

CITY OF ALBANY
CITY COUNCIL
Council Chambers
Wednesday, May 13, 2015
7:15 p.m.

MINUTES

CALL TO ORDER

Mayor Sharon Konopa called the meeting to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

Konopa led the pledge of allegiance to the flag.

ROLL CALL

Councilors present: Councilors Rich Kellum, Bill Coburn, Ray Kopczynski, Dick Olsen, and Floyd Collins.

Councilors absent: Councilor Bessie Johnson was excused.

PROCLAMATIONS

Preservation Month.

Konopa read the Preservation Month proclamation in the agenda packet.

SPECIAL PRESENTATION

2015 Historic Preservation Awards.

Planner I Shawna Adams said she assists with the management of the City's Preservation Program and staffing the Landmarks Advisory Commission (LAC). Each year, during Historic Preservation Month, the LAC honors community members whose commitment, leadership, and investment in Albany's heritage merit special recognition. Tonight, Konopa will present three awards to individuals and organizations.

Adams gave a PowerPoint presentation (see agenda file).

Konopa presented the following awards:

To Oscar and Tamalynne Hult, in recognition of the interior and exterior rehabilitation work they have done at 425 First Avenue, transforming what was once an unused neglected space in the heart of downtown by opening "The Natty Dresser." Adams added that Oscar Hult has been an active proponent of the preservation of downtown Albany as a retail destination. He has also shared his expertise and leadership through his participation in the LAC, Monteith Historical Society, and Albany Downtown Association (ADA).

To Marc and Anni Manley, in recognition of their instrumental and ongoing role in the revitalization of downtown Albany. Over the past several years the Manleys have fully rehabilitated the historic Flinn and Ames Buildings on First Avenue. Adams added that good stewardship requires ongoing maintenance; the Manleys have established a comprehensive maintenance program to preserve the integrity of the Flinn and Ames buildings. The two buildings provide a value that extends far beyond the historic resources themselves by housing new business tenants, providing a venue for weddings and other events, and serving as a catalyst for other property owners and businesses to invest in the downtown. Adams said Marc Manley has also coached and assisted downtown businesses as the Director of the Small Business Development Center at Linn Benton Community College.

To Monteith Historical Society, in recognition of their Outstanding Leadership in Cultural Heritage and Historic Preservation. The Historical Society operates the Monteith House Museum, maintains the Monteith house, and owns and manages the house's artifact collection. In 2011, the balcony was repaired and then painted in 2012. Last year the chimney was repointed, a new roof was added, several windows were re-glazed, and an energy audit and heating improvements were completed among other projects.

Adams said the Monteith Historical Society also sponsors tours in coordination with the Albany Visitor's Association (AVA), provides living-history demonstrations, curates the house collections, and offers educational activities in coordination with local schools.

Historical Society President Chet Houser accepted the award on behalf of the Monteith Historical Society.

Adams said the LAC members are appointed to serve as volunteers. Their expertise, dedication, and time are a great asset for the community, and the cornerstone of the City's preservation program.

PROCLAMATIONS

Older Americans Month.

Konopa read the Older Americans Month proclamation in the agenda packet.

Konopa appreciates the work done for the elderly in our community.

SCHEDULED BUSINESS

Business from the Public

There was none.

First Reading of Ordinance

- 1) Amending Ordinance No. 5730 and Albany Municipal Code Chapter 2.26 to revise and clarify the power and duties of the Airport Advisory Commission.

City Attorney Jim Delapoer read the ordinance for the first time in title only.

MOTION: Councilor Bill Coburn moved to have the ordinance read for a second time in title only. Councilor Rich Kellum 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 and Kellum seconded it. The motion passed 5-0 and was designated Ordinance No. 5853.

Adoption of Resolutions

- 1) Authorizing the Fire Department to apply for funds not to exceed \$1,374,600 through the U.S. Department of Homeland Security Fiscal Year 2014 Staffing for Adequate Fire and Emergency Response (SAFER) grant program for hiring firefighters.

City Manager Wes Hare said this grant will help to fund firefighter positions. It is a short-term measure to deal with long-term need. It has been beneficial in the past and would be useful in the future.

MOTION: Coburn moved to adopt the resolution and City Councilor Ray Kopczynski seconded it. The motion passed 5-0 and was designated Resolution No. 6409.

- 2) Adopting Albany's 2015-2016 Annual Action Plan for Community Development Block Grant programs as required by the U.S. Department of Housing and Urban Development (HUD).

Planner II Anne Catlin said the comment period closed; they did not receive any comments.

MOTION: Kopczynski moved to adopt the resolution that establishes the 2015-2016 Action Plan; authorizes the Mayor to sign the certifying documents as required by HUD; and authorizes staff to submit the 2015-2016 Action Plan to HUD for review and final approval, and Councilor Dick Olsen seconded it. The motion passed 5-0 and was designated Resolution No. 6410.

- 3) Setting rates for water use and repealing Resolution No. 6373.

There was a revised resolution on the dais; the only change was that the resolution being repealed in the title was changed from Res. No. 6289 to Res. No. 6373 (see agenda file).

Hare gave an explanation of the fire services fees.

