

CITY OF ALBANY  
CITY COUNCIL  
Council Chambers  
Wednesday, March 8, 2017  
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: Mayor Sharon Konopa and Councilors Rich Kellum, Bill Coburn, Bessie Johnson, Ray Kopczynski, Dick Olsen, and Mike Sykes.

Councilors absent: None.

SCHEDULED BUSINESS

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

SPECIAL PRESENTATION

Albany Police Department (APD) Employees of the Year.

Police Chief Mario Lattanzio, Captain Chris Carter, and Captain Jeff Hinrichs presented Civilian Employee of the Year Award to Community Service Officer (CSO) Erin Bagley and the Sworn Officer of the Year Award to Police Officer Amber Lovejoy.

Lattanzio said that Bagley is APD's newest CSO. He is highly energetic, competent, and comes to work with a positive attitude. Several supervisors have commented about Bagley's positive attitude and work ethic. Bagley was the only CSO for a short time and was able to handle the volume usually assigned to four CSOs. He worked well under the increased workload and maintained his positive attitude. Bagley interacts positively with the public and youth. He was chosen to assist with APD's Bringing up Learning and Behavior (BULB) Program and sets a great example for youth. He is a joy to work with and puts forward extra effort in all he does.

Lattanzio, Carter, and Hinrichs presented Bagley with an award certificate and plaque (see agenda file).

Lattanzio said that Lovejoy is positive, tenacious, and highly motivated. She consistently sets a high standard on patrol with her response to calls, traffic enforcement, arrests, and self-initiated incidents. Lovejoy pays attention to pending calls for service and frequently responds to help on other calls. Her reports are thorough and well written and she is an excellent team player. Lovejoy focuses her proactive time to areas in the city with high demand for service. She has an excellent memory, and her professional communication with citizens has enabled her to obtain information about people who frequently hide from police. She completed several sex offense investigations and a vehicle search warrant for drugs. She was interviewed and selected to be APD's next Sex Crimes Detective. Lattanzio said Lovejoy demonstrates professional demeanor and attitude.

Lattanzio, Carter, and Hinrichs presented Lovejoy with an award certificate and plaque (see agenda file).

Konopa said she is very proud of APD. She knows Bagley from his work with the youth in the community through the BULB program and knows that the youth are responsive to his words of wisdom. She thanked Lovejoy for her dedication and service.

SCHEDULED BUSINESS

Business from the Public

There was no business from the public.

Adoption of Resolutions

Enterprise Zone application for Freres Lumber Co. Inc.

- a) Waiving the employment requirement on a standard tax exemption on investments (made over one to three years) costing \$25 million or more in an Oregon enterprise zone in the matter of granting an enterprise zone exemption to Freres Lumber Co. Inc. by waiving the statutory requirement to increase employment by ten percent.

Hare described how an enterprise zone works. This one is in Lyons and has no impact on Albany. This action is a courtesy only and is requested because we are a city in Linn County.

Councilor Ray Kopczynski said this has been a wonderful process over the years. He noticed that this action may be unique in that they are waiving the ten-percent productivity requirement and they are investing less than \$25 million. He asked if the City was making a special dispensation on two key points. Hair said no; Albany is just a signatory for this transaction.

MOTION: Councilor Rich Kellum moved to adopt the resolution, and Kopczynski seconded it. The motion passed 6-0 and was designated Resolution No. 6579.

- b) Waiving the employment requirement on a standard tax exemption based on rise in productivity and dedicated contributions to workforce training in an Oregon enterprise zone in the matter of granting an enterprise zone exemption to Freres Lumber Co. Inc. by waiving the statutory requirement to increase employment by ten percent.

MOTION: Kellum moved to adopt the resolution, and Councilor Mike Sykes seconded it. The motion passed 6-0 and was designated Resolution No. 6580.

Authorizing the City Manager or his designee to execute a warranty deed to acquire the property for a stormwater treatment and detention facility on Crocker Lane in North Albany as part of the Crocker Lane Reconstruction Project, ST-16-02.

