

**CITY OF SILVERTON
CITY COUNCIL MINUTES**

City Council Chambers and Zoom Web Conference Platform

SEPTEMBER 13, 2021 6:00 PM

I. OPENING CEREMONIES – Call to Order & Roll Call

Mayor Palmer called the meeting to order at 6:00 p.m. The City Council and staff were present through the virtual meeting platform Zoom. Mayor Palmer explained this meeting is being held through Zoom pursuant to House Bill (HB) 2560.

Present	Absent	
<u> X </u>	<u> </u>	Mayor Kyle Palmer
<u> X </u>	<u> </u>	Council President Jason Freilinger
<u> X </u>	<u> </u>	Jim Sears
<u> X </u>	<u> </u>	Jess Miller
<u> X </u>	<u> </u>	Dana Smith
<u> X </u>	<u> </u>	Elvi Cuellar Sutton
<u> X </u>	<u> </u>	Crystal Neideigh

Staff Present:

City Manager, Ron Chandler; Chief of Police, Jim Anglemier; Community Development Director, Jason Gottgetreu; Deputy City Manager/Finance Director, Kathleen Zaragoza; City Engineer, Bart Stepp; Public Works Director, Travis Sperle; and Assistant to the City Manager/City Clerk, Melissa Molek; Assistant to the City Manager/Human Resources, Simone Stewart.

II. APPROVAL OF MINUTES

Councilor Smith made a motion to approve the minutes from August 2, 2021. Councilor Freilinger seconded. Minutes were unanimously adopted as corrected (7-0).

III. OATHS OF OFFICE/PUBLIC RECOGNITION

3.1 Proclamation – Silverton Car-Free Day

Mayor Palmer read the proclamation and proclaimed September 22, 2021 Silverton Car-Free Day.

IV. PUBLIC COMMENT –

Mayor Palmer advised that a comment had been submitted for an item not on the agenda and that comment would be forwarded to the council.

V. SCHEDULED PRESENTATIONS

5.1 Silverton Chamber of Commerce Monthly Update – Stacy Palmer

Stacy Palmer, Executive Director of the Silverton Chamber of Commerce provided her monthly update. Flower baskets have been taken down, with the exception of those on the bridge and Town Square Park, which will be taken down next week. The Chamber will continue to have discussions with the city regarding the installation of flower baskets on McClaine Street. The Chamber will be hosting a job fair at the Community Center on Tuesday, September 28 from 11:00 am to 3:00 pm. Businesses are awaiting new OSHA guidelines regarding COVID-19. Marion County has committed some marketing dollars to help promote holiday events in the city. December 13 is now the projected end date for the Silverton Road closure. The Sidewalk Shindig, Silver Falls Brewery Birthday Bash, and the Goblin Walk are upcoming events in the city.

5.2 Disc Golf Presentation

Owen Cote presented a proposal for a disc golf course at Coolidge-McClaine Park. Disc golf is like golf, but with Frisbees instead of golf clubs and golf balls. The game has become very popular during COVID and it's very inexpensive. Baskets are the main expense of the course and they can be removed for events like Homer Days. Tee pads can be anything from a concrete pad to a turf pad to markings. It's designed to be enjoyed by people of all ages, it's easy to learn, and socially distanced. He proposes using the back side of the park because much of the space is currently unused. The course will begin at the pool with three holes at Old Mill Park, continuing on to Charles Street and ending on the back side of Coolidge-McClaine Park. Two basket placements per hole makes it more fun because the course can be different each game. Discs may damage trees, but that typically only happens with younger trees and with high-powered shots, which this course won't require. The community benefits include that it is free, active, outdoors, produces added revenue, increases foot traffic, provides a new use for the park, teens have a place to hang out, and discourages homeless camps. Total cost is projected to be between \$3,000 and \$10,000.

Discussion included:

- Concern for the younger trees at Old Mill Park and the wear on grass if designated paths are not used.
- Conflicts with other uses of Old Mill Park.
- Potential danger to parked cars at Old Mill Park.
- Rules and tradition regarding the number of holes at a disc golf course.
- A preference for a more natural tee pad and not a concrete pad.
- The Environmental Management Committee could take on further discussion to move the project forward.

VI. PUBLIC HEARINGS

Quasi-Judicial Review – Application Number SU-21-01

6.1 Consider an appeal of a Subdivision denial to divide a 5.15 acre parcel in the 500 block of Eureka Avenue (Marion County Assessor's Map and Tax Lot 071W03A 00600) into 22 lots

Community Development Director Gottgetreu presented three options available to the council. City Attorney recommends granting a *de novo* hearing which could happen this evening or at the October meeting. City Attorney David Doughman further explained why he advises granting a *de novo* hearing.

Councilor Freilinger motioned to move forward with a *de novo* hearing at the October 4 meeting. The motion was seconded by Councilor Sutton. After discussion and amendment, the motion passed unanimously (7-0).

