

TOLEDO CITY COUNCIL MINUTES

June 3, 2009

Mayor Rod Cross called the Toledo City Council meeting to order at 7:00pm.

Councilors present: Mark Camara, Nancy Lynne, Bob Emmett, Wes Chadwick and Monica Lyons. Excused: Councilor Mary Young

Staff present: City Manager (CM) Michelle Amberg, Library Director (LD) Peter Rayment, Finance Director (FD) Polly Chavarria, City Recorder Teresa Jenkins, Public Works Director (PWD) Adam Denlinger, Toledo Police Chief (PC) Mark Fandrey, Events Coordinator (EC) Celeste Mathews, and Assistant City Recorder Nancy Bryant.

Visitors present: Angelo Stephenson, Julie Rockwell, Audrey Pierce, Teresa Methvin, Don Amberg, Teresa Denlinger, Zack Dahl, Terry Dillman, Jess and Karen Choat, Ron and Pat Klinkhammer, Chris Henarie.

Visitor Comments:

LD Peter Rayment announced that the Toledo Library received a certificate of appreciation from the Toledo High School for their participation in a student work study program. He said it is a worthwhile program; the students get experience in a job type setting and the library gets assistance with light library duties. LD Rayment also stated that he wanted to share this kudo with council because it is their library too and they can take as much credit as the library does.

Audrey Pierce said she has lived in Toledo for two and a half years. First, she addressed the Main Street Program grant for façade improvement. She suggested that design guidelines and a managing group or sub committee be in place prior to the award of those grant funds and that the award recipient be required to match the funds. She also provided her view of how the Old Fire Station Building issues should be handled. She suggested the City obtain the following before moving forward with disposition of the property; a comparable market analysis by a commercial real estate agent, a geotechnical study by a geologist, a commercial building inspection to accompany any disclosures and finally an asbestos inspection and removal by an asbestos abatement contractor if asbestos present.

Mayor Cross noted that the City does have a geotech report and a real estate market analysis on the Old Fire Station property. To date, no funds have been allocated toward rehabilitation of that building.

Consent Calendar:

Motion-It was moved and seconded (Chadwick/Lynne) to approve the consent calendar consisting of the invoice list dated May 29, 2009 as well as council minutes dated May 6, 2009 and May 13, 2009. **Motion passed 6-0**, noting the absence of Councilor Young.

Discussion and Information Items

All American City Presentation

Mayor Cross announced that there is no All American City presentation available for this meeting.

Quilt Presentation

Councilor Lyons of Quilters Cottage presented a quilt titled “Toledo Oregon Forged from Nature.” She said it was pieced by herself and several Toledo residents; Michelle Christiansen, Julie Rockwell, Patricia Westfield, Linda Parsons, Karen Gerttula, Jenny Moffitt and quilted by Julie Rockwell. She expressed a special thank you to the children of the Toledo Library for their shared vision of Toledo’s future and participation in designing the quilt back. She stated that the quilt is a gift to the City of Toledo with the requirement that it stay within the city. She also asked that it be allowed to travel with Mary Bywater Cross as part of her exhibit of “Quilts around Oregon” at the Oregon State Fair.

Mayor Cross thanked Councilor Lyons for the donation.

Decision Items:

Proposed Ordinance regulating the Violation of Posted Truck Routes and Regulating the Use of Exhaust Brakes within the City of Toledo

PC Fandrey explained that staff drafted a strategic plan to address issues related to commercial vehicle use in the city. The plan includes the following project goals; review truck routes servicing Toledo, adopt a City Ordinance for violation of designed truck route, establish uniformed signage along the city truck route, establish improved signage at key entry points into the city, and establish over-length vehicle permit and process.

Staff is recommending an amendment to Toledo Municipal Code 10.08.060 for Violation of Posted Truck Routes, a new section in the code for restriction of all engine breaking and a section to regulate over length vehicles and permit fees for trucks operating in the city.