City Engineer Staci Belcastro said this action would authorize the City Manager to accept the warranty deed to acquire property for the stormwater treatment and detention facility on Crocker Lane in North Albany. Belcastro said that Engineer Chris Cerklewski reported on this at the December 5, 2016, City Council Work Session. The construction is required in conjunction with the street improvement project because the Army Corp of Engineers has made the determination that there are jurisdictional wetlands that are impacted by the property. Constructing within the existing right-of-way (ROW) is problematic and potentially expensive due to limited ROW and steep slopes, and Cerklewski determined that the existing detention and treatment facility that was constructed with the North Creek Subdivision has the additional capacity that could provide for the treatment needed for the Crocker Lane improvements. At the December 5, 2016, Work Session, staff asked Council to authorize staff to negotiate with the Home Owners Association (HOA). Belcastro said the HOA agreed to sell the detention facility for \$1, and the City would take over maintenance of the facilities. The outstanding taxes will need to be paid, which are about \$5,000.

Councilor Bill Coburn asked whether the existing facility would need modification,. Belcastro said yes, the City will need to enhance it and make some modification to the manhole and control structure; but even with those, staff thinks they will save about \$300,000 by not having to construct facilities in existing ROW.

Councilor Bessie Johnson asked about the \$5,000 in taxes for 1.5 acres and whether lot line adjustments would be necessary. Belcastro said the \$5,000 is for back taxes when the business went bankrupt. Discussion followed.

MOTION: Kellum moved to adopt the resolution, and Coburn seconded it. The motion passed 6-0 and was designated Resolution No. 6581.

Authorizing the Chief of Police to sign a contract between the City of Albany and Wire Works LLC for police vehicle lease/purchase, upfit vehicles, and maintain equipment for three years beginning April 1, 2017.

Lattanzio said that the contract with Wireworks was expiring, so the City went out to bid. They had two responders, Day Wireless and Wireworks. Wireworks is the only one that met all the criteria. The City has received excellent service from Wireworks and has had no issues.

Kellum asked if they repair the cars. Carter said Wireworks does the electronics only; Roberson Ford has the fleet maintenance contract. Wireworks does the radio, lighting, in-car system, and any equipment inside. APD also leases some patrol cars through them. Discussion followed.

MOTION: Kellum moved to adopt the resolution, and Coburn seconded it. The motion passed 6-0 and was designated Resolution No. 6582.

Adoption of Consent Calendar

1. Approval of Minutes
  - a) December 7, 2016, Regular Session minutes.
  - b) January 9, 2017, Joint Meeting of the Planning Commission, Landmarks Advisory Commission, and City Council minutes.
2. Liquor license recommendation to OLCC:
  - a) Grant a full on-premises sales, commercial establishment, new outlet, liquor license application for San Blas, LLC, d/b/a San Blas Authentic Mexican Restaurant located at 2845 Santiam Highway SE.

MOTION: Kopczynski moved to approve the Consent Calendar as presented. Coburn seconded the motion, and it passed 6-0.

Approval of Agreements

Cooperative Improvement Agreement with the Oregon Department of Transportation (ODOT) for construction of Fire Station 11 improvements on US Highway 20 (Lyon Street SE).

Belcastro said the staff is recommending that the Council authorize the City to enter into a cooperative improvement agreement with ODOT. The agreement will allow Gerding Builders to move forward with the improvements, primarily on Lyons Street, that have been on hold. Improvements include construction of a new approach at Sixth Avenue, new curb and gutters, street surfacing, striping, signs, curb extension, and new marked crosswalks on Lyon Street. The existing fire signal on Lyon Street will be removed. The Ellsworth Street fire signal will be modified to operate as a warning device with emergency vehicle-actuated flashing lights. Staff hopes to complete the application process and receive approval from ODOT for the full signal improvements. It would be several months before they get the approval but they want to move forward with the frontage improvements to the fire station, so they are bringing this forward now. The final agreement will have elements that supersede this agreement. Belcastro noted that they were also able to get ODOT to approve the condition that a four-inch grind inlay won't be required.

MOTION: Kellum moved to approve the request, and Kopczynski seconded it.

