

City of Mt. Angel  
City Council Meeting Minutes

Drafted for Approval/Subject to Amendment

**CITY COUNCIL**

**7:00 PM**

**June 1, 2009**

The City of Mt. Angel's City Council met in a regular session Monday June 1, 2009 at the Community Meeting Room, 290 E. Charles Street, Mt. Angel, Oregon.

**I. EXECUTIVE SESSION:**

An executive session pursuant to ORS 192.660 (2) (d) to conduct deliberation with persons designated by the governing body to carry on labor negotiations.

The Executive Session was called to order at 6:45 pm by Mayor Rick Schiedler.

The Executive Session was adjourned at 7:00 pm.

**II. CALL TO ORDER:** The meeting was called to order at 7:05 pm by Mayor Rick Schiedler.

**III. FLAG SALUTE:**

Mayor Schiedler led the salute to the flag.

**IV. ROLL CALL:**

**COUNCIL**

Rick Schiedler, Mayor  
Ray Eder, Council President  
Darren Beyer, Councilor  
Michael Donohue, Councilor  
Kelly Grassman, Councilor  
Teresa Kintz, Councilor  
Andrew Otte, Councilor

**STAFF**

Pete Wall, Interim City Administrator  
Michele Hall, Assistant to City Administrator  
Brent Earhart, Police Chief  
Dan Bernt, P.W. Superintendent  
Tracy Grambusch, Finance Director

**V. APPEARANCE OF INTERESTED CITIZENS:**

Jim Kosel appeared before the council to speak about the council rules. He had some concerns about the discussion between himself and some council members at the previous meeting.

**VI. APPROVE ACCOUNTS PAYABLE:**

Councilor Grassman had a question about the Police department pest control. Councilor Beyer had a question regarding the cost for printing the budget in the Statesman Journal. Both questions were answered by staff.

Councilor Otte moved that the accounts payable be approved as presented. Councilor Beyer seconded the motion.

The motion was passed with the following vote:

**AYES: 6                      NAYS: 0                      ABSTAIN: 0**

**VII. CONSENT AGENDA:**

- a. Approve Minutes of City Council meeting of May 4, 2009
- b. Approve Minutes of Special Work-session of May 11, 2009
- c. Approve Budget meeting minutes for April 7, 2009
- d. Approve Budget meeting minutes for April 13, 2009
- e. Resolution 1286 – Correcting Budget 08/09 – Police Vest Grant
- f. Resolution 1287 – Correcting Budget 08/09 – Police Overtime Grant
- g. Resolution 1288 – Correcting Budget 08/09 – Housing Rehabilitation
- h. Resolution 1289 – Correcting Budget 08/09 – Sewer Franchise and Admin Fee
- i. Resolution 1290 – Correcting Budget 08/09 – Street ODOT Grant
- j. Resolution 1291- Extending Worker’s Comp to Volunteers working for the City
- k. Resolution 1292 – Authorizing extension of Wave Broadband Franchise contract for 6 months
- l. Gaming License for Larry’s Saloon
- m. Consent given to Interim City Administrator to hire Library Aide
- n. Street Closure for 150 Miles for 150 years
- o. Street Closure for St. Parish Corpus Christi Procession

Jim Kosel spoke to the council about Resolution 1292 regarding the Wave Broadband contract. He suggested that “and/or its successors” be added to the resolution. Mr. Wall explained that in the case of the company being sold or merged with another company, the City would make an agreement with the new franchise.

Don Fleck addressed the council about the Wave Broadband agreement, in the past, they were promised free access for emergency services such as TV, internet etc if the emergency operations center is opened. Mr. Wall assured him that would be part of negotiating the franchise agreement renewal.

Councilor Otte moved to remove items a. and c. from the consent agenda. Councilor Grassman seconded.

The motion was passed by the following vote:

**AYES: 6                      NAYS: 0                      ABSTAIN: 0**

A motion was made by Councilor Grassman to approve the consent agenda with items a. and c. removed. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 6                      NAYS: 0                      ABSTAIN: 0**

Councilor Otte had a correction in item a. on page 4 of the city council meeting minutes on top of the page it references a discussion that was brought forward by Councilor Beyer and not himself.