VII. DISCUSSION/ACTION ITEMS

7.1 Ordinance 21-05 – Allow consumption of alcohol in public area by permit

Community Development Director Gottgetreu gave a brief overview of Ordinance 21-05.

Discussion included:

- Alcohol consumption would be prohibited on school grounds.
- This ordinance would not cost the city any additional money.

Councilor Freilinger made a motion for the first reading of Ordinance 21-05 by title only. Councilor Sutton seconded the motion. The motion passed unanimously (7-0).

City Manager Chandler read the title of Ordinance 21-05.

Councilor Freilinger made a motion to pass Ordinance 21-05 on its first reading. Councilor Sutton seconded the motion. The motion passed unanimously (7-0).

Councilor Freilinger made a motion for the second reading of Ordinance 21-05 by title only. Councilor Sutton seconded the motion. The motion passed unanimously (7-0).

City Manager Chandler read the title of Ordinance 21-05.

Councilor Freilinger made a motion to pass Ordinance 21-05 on its second and final reading. Councilor Sutton seconded the motion. The motion passed unanimously (7-0).

7.2 Discussion on the potential to allow parklets on streets under City jurisdiction in the downtown core

Community Development Director Gottgetreu presented an explanation of parklets and gave examples of parklets in Milwaukee and Oregon City.

Discussion included:

- Issues such as speed limit, child safety, and offsets near intersections could be addressed using guidelines.
- Parklets could be required to be removed during winter months.
- Design standards could be developed to address the physical appearance of parklets.
- Staff could suggest requirements for council review.
- Gather business and community input using staff and the Chamber of Commerce.
- Public comments from Amy P. and Cayla C. were read aloud.

Councilor Freilinger made a motion for staff to develop a presentation with different options and feedback that would be collected from downtown businesses. The motion was seconded by Councilor Sears. The motion passed unanimously (7-0).

7.3 Street Sweeper Purchase

Public Works Director Sperle presented information on the street sweeper purchase.

Councilor Freilinger motioned to approve the purchase of a 2021 Schwarze A7 Tornado Street Sweeper. The motion was seconded by Councilor Sears. The motion passed (7-0)

Council took a 5 minute recess at 8:05pm.

7.4 Approve Western Avenue/Jefferson Street Improvements Concept

City Engineer Stepp presented Western Avenue improvement options.

Discussion included:

- Outreach to homeowners has not been done.
- A councilor shared some information received from the Oregon Department of Transportation.
- Extending water service as suggested in Option C.
- The city is in discussions with the James Street developer about improvements.
- Obtaining a pedestrian count.
- Determination of budget priorities on an annual basis.
- Other areas where compacted gravel is utilized.
- Compacted gravel may be a concern for wheelchairs.
- Public comment was received from Leslie Martin.

Councilor Sears made a motion for staff move forward with Option B to install a gravel pathway along Western, ensuring that it is ADA compliant. The motion was seconded by Councilor Neideigh. After some discussion, the motion passed unanimously (7-0).

Councilor Sears made a motion to direct staff to pursue Option G. The motion was seconded by Councilor Freilinger. After some discussion, the motion passed unanimously (7-0).

Councilor Sears asked staff to look at section that crosses the railroad track. Council agreed with this direction.

7.5 Resolution 21-15 – To Increase Appropriation Authority Related to the Pool Boiler and Authorize the Purchase of the Boiler

Public Works Director Sperle presented a report on the purchase of a pool boiler. Staff recommends a 97% efficiency boiler and will take about 4-5 weeks to arrive and 1 week to install. A nearby city has had the recommended unit since 2017 and has had no problems with it.

Discussion included:

- The higher efficiency unit has a higher cost than a replacement of the current unit, but the same payback period as the lifespan of the unit.
- The 97% efficiency unit has a limited 25-year thermal shock warranty and the replacement of the current unit only has a 10-year thermal shock warranty.
- The current unit is at the end of its life.
- Staff expressed the opinion that the more efficient boiler would require less staff time for maintenance.

Councilor Miller motioned to pass Resolution 21-15, authorizing staff to move forward with the purchase of a high-efficiency boiler. The motion was seconded by Councilor Freilinger. After some discussion, the motion passed with Mayor Palmer, Councilor Freilinger, Councilor Miller, Councilor Sears, Councilor Neideigh, and Councilor Sutton voting yes and Councilor Smith voting no (6-1).

7.6 Ordinance 21-06 – Approve a new Cable Franchise Agreement with Comcast of Oregon I, Inc. and declaring an emergency

Community Development Director Gottgetreu presented the cable franchise agreement.

Discussion included:

- Some community members would consider this an emergency.

- Comcast would be adding more lines and the removal of abandoned lines is part of the franchise agreement.
- Comcast typically notices residents of work in their neighborhood and will add language to the agreement.
- Comcast will build out the City of Silverton for the benefit of the citizens and further development for the company.

