed curiosity about whether or not the League of Oregon Cities would become involved.

Henry Lawrence, City Administrator, reported on the Friday Letter going out earlier in the day.

There were no other staff reports.

13. INFORMATION

There were no information items for discussion.

15. ADJOURN

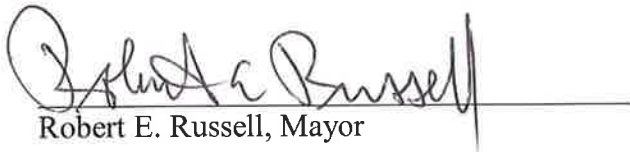
There being no further business, Mayor Russell closed the meeting at 8:47 p.m.

Respectfully submitted,



Cindy Hughes, City Recorder

ATTEST:



Robert E. Russell, Mayor