Councilor Dick Olsen said he is inclined to vote against because it seems that the traffic lights on Lyon and Ellsworth Streets are still up in the air. For Ellsworth Street, he doesn't think the small lights will be adequate to stop traffic. Between 4:00 p.m. and 6:00 p.m., he often has to wait three light cycles to get across that street. The fire truck may be able to get out easily, but he is concerned about other fire vehicles being able to get out quickly. He wants assurance that the lights will be sufficient. Belcastro said staff hopes the fire signal in place right now will remain in place until the full signal is constructed. They have already executed a contract with the consultant so they are already doing the signal analysis, which should be done in the next three to four weeks. Discussion followed.

Hare said it was a few months ago when staff became aware that the City could retain the existing signal. The City threatened to contact the state representative, and that is when ODOT came to the table and said they would be willing to consider the fully improved light. Hare said he thinks the City is in good shape and is not going to accept an inadequate light or one that we don't feel is safe.

Coburn said it frustrates him that what's in place works, yet the City is told by ODOT that it has to be removed. The lights have been there for many, many years. He is frustrated with ODOT's bureaucracy.

VOTE: A vote was taken on the motion, and it passed 6-0.

Report

Request to reclassify the Natural Treatment Systems Specialist position in the Public Works Operations Department.

Wastewater Superintendent Kristen Preston said this reclassification applies to the caretaker of Talking Water Gardens (TWG). TWG is a 60-acre wetland pond, which includes water structures, plants, trees, trails, and other amenities. When TWG opened in 2011, the position was held by a supervisor, but he retired. Public Works used the opportunity to reevaluate the position and created a Natural Treatment Systems Specialist. The department also reorganized by putting this position under the direction of the Water Reclamation Facility Supervisor since TWG is technically a wastewater treatment facility. Preston said, we chose the name, Natural Treatment Systems Specialist, to include oversight of other stormwater quality facilities. This position has worked well for the past few years, but it appears that the scope and complexity of the position is different than the current job description and the salary. She explained how the work is different. The position acts as a lead or a foreman. The City relies heavily on the expertise and knowledge of this position. Preston said it seems clear that this person has been working above their pay grade consistently, so this change seems warranted. This would continue to be a union position, but the increased responsibilities in the job description and adjustment to the pay grade reflect the actual work. Preston said this has been reviewed by Human Resources, and they are in

agreement. The position is currently vacant, and they are hoping that this reclassification will attract a qualified person.

MOTION: Kopczynski moved to approve the request to reclassify the Natural Treatment Systems Specialist position as requested in the staff report. Coburn seconded the motion, and it passed 6-0.

Coburn noted that at the March 6, 2017, Work Session, staff updated the Council on the Strategic Energy Management Project, and he was very impressed with the presentations from wastewater staff and water treatment staff and the innovative ways they were able to save money.

#### BUSINESS FROM THE COUNCIL

Kellum noted that there is a traffic light at Pacific Boulevard and Hill Street that changes every 15 seconds. Coburn said it is an ODOT signal. Staff will be calling ODOT about the light.

Kopczynski said Happy Birthday to his beautiful wife.

Konopa thanked Kopczynski for the donation for the Portlandia statue at the Library.

Sykes noted that there are several potholes following the snow and freeze this winter, especially on Ellsworth Street going toward Pacific Boulevard. Staff will look into it.

Coburn noted that a constituent contacted him several times concerning speeding on Hill Street. The last report from staff was that traffic monitoring by APD and issuing tickets is likely the most efficient solution. Coburn asked if there is developed criterion for installing speed signs. Discussion followed about traffic patrol and criteria for signs.

Konopa acknowledged two audience members who are communication students from Linn Benton Community College.

Hare noted that Kellum, Konopa, and Recreation Programs Manager Rob Romancier would be attending the upcoming Distinguished Service Awards banquet sponsored by the Albany Chamber of Commerce.

Staff noted that the Big Pick Up is scheduled for May 20, 2017. They have not yet chosen the neighborhood to clean up.

NEXT MEETING DATE: Work Session: Monday, March 20, 2017; and Regular Session: Wednesday, March 22, 2017

#### ADJOURNMENT

There being no other business, the meeting was adjourned at 7:55 p.m.

Respectfully submitted,

Reviewed by,

Mary A. Dibble, MMC  
City Clerk

Wes Hare  
City Manager