

CITY OF ALBANY
CITY COUNCIL
Council Chambers
Wednesday, October 26, 2011
7:15 p.m.

MINUTES

CALL TO ORDER

Mayor Konopa called the meeting to order at 7:17 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

The Linn Benton Young Marines led the pledge of allegiance to the flag.

ROLL CALL

Councilors present: Jeff Christman, Ray Kopczynski, Dick Olsen, Bill Coburn, and Bessie Johnson
Councilors absent: Floyd Collins (excused)

PROCLAMATIONS

Red Ribbon Week.

Mayor Konopa read a proclamation declaring October 23-31, 2011, as Red Ribbon Week, in Albany, Oregon.

The Linn Benton Young Marines provided red ribbons to the Council, staff, and audience with an explanation (in agenda file) that the dedication of the last week of October is in recognition of Kiki Camarena and a vision of a drug free America.

SPECIAL PRESENTATION

Oregon Association of Municipal Recorders "Recorder of the Year" Award.

Past President of the Oregon Association of Municipal Recorders Karin Johnson presented Albany City Clerk Betty Langwell with a plaque recognizing her as the 2011 Recorder of the Year.

SCHEDULED BUSINESS

Business from the Public

There was none.

First Reading of Ordinance

Levying assessments against property specifically benefited by sewer and water connections and the assessment of Sewer, Water, Parks, and Transportation System Development Charges for property described as Tax Lot 3900, Parcel 10S-04W-36BB; and declaring an emergency.

City Attorney Jim Delapoer read for the first time in title only "AN ORDINANCE LEVYING ASSESSMENTS AGAINST PROPERTY SPECIFICALLY BENEFITED BY SEWER AND WATER CONNECTIONS AND THE ASSESSMENT OF SEWER, WATER, PARKS, AND TRANSPORTATION SYSTEM DEVELOPMENT CHARGES FOR PROPERTY DESCRIBED AS TAX LOT 3900, PARCEL 10S-04W-36BB; AND DECLARING AN EMERGENCY."

MOTION: Councilor Coburn moved to have the ordinance read a second time in title only. Councilor Kopczynski seconded the motion and it passed 5-0.

Delapoer read the ordinance for a second time in title only.

MOTION: Coburn moved to adopt the ordinance. Councilor Johnson seconded the motion and it passed 5-0, and was designated Ordinance No. 5765.

Adoption of Consent Calendar

- 1) Approval of Minutes
 - a) September 12, 2011, City Council Work Session.
 - b) September 28, 2011, City Council Regular Session.
- 2) Accepting an easement for public utilities and access from Jean Leone Lovell Trust. RES. NO. 6052
- 3) Adopting an updated Investment Policy and repealing Resolution No. 5947. RES. NO. 6053

- 4) Adopting Financial Policies and repealing Resolution No. 5970. RES. NO. 6054
- 5) Readopting the Risk Management Policy and repealing Resolution No. 5963. RES. NO. 6055
- 6) Opting in to the recreation immunity provided by HB 2865 when allowing public use of unimproved right-of-ways. RES. NO. 6056
- 7) Authorizing the Parks & Recreation Director to sign an Intergovernmental Agreement with the Oregon Department of Fish and Wildlife for a Thornton Lake turtle study and management plan.

Konopa explained that a correction for spelling in the September 28, 2011, minutes was on the dais.

Johnson pulled item 7) for discussion.

MOTION: Coburn moved to adopt the Consent Calendar with item 7) pulled for discussion, and the corrected September 28, 2011, minutes. Kopczynski seconded the motion and it passed 5-0.

Regarding item 7), Johnson thinks the money should be spent in a different way. She doesn't agree with this study and will vote against it. She asked for an itemization of what the City has spent on this project.

MOTION: Councilor Olsen moved to adopt item 7) of the Consent Calendar. Kopczynski seconded the motion and it passed 4-1, with Johnson voting no.

Reports

Accepting Disadvantaged Business Enterprise (DBE) Policy for transit projects.

Airport and Transit Manager Chris Bailey explained that this policy is project specific. In order to receive funds from the Federal Transit Administration (FTA) the City is required to develop and adopt a policy on the use of DBE contractors.

Coburn asked where the six policy statements on page 98 of the agenda originated from. Bailey said they are boiler plate language statements that the FTA accepts.

Councilor Christman asked, what is the purpose or goal of the policy? Bailey said the goal is for the City to have in writing that disadvantaged businesses will receive fair treatment when competing for City projects directly funded by the FTA. Christman believes this is an example of government requiring too much documentation.

MOTION: Kopczynski moved to accept the Disadvantaged Business Enterprise Policy for transit projects. Johnson seconded the motion and it passed 4-1, with Christman voting no.

Receiving Code Enforcement Team First Quarter Report for Fiscal Year 2011-2012.

Executive Assistant/Public Information Officer Marilyn Smith explained that the report is short and focuses on the arson cases. She mentioned that the City has received the judgment on the Jefferson Court case and will bring it to the Council at a future meeting.

BUSINESS FROM THE COUNCIL

Kopczynski thanked Smith for responding to inaccurate blogs regarding City business.

City Manager Wes Hare said that he and Finance Director Stewart Taylor had met with the Linn County Assessor in order to review the assessed property values in Albany. Hare explained that they were told there is a "maximum assessed value" that is calculated but not shown on the statements that property owners receive. Therefore, some property owners can't calculate their property taxes with the information provided on their tax statements. This calculation, the compression of the Police and Fire Levy, and the expected decrease in property values, has resulted in a loss to the General Fund of revenue greater than was anticipated. Hare thinks the issue of greatest concern is not the loss this year, but that the trend will likely get worse before it gets better. The City will have to deal with a lower revenue stream than was projected over the coming few years. He said the Council will receive a full report with options next Wednesday.

RECESS TO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION OR LITIGATION LIKELY TO BE FILED IN ACCORDANCE WITH ORS 192.660 (2)(h)

This item was canceled.

NEXT MEETING DATE

The next scheduled Regular Session of the City Council is on Wednesday, November 2, 2011, at 7: 15 p.m., in the Council Chambers of City Hall. The following scheduled Regular Session of the City Council is on Wednesday, November 9, 2011, at 7:15 p.m., in the Council Chambers of City Hall.

Albany City Council Regular Session
Wednesday, October 26, 2011

The next scheduled Work Session of the City Council is on Monday November 7, 2011, at 4:00 p.m., in the Municipal Court Room of City Hall.

ADJOURNMENT

There being no other business, the meeting was adjourned at 7:50 p.m.

Respectfully submitted by,

Reviewed by,

Betty Langwell, MMC
City Clerk

Stewart Taylor
Finance Director