He noted that the Police Department has met with concerned citizens regarding commercial vehicles using “Jake” brakes while entering the city and staff held a stakeholders meeting where representatives of various commercial transportation companies were represented.

PWD Denlinger noted that he has enjoyed working with PC Fandrey on this project. He has done an awesome job of putting together a strategic plan for implementing this process. Together they have taken a long look at Toledo’s truck route, how effective it is and what other agencies are using in the way of signage for routing commercial vehicle traffic. Together they determined that they need to do a more effective job at posting the routes using more symbols directing traffic safely through Business Hwy 20 and onto A Street, Butler Bridge and around to Sturdevant. Those signs are now in place and staff continues to evaluate those signs to see how effective they will be. Staff is also currently approaching ODOT with a request to increase and update signage on Oregon State Highway 20 both at the west and east junctions. PC Fandrey added that PWD Denlinger has been great to work with as well. This has been a pretty big project.

PWD Denlinger stated the strategic goal No. 4 is recognizing the need for over length vehicles to access the industrial sections of our town. Staff has developed a permit process that will allow over length vehicles to access both Georgia Pacific (GP) gate 7 on the Bay Road and access the

Butler Bridge area through Butler Bridge Road. All other vehicles without permit requirements would be authorized to use Exit 7, the east junction, and use the Sturdevant Road route to access GP or other industrial areas of our town.

In answer to Council questions staff provided the following information:

- Section 2 of the proposed Ordinance is applicable and basically states that the City is the regulatory authority for these truck routes and can make changes as needed.
- There are no definitions from the ORS Statute included in the proposed ordinance. There aren't any definitions preceding this section of the ORS Statute identifying commercial motor vehicle but commercial motor vehicle is defined in other areas of the State Statute.
- The anticipated hiring of a City Attorney should be complete before the effective date of this ordinance and it can be reviewed by the person hired. If changes are necessary an amendment to this ordinance will be brought to council for review.

In review of the proposed ordinance regulating the violation of posted truck routes and regulating the use of exhaust brakes within the City and amending the penalty section of Toledo Municipal Code Chapter 10 to include these infractions, PC Fandrey explained the following:

- The Municipal Code reference Section 10.16.110 is to address the quality of life issues in relation to the commercial vehicle noise complaints from residents. Any manner of braking, including but not limited to, dynamic braking devices, exhaust braking, compression braking or Jake or Jacob braking shall be considered excessive noise and a violation of this ordinance.
- The Municipal Code reference Section 10.16.100 is a recommended addition to the code to provide a municipal code violation for violation of posted truck routes within the city.
- The proposed ordinance also includes amendment to Municipal Code Section 10.08.070 to add subsection C to the code which places the engine braking ordinance 10.16.110 into that section and setting the penalty to a Class D infraction and amend subsection B to include Section 10.16.100 set as a Class C infraction.
- Staff recommends amending Toledo Municipal Code Section 10.08.070 and ordain Toledo Municipal Code Sections 10.16.110, Prohibited Braking and 10.16.100, Violation of Posted Truck Routes.

In answer to council questions PC Fandrey explained the Class infractions and the established base fine amounts as; Class A \$1000 maximum, Class B \$500 maximum, Class C \$200 maximum, and Class D is a \$100 maximum fine.

Public Comment:

There were none

Motion- It was moved and seconded (Camara/Emmett) to adopt, by reading twice by title only, Ordinance No. 1326 regulating the violation of posted truck routes and regulating the use of exhaust brakes within the City of Toledo. **Motion passed 6-0**, noting the absence of Councilor Young.

Proposed Ordinance Establishing the Annual Transportation Permit Requirements for Oversize Vehicles

PWD Denlinger provided a background for the proposed ordinance. He said, due to the need to provide for the safe passage of goods and services delivered by commercial vehicles, the Public Works Department has been working closely with the Police Chief in an effort to increase safety related to commercial vehicle traffic. One of the control measures recommended in the Police Chief's strategic plan is to enhance safety for commercial vehicles by permitting access to oversized vehicles through the west junction (Exit-6) of Business Highway 20. During a recent stakeholders meeting, with local trucking firms and businesses owners like Georgia Pacific, consensus was reached quickly on the need to allow commercial vehicles permitted access through the west junction. Adopting an ordinance/resolution will provide the Police Department the necessary enforcement tools to better control the flow of commercial traffic on city roadways.