Fire Chief John Bradner said the fee revenue is not a part of the Budget proposal that is being reviewed at the May 14, 2015, Budget Committee meeting. These fee revenues would be in addition to the revenues in the budget and would take effect on July 1, 2015.

MOTION: Kopczynski moved to adopt the resolution on the dais and Coburn seconded it. The motion passed 5-0 and was designated Resolution No. 6411.

Adoption of Consent Calendar

- 1) Approval of Minutes
 - a) March 9, 2015, City Council Work Session.
 - b) March 23, 2015, City Council Work Session.
 - c) March 25, 2015, City Council Regular Session.
 - d) April 6, 2015, City Council Work Session.
- 2) Appointing City Manager Pro Tems and repealing Resolution No. 6352. RES. NO. 6412
- 3) Approving annual liquor license renewals.
- 4) Accepting a special warranty deed from Lowe's Home Centers, LLC. RES. NO. 6413
- 5) Accepting easements from:
 - a) James and Brenda Ruble. RES. NO. 6414
 - b) Top Notch Properties, LLC; Shevach Group Albany, LLC; and Murray One, LLC (10S03W31DN 02000). RES. NO. 6415
 - c) Top Notch Properties, LLC; Shevach Group Albany, LLC; and Murray One, LLC (10S03W31DN 02001). RES. NO. 6416

MOTION: Kopczynski moved to adopt the Consent Calendar as presented. Kellum seconded the motion and it passed 5-0.

Award of Bid

WL-15-02, Cleveland and Denver Street water lines.

Blaine described the range of the bids, as outlined in the staff report. Coburn said it is curious to note the small difference in the bids. The bids may vary from budget estimates due to circumstances beyond City's control.

Kopczynski asked if the bids are reflected in the Budget. Discussion followed.

MOTION: Collins moved to award the contract in the amount of \$371,823 to Pacific Excavation of Eugene. Kopczynski seconded the motion and it passed 5-0.

Appointment

Appointing Cathy LeSuer to the Landmarks Advisory Commission.

MOTION: Coburn moved to appoint Cathy LeSuer to the Landmarks Advisory Commission. Kopczynski seconded the motion and it passed 5-0.

BUSINESS FROM THE COUNCIL

Olsen said that at the May 11, 2015, Work Session, they discussed allowing medical marijuana retailers to be within 300 feet of residential zone, and changing the ordinance so that a current shop will no longer be within a legal distance of residential. He asked, when we make changes like this, do we grandfather in existing businesses? Delapoer said yes, but in this case it is not a land use ordinance. However, the Council has the discretion to make the change prospective only, so it would have a similar effect of grandfathering in. Delapoer said they have not made a decision yet. It is an unusual action to take for what is a criminal regulation, but it is something the Council can do.

Kellum said he spoke to Blaine about the City paying for the replacement of sewer laterals on private property as part of our capital projects when they are leaking. He agrees with paying for the pipe when it is the City's fault, but when the leak is on the customer's own lateral, we replace it at the City's expense instead of the homeowner. The rationale is that doing so means the City doesn't have to treat water that otherwise would be infiltrated into the sewer system. Kellum said this bothers him because he thinks it should be the homeowner's responsibility. He recognizes why City does it, but he doesn't like that the City sometimes foots the bill for an issue that should be the homeowner's.

Collins said he disagrees. The lateral replacement program does two things: by reducing inflow, it reduces the demand on the Wastewater Treatment Plant (WWTP) and expands capacity. Secondly, it reduces the amount that may overflow to the Willamette River and Calapooia River. It is the cheapest way to get the Infiltration and Inflow out of system, in addition to replacing worn out pipes. Many service lines are 50-100 years old and worn out. Collins thinks it is a cost effective way to manage the wastewater system.

Kellum used the example of his parking lot as something that should be his responsibility as the owner. Collins said, a failing parking lot doesn't impact the whole city, whereas sewer lines do.

Hare noted that most cities do have a lateral sewer replacement program for some of the reasons Collins described. There are certain costs associated with having water or sewer systems, and in the past the City of Albany has recognized that with its policy decisions. He said there are some cities that don't have similar programs, but it is a good value for all who live in cities that do, because it helps to keep down the costs of the system overall. Discussion followed.

Kopczynski received a thank you card from Mark Shepard.

Albany City Council Regular Session
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Konopa noted that there was a letter on the dais which gives direction to advocate for funding for the Amtrak Cascades train service (see agenda file).

MOTION: Collins moved to authorize the Mayor to sign the letter in support of continued funding for Amtrak Cascades train service and to forward the letter to the Joint Committee on Ways and Means. Kopczynski seconded the motion and it passed 5-0.

Hare introduced Sugeng Hartanto, visiting from Indonesia in order to learn how we do business as part of the International City/County Management Association (ICMA) Professional Fellows Exchange Program. In July, Planning Manager Bob Richardson will be going to Cambodia.

Smith said the Big Pick Up is scheduled for Saturday, May 16, 2015, and will focus on the neighborhood near Operations.

NEXT MEETING DATE: Work Session: May 18, 2015
 Regular Session: May 27, 2015

ADJOURNMENT

There being no other business, the meeting was adjourned at 7:56 p.m.

Respectfully submitted,

Reviewed by,

Mary A. Dibble, MMC
City Clerk

Wes Hare
City Manager