Councilor Grassman moved to approve the minutes as corrected. Councilor Beyer seconded. The motion was passed with the following vote:

**AYES: 6      NAYS: 0      ABSTAIN: 0**

In item c. the Budget meeting minutes Teresa Kintz did not have the title “Councilor” behind her name.

Councilor Grassman moved to approve the Budget committee meeting minutes as corrected. Councilor Donahue seconded.

The motion was passed with the following vote:

**AYES: 6      NAYS: 0      ABSTAIN: 0**

**VIII. CORRESPONDENCE:**

There was no correspondence included in the council packet as no correspondence for the council was received this month.

**IX. STAFF REPORTS:**

**a. Police Department**

Police Chief Earhart submitted a written report for the council packet and distributed the supplemental Call Breakdown Report to the council at the meeting. Chief Earhart added that they delivered a baby earlier this month with the assistance of Mt. Angel Fire District. Councilor Grassman had a question about the cover shift that the School Resource Officer will be covering now and Chief Earhart explained that just referred to the time scheduled for that shift. He also reported that the police department was informed last week that they made the first cut for the School Resource officer grant.

**b. Public Works**

Public Works Director Dan Bernt submitted a written report for the council packet. Councilor Eder asked how the seasonal employee became a full time employee. Superintendent Bernt said that it was approved by the budget process last year. Councilor Donahue stated that even though the council approved the year round position as part of the budget, he had understood that staff was supposed to come back for approval of the council before they actually hired the position.

**c. Finance**

Finance Director Tracy Grambusch submitted a written report for the council packet. Kintz asked about the worker’s comp for volunteers since we only have police reserve and a few library volunteers. Mayor Schiedler asked about the increase in late water bills and shut offs. Mrs. Grambusch explained that they are increasing. We had 7 shut-offs this month. Only one has not

paid. We are seeing an increase in people vacating the property without paying.

**d. Code Enforcement**

Code Enforcement Officer, Jacque Keller-McCormick submitted a written report for the council packet.

**X. OLD BUSINESS:**

**a. Review of Littlest Angel Preschool Contract Approval**

Jim Kosel addressed the council with more information about his discussion last month. He explained why he brought the issue up. He attended the public meeting training for the planning commission and explained how he viewed what he learned in the training about conflicts of interest as relating to this situation.

Councilor Otte refrained from discussing and voting on this issue.

Councilor Grassman addressed the council, asking that the council revote on this issue. At the last council meeting, she was unaware that the preschool had not obtained their 501(c)(3) corporation status, she thought they had and voted on that basis as it would not have been a conflict for her if the preschool had that designation.

A motion was made by Councilor Kintz to revote on the Littlest Angel Preschool Contract. Councilor Beyer seconded the motion.

The motion was passed with the following vote:

**AYES: 4      NAYS: 0      ABSTAIN: 2**

Councilor Otte and Councilor Grassman abstained.

**XI. NEW BUSINESS:**

**a. Resolution 1293 -Adopting Operating Budget for FY 2009/2010**

Councilor Grassman asked that staff be required to come before council before they make large expenditures during this time of financial hardship. Mr. Wall explained that the way to handle that would be to amend their purchasing rules which are passed by resolution. The council instructed staff to bring back a resolution to amend the purchasing rules.

Don Fleck had a question for the council. He had a question about the public works part time position. He would like to propose a cooperative agreement with the City. The fire district has a grant that they would like to offer to help offset the cost. He is one of a few fire fighters that are in town to respond to calls during the day. The grant is for training and he would like to offer the training for the city under the grant.

Councilor Otte withdrew himself from the conversation because of a potential conflict of interest.

Councilors Kintz and Grassman said they made the decision on the basis that they felt that the position was supposed to be a seasonal position and that they were unwilling to change their mind about their decision, but they appreciated the chief offering.

A motion was made by Councilor Donahue to approve Resolution 1293 – Adopting the Operating Budget for FY 2009/2010. Councilor Grassman seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

b. Resolution 1294 -Appropriations for Budget 09/10

A motion was made by Councilor Otte to approve Resolution 1294 – Appropriations for Budget 09/10. Councilor Kintz seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

c. Resolution 1295 - Imposing Ad Valorum taxes

A motion was made by Councilor Donahue to approve Resolution 1295 – Imposing Ad Valorum taxes. Councilor Beyer seconded the motion.