Staff recommends adopting a city ordinance establishing a commercial vehicle Transportation Permit process and adopting a permit fee for the issue of oversized load permits as well as adopting a resolution authorizing staff to begin collecting fees associated with the Transportation Permit process.

Council and staff agreed to the following changes to the proposed ordinance:

- 12.24.040 Application Review, Council and staff agreed to insert a sentence following the first sentence that states "the city must declare a decision within 20 days after the application is deemed complete".
- 12.24.070 Appeal of Suspension, Council and staff agreed to add language in the second paragraph second sentence "the city council shall conduct a hearing during the next regularly noticed and regularly scheduled Council meeting".

Public comment:

There was none.

Motion- It was moved and seconded (Emmett/Lyons) to adopt, by reading twice by title only, Ordinance No. 1327 An Ordinance establishing the annual Transportation Permit Requirements for oversized vehicles. **Motion passed 6-0**, noting the absence of Councilor Young.

A Resolution Implementing an Annual Transportation Permit Process and Adopting Fees for Issuing Oversized Truck Permits

PWD Denlinger explained the proposed resolution is to authorize staff to begin collecting fees associated with the Transportation Permit process.

Council and staff discussed the proposed truck routes, signage, permitting process as well as the structure and language of the permit. Staff noted that the fee for the permit is set through ORS 818.270 and OAR 734-070-0035 at \$8.00.

Public Comment:

Zack Dahl of Dahl Disposal thanked city staff and council for taking the time to look into this issue. He fully supports everything that staff is trying to accomplish.

Motion-It was moved and seconded (Camara/Lyons) to adopt Resolution No.1254 Implementing an Annual Transportation Permit Process and adopting fees for issuing Oversized Truck Permits. **Motion passed 6-0**, noting the absence of Councilor Young.

A Resolution Fixing the Rates and Charges to be Paid by the Users of the Sewerage System of the City of Toledo, Oregon

CM Amberg presented council with a spreadsheet of Oregon City/County Management Association rate comparison data. She said of the 44 entities listed Toledo is the 9th lowest rate in that group.

She noted sewer rates were last adjusted in 2007 and 2008. The proposed rate adjustment balances the budget and allows an \$84,502 transfer to the Sewer Reserve. The proposed increase in sewerage fees is an attempt to get closer to the funding necessary to maintain the city's wastewater system. Staff is recommending adoption of the proposed resolution fixing the rates and charges to be paid by the users of sewerage system in the City of Toledo.

In answer to Council questions FD Chavarria explained there is a carry over in sewer reserves in the amount of \$176,000 from this fiscal year with an additional \$84,000 transfer in the 2009/10 proposed budget. That account will also transfer to pay the sewer bond which creates a wash so the city actually has approximately \$250,000. Of the \$84,000 budgeted for 2009/10 there are proposed expenditures in the amount of \$100,000 so there will be less carry over the following year.

In answer to Council questions PWD Denlinger stated that the city has reached expediential in the infrastructure systems. He said we are not identifying master planning in wastewater at this time but we will pursue that after the completion of the water master plan that will identify the capital improvement list as well as the funding for that capital expense. The city has made great strides in the area of treatment however the city's collection system, the storm water and wastewater system is failing due to inflow and infiltration (I & I) issues. There are proposed funds set aside in the next fiscal year to address those issues but without a completed master plan and a Capital Improvement Plan (CIP) in wastewater, trying to fund those projects is not going to happen. Funding agencies will want to see those programs before they will fund these types of projects.

Mayor Cross noted the ease of taking the sewerage system for granted. The rate increase is necessary and you realize the importance of a system like this when you leave this country.