Councilor Freilinger motioned to approve the first reading of Ordinance 21-06 and declare it an emergency. The motion was seconded by Councilor Sutton. After some discussion, the motion passed unanimously (7-0).

City Manager Chandler read the ordinance.

Councilor Freilinger motioned to approve Ordinance 21-06 on its first reading. The motion was seconded by Councilor Sutton. Motion passed unanimously (7-0). Councilor Smith texted Mayor Palmer that she lost power but is in favor of the motion.

Councilor Freilinger made a motion for a second reading of Ordinance 21-06. The motion was seconded by Councilor Sears. Motion passed unanimously (7-0).

City Manager Chandler read the ordinance.

Councilor Freilinger made a motion to pass Ordinance 21-06 on the second and final reading with the understanding that Director Gottgetreu and Mr. Nord will work on wording regarding noticing neighbors. The motion was seconded by Councilor Sutton. Motion passed unanimously (7-0).

VIII. CONSENT

8.1 McClaine Street Final Cost

Councilor Sears motioned to approve Agenda Item 8.1 and the motion was seconded by Councilor Sutton. Motion passed unanimously (7-0).

IX. APPOINTMENTS TO COMMITTEES AND ADVISORY GROUPS

9.1 Appoint members to the Budget Committee, Environmental Management Committee, and Planning Commission

Councilor Freilinger motioned to appoint Ciara Jung to the Budget Committee with a term ending December 31, 2022. Councilor Miller seconded the motion. The motion passed unanimously (7-0).

Councilor Freilinger motioned to appoint Sam Perez, a high school student, to the Environmental Management Committee for a term expiring February 6, 2022. The motion was seconded by Councilor Smith. The motion passed unanimously (7-0).

Councilor Freilinger motioned to appoint Carl Krigbaum to the Environmental Management Committee for a term expiring February 5, 2024. The motion was seconded by Councilor Smith. The motion passed unanimously (7-0).

Councilor Freilinger motioned to appoint David Castle to the Planning Commission for a term expiring December 31, 2024. The motion was seconded by Councilor Sutton. The motion passed unanimously (7-0).

X. CITY MANAGER UPDATE

10.1 City Council Goal Session

City Manager Chandler gave some information regarding the closure of Silverton Road extending beyond the original expected date. The Chamber of Commerce is planning to pay Facebook to boost the message about the closure.

City staff has been in contact with the League of Oregon Cities. They are planning to use this month to go over current documents and meet with staff. They plan to meet with council members individually in the month of November. The goal setting session will take place over two days during the week of January 10, 2022. Two weeks following that session, the League of Oregon Cities will prepare a summary which the City Manager will then present to the council.

Staff will present on capital projects over the next three work sessions.

10.2 DEI Task Force Update

Chief Anglemier presented an update on the Task Force progress. They came up with five ideas: create and hire a mental health social worker; develop city liaison between citizens and police department; increase social media presence by the police department; have the police department condemn specific acts; hold meet & greet event (which will need to wait until the COVID situation improves). The group will meet the last Thursday of every month.

Discussion included:

- Chief Anglemier shows professionalism and his work to connect the police department and the community is appreciated.
- The DEI Task Force is still looking for one more member.

At 10:17pm, Councilor Freilinger made a motion to continue past 10:00pm. The motion was seconded by Councilor Miller. The motion passed unanimously (7-0).

XI. COUNCIL COMMUNICATIONS

Councilor Sears would like to revisit the wording regarding water curtailment by adding it to the Issues tracker.

Councilor Smith gave an update on the Civic Center project. The group is reviewing the 90% drawings to give feedback to the architect tomorrow.

Councilor Sutton thanked City Manager Chandler for updating social media often and the use of QR codes. She expressed an interest in wanting to know the history of the issues addressed in the letter from Charles Baldwin of Sustainable Silverton.

Councilor Miller had nothing to report.

Councilor Neideigh has gotten questions about watering new lawns. There is specific language in level 3, but nothing in levels 1 or 2 that references new lawns. Mayor Palmer expressed that he would assume it would be implied for levels 1 and 2, since it's in level 3. Chief Anglemier stated that they're taking an educational approach to enforcement.

Councilor Freilinger agrees with the need to discuss water. He wants to look at long term planning because things are getting worse. He agrees with Councilor Sutton that the letter from Sustainable Silverton should be addressed. He encouraged people to join the Silverton Urban Renewal Advisory Committee. There are currently three open positions.

Mayor Palmer expressed support for a disc golf course and would like to remand it to the Environmental Management Committee. Rotary would like to pitch a sensory park at a future council meeting. The dedication of Phase II of the Skate Park was on Saturday. He would like to talk about lights in that area in the future.

XII. ADJOURNMENT

Councilor Freilinger made a motion to adjourn. Mayor Palmer adjourned the meeting at 10:39 p.m.

Respectfully submitted by:



/s/Melissa Molek, Assistant to the City Manager/City Clerk