

TUESDAY, JANUARY 21, 2020
CITY COUNCIL MEETING AGENDA
Regular meeting 7:00 p.m.
Scappoose Council Chambers
33568 East Columbia Avenue

Call to Order

Mayor Burge called the City Council meeting to order at 7:00 p.m.

Pledge of Allegiance

Roll Call

Scott Burge	Mayor	Michael Sykes	City Manager
Patrick Kessi	Council President	Norm Miller	Police Chief
Megan Greisen	Councilor	Susan Reeves	City Recorder
Josh Poling	Councilor	Alexandra Rains	Assistant to City Manager
Brandon Lesowske	Councilor	Dave Sukau	Public Works Director
Pete McHugh	Councilor	Kevin Turner	Treatment Plant Supervisor
Peter Watts	Legal Counsel	Press: None	

Excused: Councilor Joel Haugen

Approval of the Agenda

Councilor Poling moved, and Councilor Greisen seconded the motion to approve the agenda. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

Public Comments

There were no public comments.

Consent Agenda ~ January 6, 2020 City Council meeting minutes

Councilor Greisen moved, and Councilor Poling seconded the motion to approve the Consent Agenda ~ January 6, 2020 City Council meeting minutes. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

New Business

Endorsement of the NLC Service Line Warranty Program

Dennis Lyon continued going over the power point. He explained benefits to a community, there is absolutely no cost to the City to participate in the program, there are no public funds that are

used, and it is completely administered by them. He went over the process and coverage with this program.

Councilor Lesowske and Council President Kessi asked about the pricing for this program.

Dennis Lyon replied with the revenue the water protection is only \$5.75 a month, sewer is only \$7.75 and in-home plumbing is only \$9.99 if you forgo the revenue each of those decrease by .50. He explained the pricing is structured to allow the folks who are most financially vulnerable to these potentially catastrophic issues to participate without having to make a big sacrifice.

Legal Counsel Peter Watts brought up a Class Action against this company in Missouri. He said it makes sense for us to do a little more investigation during our due diligence.

Dennis Lyon replied he is not aware of this and he apologizes for not having an answer regarding this, but he will check into it.

Councilor Lesowske asked Dennis if he could provide three references from cities in Oregon that are participating in this program?

Dennis Lyon replied yes, he can do that.

Mayor Burge asked what does Council want to do?

The general consensus is to wait until a future meeting.

Council thanked Dennis.

Public Comments

Ivy Freimuth talked about the bioswales in the South Fork subdivision. She explained she is the President of their HOA Board and there have been some concerns that have come up regarding the cost of maintaining the bioswales and the overall care of them. She explained they were able to get a company to look at them and maintain them and they are already over \$5,000 in just trying to get them back to working order. She stated it is a lot of added cost to our community to be paying for all of this stuff just right off the bat. She explained she is not sure how as an HOA board and a community they are supposed to get that information ~ about how and when they are supposed to be maintained. She stated it is written out, but it is very lengthy. She stated it is just a lot for them to handle and take care of. She stated it might be beneficial to make sure the bioswales are working as they should before they get turned over.

Legal Counsel Peter Watts explained when a developer of a subdivision has CC& R's and an HOA, as part of that, they come up with a plan and work with City staff, then after a certain number of lots are sold the infrastructure is turned over to the HOA association. He explained it depends on how the CC& R's are structured. He stated he doesn't know what claims they might have against the contractor, but it probably is all in the CC & R's, it wouldn't be covered by City Code.

Mayor Burge asked on future developments can we verify that the bioswales are up to standard?

Legal Counsel Peter Watts replied he can't think of a reason why we couldn't put as a condition of the permit of the development that the Home Owner's Association has a right to inspection and those would be functioning at the time of turnover.

Council thanked Ivy.

Ivy thanked Council and said thank you for fitting her in.

2020 City Council Liaisons

Mayor Burge handed out the list of liaisons that he assigned.

After Council discussed the list a couple of Councilors were reassigned.

Councilor McHugh moved, and Council President Kessi seconded the motion to approve the 2020 Council Liaisons. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

Resolution No. 20-01 EDC Committee Bylaws Amendment

Assistant to City Manager Alexandra Rains explained staff identified a need to clarify the authority of the Mayor and City Council pertaining to the appointment and removal of members, alternate members, and ex-officio representatives (e.g. liaisons) of the Economic Development Committee. The language proposed for the Economic Development Committee bylaws is as follows:

~~D. Ex-officio representatives of related organizations and the business community may also be invited to participate in SEDC meetings and work sessions as determined by the voting members.~~

D. Ex-officio representatives of related organizations and the business community may also be invited to participate in SEDC meetings and work sessions as determined by the Mayor with the consent of the City Council.

Given the numerous amendments to both committees' bylaws, it was recommended by the City Attorney to rescind the establishing resolutions and propose new resolutions that are comprehensive. Staff recommends Council approve Resolution No. 20-01, thereby approving updated language to the establishing Resolutions and Bylaws of the Economic Development Committee.