CM Amberg noted the benefit in investing in our infrastructure is an increase in efficiency of our systems.

Councilor Camara stated by raising the rates we put ourselves in a better position to get loans and federal assistance in the future.

Motion- It was moved and seconded (Emmett/Lynne) to adopt, Resolution No. 1255 fixing the rates and charges to be paid by the users of the sewerage system of the City of Toledo, Oregon.

Motion passed 6-0, noting the absence of Councilor Young.

Mayor Cross called for a brief recess at 8:40pm. The meeting resumed at 8:45pm.

A Resolution Fixing the Rates and Charges to be Paid by the Users of the Water System of the City of Toledo, Oregon

CM Amberg explained that the water rates were last adjusted in 2001, 2007 and 2008. The proposed adjustment will provide sufficient revenue for the coming fiscal year as well as a transfer of \$32,455 into the water reserve fund.

In answer to Council questions FD Chavarria explained the water reserve carry over from this fiscal year is \$240,000 with proposed expenditures for the 2009/10 fiscal year of \$165,000. There will be less carry over next year.

CM Amberg stated the City will have a water master plan to base the rates off of next year. The current economic condition was a consideration when determining a reasonable rate.

Mayor Cross expressed his appreciation for the work that staff has put into this. He believes the amount of increase in fees, without a water master plan in place, is appropriate at this time.

CM Amberg noted that language was added in Section 5 of the proposed resolution stating if the applicant's name is on the City's uncollectible utility bill list then the applicant will be charged twice the usual deposit, payable in full before water service is re-established.

Public Comment:

There was none.

Motion- It was moved and seconded (Lyons/Emmett) to adopt Resolution No. 1256 fixing the rates and charges to be paid to the users of the water system of the City of Toledo, Oregon.

Motion passed 6-0, noting the absence of Councilor Young.

Proposed Motion to Write Off Utility Bill Uncollectibles

Staff provided council with a list of uncollectible final utility bills dating over the last twelve years, totaling \$13,343.45. FD Chavarria noted that the criteria used to define uncollectible for this list include billings over five years old, billings more recent than five years old but less than \$50, billings for deceased customers, and bankruptcies. The list has been resorted by last name and the proposed water rate setting resolution has been modified to require double deposits from these customers if they request service in the future.

Councilor Chadwick thanked FD Chavarria for the changes. He said he doesn't like to write things off but he doesn't want staff to spend time and money going after an \$8. water bill.

Visitor Comment:

There was none.

Motion-It was moved and seconded (Lyons/Camara) to approve writing off the list of uncollectible utility bills. **Motion passed 6-0**, noting the absence of Councilor Young.

FD Chavarria noted that June 4th marks her 30th year anniversary working for the City of Toledo.

Proposed Motion to rescind Resolution No. 1243 directing the City Manager to sell the former Public Safety Building

CM Amberg explained that since this proposed motion was prepared, purchase proposals have been made on the former Public Safety Building and staff would now like to withdraw the request to rescind Resolution No. 1243.

Public Comment:

Ron Klinkhammer stated that at the last council meeting Pat Klinkhammer spoke regarding their interest presenting a proposal for purchase of this property. Since that meeting they have spoken to Bud Shoemake of the Port of Toledo and they are no longer interested in the purchase. They are comfortable that if the Port purchases the property they will continue to rent the space they now occupy in that building.

Motion-It was moved and seconded (Camara/Emmett) to remove the proposed motion from future consideration. **Motion passed 6-0**, noting the absence of Councilor Young.

A Resolution Authorizing the City of Toledo to apply for the 2009-2010 Coastal Zone Management Grant

CM Amberg noted that this is a routine grant request. The grant amount is \$4,000 and the funds provide assistance to the Community Development and Planning Department's day-to-day services. During the 2008-09 application process, a new requirement was implemented which requires the submittal of a City Council Resolution requesting the grant funds.

Public Comment:

There was none.