Councilor Donahue asked about the tax-rate and how long we were at this tax rate. Councilor Kintz asked if it can change. Mrs. Grambusch stated that the tax rate is a permanent change.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

d. Resolution 1296 - Certifying Mt. Angel meets requirements to receive State cigarette, alcohol, and gas taxes.

A motion was made by Councilor Kintz to approve Resolution 1296 – Certifying Mt. Angel meets requirements to receive State cigarette, alcohol and gas taxes. Councilor Beyer seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

e. Resolution 1297 -Authorizing Small City Allotment Grant application.

Mr. Wall gave a brief report on the history the grant and explained why staff chose this project. Some discussion ensued.

A motion was made by Councilor Donahue to approve Resolution 1297 – Authorizing Small City Allotment Grant. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

f. Resolution 1298 - Authoring Inter-fund loan for the street LID's .

Mrs. Grambusch explained the need for the loan from this fund. Some discussion ensued.

A motion was made by Councilor Donahue to approve Resolution 1298 - Authoring Inter-fund loan for the street LID's. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

g. Resolution 1299 - Authorizing Inter-fund loans for FY 09/10

Mrs. Grambusch explained the need for this loan. Several councilors questioned Mrs. Grambusch on how this works specifically.

A motion was made by Councilor Eder to approve Resolution 1299 - Authorizing Inter-fund loans for FY 09/10. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 5    NAYS: 1    ABSTAIN: 0**

h. Resolution 1300 - Authorizing Agreement between the City and Oktoberfest for Police Services

Councilor Grassman made a statement that her husband is director of the Oktoberfest Board, but she feels that is able to vote for this without being influenced. She will participate in the discussion and vote.

Councilor Kintz asked about who the accountant is for Oktoberfest. Mrs. Grambusch replied that she did the accounting for Oktoberfest.

A motion was made by Councilor Kintz to approve the consent agenda. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

i. Approve and authorize Interim City Administrator to sign Collective Bargaining agreement for the Mt Angel Police Association

A motion was made by Councilor Otte to approve and authorize the Interim City Administrator to sign the Collective Bargaining agreement. Councilor Donahue seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

j. Resolution 1301 – Approving Salary scale for Police Department salaries.

A motion was made by Councilor Grassman to approve Resolution 1301 – Approving Salary scale for Police Department salaries. Councilor Otte seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

k. Resolution 1302 – Approving Salary scale for general employees.

A motion was made by Councilor Kintz to approve Resolution 1302 – Approving Salary scale for general employees. Councilor Beyer seconded the motion.

The motion was passed with the following vote:

**AYES: 6    NAYS: 0    ABSTAIN: 0**

**XII. CITY ADMINISTRATOR'S REPORT :**

Interim City Administrator Pete Wall gave a verbal report to the Council.

The City has received 2 applications for the Communications Committee and one application for the Park/Tree Board. Mr. Wall recommended that the council consider making the Communications Committee 3 member committee – 2 citizen representatives and 1 councilor representative.

Mr. Wall, Mayor and Councilor Grassman met with John Gooley about moving forward with the Oktoberfest building. The Oktoberfest Committee would like a chance to present their plans and their needs as they pertain to the grants they are applying for to the council and the public. A Special Session has been called by consent of the Council for June 22, 2009.

**XIII. CITY COUNCILOR'S REPORT:**

Councilor Kintz asked about the information kiosk on Main St. It is in need of repair. Maureen Ernst from the Chamber of Commerce reported that the kiosk on Main St. belongs to the Chamber of Commerce and they are looking into grants and other means to repair it.

Councilor Otte stated that he would like to move forward on the Communications Committee. There was discussion about Mr. Wall's previous suggestion and then consensus among the council to give the current volunteers some more time to recruit additional members.

**XIV. MAYOR'S REPORT:**

Two of the three Library Board positions are being extended and they have an interested party, Kathy Wall whom the mayor has decided to appoint to fill the vacant position.

**XV. ADJOURN REGULAR MEETING:**

Mayor Schiedler adjourned the meeting at 8:41 p.m.

**XVI. EXECUTIVE SESSION:**

The Executive Session that was scheduled to be held following the regular meeting of the City Council was cancelled.

Respectfully submitted by:

---

Michele Hall, Assistant to City Administrator

ATTESTED BY:

---

Rick Schiedler, Mayor