Council President Kessi moved, and Councilor Poling seconded the motion that Council approve Resolution No. 20-01, thereby approving updated language to the establishing Resolutions and Bylaws of the Economic Development Committee. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

Resolution No. 20-02 Park & Rec Committee Bylaws Amendment

Assistant to City Manager Alexandra Rains explained staff identified a need to clarify the authority of the Mayor and City Council pertaining to the appointment and removal of members, alternate members, and ex-officio representatives (e.g. liaisons) of the Parks and Recreation Committees. The language proposed for the Parks and Recreation Committee bylaws is as follows:

~~C. Ex-officio representatives of related organizations and the business community may also be invited to participate in SPRC meetings and work sessions as determined by the voting members.~~

C. Ex-officio representatives of related organizations and the business community may also be invited to participate in SPRC meetings and work sessions as determined by the Mayor with the consent of the City Council.

Given the numerous amendments to both committees' bylaws, it was recommended by the City Attorney to rescind the establishing resolutions and propose new resolutions that are comprehensive. Staff recommends Council approve Resolution No. 20-02, thereby approving updated language to the establishing Resolutions and Bylaws of the Parks and Recreation Committee.

Councilor Poling moved, and Council President Kessi seconded the motion that Council approve Resolution No. 20-02, thereby approving updated language to the establishing Resolutions and Bylaws of the Parks and Recreation Committee. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

Resolution No. 20-03 DEQ Clean Water State Revolving Fund

Treatment Plant Supervisor Kevin Turner explained at the November 4, 2019 meeting Council authorized the City Manager to enter into a loan agreement with the Department of Environmental Quality's Clean Water State Revolving Fund for \$6,430,600. Since that date, DEQ has provided an alternative funding opportunity that is more advantageous for the City. The previous loan had a 1.59% interest rate over 15 years. The proposed alternative is a 30-year loan, amortized over 15 years at 2.01% and includes \$500,000 in loan forgiveness. This change reduces the cost of the loan for the City by approximately \$262,583. Staff recommends City Council authorize the City Manager to proceed with the new alternative Clean Water State Revolving Fund loan for design and construction of Phase I improvements of the CIP as indicated in the 2018 Wastewater Treatment Facility Plan final draft. He introduced Rebecca Kramer who is our DEQ Loan Officer.

Council President Kessi asked about the \$500,000 loan forgiveness, that is at the end of the loan?

Rebecca Kramer replied there is the active period of the loan, which the loan is more like a home equity line of credit, and then once the project is complete and signed off on, the loan principle

amount that was borrowed goes into a payment; that is when the \$500,000 gets deducted so the interest rate of the 15 year repayment period starts out at half of a million less than you borrowed.

Councilor Lesowske asked is this a new program or why were we not aware of it before?

Rebecca Kramer replied loan forgiveness is a function of the amount of money they have in their funds, you may be eligible for it but if it is already spent, you wouldn't receive it.

Councilor McHugh moved, and Council President Kessi seconded the motion that Council authorize the City Manager to proceed with the updated terms of the Clean Water State Revolving Fund loan, in the amount of \$6,430,600, for Phase I improvements of the CIP as indicated in the 2018 Wastewater Treatment Facility Plan. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

Announcements ~ information only

Calendar

Mayor Burge went over the calendar.

City Manager, Police Chief, Councilors, and Mayor

City Manager Sykes explained he received notice from the City of St. Helens, and they have scheduled a meeting on February 12, called the South Columbia County Leaders meeting. He explained this is an opportunity for the Council to meet with the Port Commission, the Columbia City Council members, the City of St. Helens Council members and also the County Commissioners. He explained the focus of the meeting is to talk about regional issues and what regional issues should we all be working on together. He explained our Waster Master Plan was approved by the State. He explained Huell White will be working with Dave and Alex to put together a five-year Capital Improvement Plan for our water, sewer, and streets for all of our capital projects. He explained he received an email from an organization called Homesnacks and they looked at 350 places in Oregon to determine the best places to live and Scappoose ended up as number 6.

Councilor Greisen explained they had a Traffic Safety Committee meeting this evening and they added to the list of areas of concerns that they have around town that they would like to have added to a study, whether that means speed limits, parking, school zones, walkability, crosswalks, etc.

Mayor Burge read a statement and went into Executive Session at 8:02 p.m.

Executive Session ~ ORS 192-660(2)(e) Real Property Transaction

Present: Mayor Scott Burge, Council President Patrick Kessi, Councilor Megan Greisen, Councilor Josh Poling, Councilor Brandon Lesowske, Councilor Pete McHugh, City Manager Michael Sykes, Legal Counsel Peter Watts, Public Works Director Dave Sukau and City Recorder Susan Reeves.

Mayor Burge came out of Executive Session into open session at 8:21 p.m.

Council President Kessi moved, and Councilor Poling seconded the motion that Council authorize City Manager Sykes to sign the letter of intent with the Grabhorn's for the property, plus or minus 10 acres at 33306 NW EJ Smith Road. Motion passed (6-0). Mayor Burge, aye; Council President Kessi, aye; Councilor Greisen, aye; Councilor Poling, aye; Councilor Lesowske, aye and Councilor McHugh, aye.

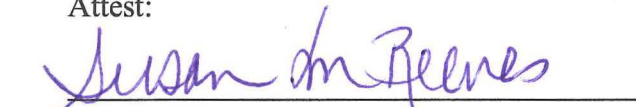
Adjournment

Mayor Burge adjourned the Council meeting at 8:23 p.m.



Mayor Scott Burge

Attest:



City Recorder Susan M. Reeves, MMC