Motion-It was moved and seconded (Camara/Lynne) to adopt Resolution No. 1257 authorizing staff to apply for the 2009-2010 State of Oregon Coastal Zone Management Grant.

Motion passed 6-0, noting the absence of Councilor Young.

Proposed Motion regarding continued membership in the Lincoln County Solid Waste District

CM Amberg explained, as discussed at last council work session, it is staff's recommendation to take formal action to withdraw from the Lincoln County Solid Waste District, at the same time that other cities do this, and direct the local waste haulers to apply the funds to local programs. She also noted that the local waste haulers are in support of this withdrawal.

Councilor Camara asked what type of oversight is in place to guarantee the waste haulers will apply the funds toward the same types of services.

In response CM Amberg said, through the solid waste franchise agreement with the local waste hauler the City can require that \$6,000 is applied toward the same services provided by the current Solid Waste District. However, she believes that the \$6,000 will be used and leveraged to provide much more than \$6,000 worth of service.

Mayor Cross said through the franchise agreement the City is allowed to look at their books to ensure that the money is going where it is supposed to be going.

Councilor Emmett said it is clear from the previous presentation that Toledo is getting services that were once provided by the Lincoln County Solid Waste District. All those services are available on a daily basis instead of having to wait for the events to happen.

CM Amberg said each waste hauler will be able to respond to their actual customer area. Waste haulers are now much more sophisticated than at the start of the Lincoln County Solid Waste District. They see themselves much more involved in the recycling business.

Councilor Camara asked if Dahl Disposal provides the same service as the Free Wood & Yard Waste Program on Skelton Road.

Mayor Cross said Dahl Disposal provides the same service at their site for a minimal fee.

Councilor Camara noted a component of the program that includes forest clean up. He said council previously agreed that that is a worth while project to continue. He asked if there are provisions to continue that service.

CM Amberg said the Cities will need to consider that as a group and it may possibly be paid directly to the Sheriff's Office since they provide the service. It is a discussion they will need to continue because it is a worth while project.

CM Amberg noted another concern is that ORS 495 requires an annual solid waste and recycling report filed with DEQ to ensure compliance with State mandated recycling goals. That document is already being filed by the waste haulers.

Public Comment:
There was none.

Motion- It was moved and seconded (Emmett/Lyons) to withdraw the City of Toledo from the Lincoln County Solid Waste Disposal Service District and direct the local waste hauler to continue to collect the fees to be used for local recycling programs. **Motion passed 6-0**, noting the absence of Councilor Young.

Proposed Motion to approve a method for distribution of the Oregon Main Street program Façade and Building Improvement Grant

CM Amberg explained as part of the City's selection into the Oregon Main Street program the City of Toledo is eligible for a \$6,667 façade and building improvement grant for the downtown area. The City will need to create a program for disbursing the funds and the proposal will need to be submitted to the State by the end of June.

The following are eligible projects:

- Building façade improvements including but not limited to cleaning, restoration, painting, windows, brickwork, signs (if part of the building structure), entrances, and metalwork.
- Restoration projects including removal of slip sheathing or other treatments
- Historically appropriate awnings and signs
- Critical maintenance, structural, or code compliance.
- Award not limited to single building

The following buildings in Toledo that meet the general eligibility requirements are as follows:

- Leader Building
- Krause Garage
- Jack and Margie Smith's building at 139 S. Main Street
- Professional building (Bay Bistro)
- Pig Feathers & This-N-That Antiques building
- Elks Lodge

Staff proposed two options as follows:

Option 1 Proposal:

- Distribute grant to one property owner
- This grant recipient must match the grant dollar-for-dollar (preferably more)
- The grant recipient will present invoices from either contractors or materials' suppliers, and receive reimbursement for City's share (e.g. 50% if the match is 1:1)
- Grant recipient can't pay self for doing the work; "sweat equity" is not eligible to be counted as in-kind match.
- The grant money must be used for buildings on the Historic Register, and the improvements must be aimed at restoring it to original condition.

Option 2 Proposal:

- Create a micro-loan program for building owners who want to re-hab their buildings
- Establish Criteria for loan eligibility
- Payback schedule for loan program:
 - Year 1 = 0% interest
 - Year 2 = 1% interest
 - Year 3 = 2% interest
 - Year 4 = 3% interest
 - Year 5 = Loan due in full
- Use money that is paid back to issue new micro-loans

In answer to council questions EC Mathews stated that the list of eligible buildings was named after a historic inventory conducted by professionals of the Oregon Main Street program. The criteria for a historic building are that they have to be over 50 years old but have not been significantly altered. If there is a way that any building could be restored to the original design it could get approval. With these limited amount of funds it may not be practical to add more buildings to this list.

Councilor Camara said that for complete fairness all of the property owners should be notified of the program including the limited funds available.

Councilor Lynne noted this is just a small step in the right direction to start and with such a short deadline we should move forward on it.

Councilor Camara stated given that the historic aspects of these projects will impose significantly higher costs accomplishing the work then an owner might otherwise choose the City needs to make it worthwhile to do that kind of quality project. He believes the only reasonable incentive is to grant the funds with a match.

Councilor Emmett agreed with Councilor Camara. He questioned how many building owners listed were really planning to do a renovation. Because an owner will need to set up a program within 30 days he believes a grant will be more appropriate.

Councilor Chadwick questioned if any of the property owners have shown an interest.

EC Mathews said she wrote to all of the listed businesses informing them of the opportunity. One owner has responded. She also telephoned to inform them that this topic is on the agenda of this meeting and only the same owner responded.

Council and staff continued to discuss the different options between granting and loaning the funds. They discussed adding HUD funds to increase the amount of the program.

Mayor Cross stated he has a problem just giving the money. He said we don't do that for residential homeowners. Second, he agrees that \$6,700 is a "spit in the bucket" and he would like to add \$7,333 from HUD funds to make it a \$14,000 revolving loan program with the interest rates in option 2 altered by the amount of match. A total match would require no interest but the money would come back to the City when the property changes ownership.

Council and staff discussed whether an interest bearing loan program would be an acceptable program. EC Mathews said it would have to be approved by the State.

Councilor Camara said he doesn't disagree with the idea but these funds are essentially a wind fall to the City and a first step in trying to generate interest a long term program. If we are interested in this idea we have HUD money that could be used for that. He would like to see these funds make a

statement and get things happening in hope that it catalyzes more down the road. If the funds are spread out to multiple projects it won't have the impact that it could.

Councilor Emmett noted that these are one time funds to showcase a project to get something started and hopefully other owners on the street will follow and then HUD funds could be used. He believes that to get things started and because of the short time line the City should keep it simple.

CM Amberg said staff would like direction from council if there is a more complicated program lurking in the future it would be nice to have a committee to look at that. The City is currently without a City Attorney she would like to have one involved in setting up a revolving loan fund.

Councilor Lyons said it would be a shame to lose this opportunity. If the City has someone who will step up and take this project on with a match we should progress with that. She would like to see a revolving fund set up for a future program and that the HUD money be used in an installment loan program as opposed to waiting until the ownership changes.

Councilor Lynne said she likes the idea of granting these funds with a required match of same amount and setting up a revolving loan program of HUD funds in the future.

Councilor Camara suggested if there are multiple interests in these funds, one of the criteria for deciding who is awarded is the one who puts up the most match. He believes the owners in the downtown area have been told this is a loan and not a grant and they need to be notified of the type of program decided on this evening.

CM Amberg reminded council that this program must move quickly because EC Mathews will be attending the All American City competition in Florida this month as well as organizing this program.

Councilor Chadwick said he likes the idea of a revolving loan fund but he doesn't believe the City has the time to do that with this deadline.

Mayor Cross stated that \$6,667 is not a lot of money for a building project even with a match.

Motion-It was moved and seconded (Emmett/Lyons) to make the \$6,667 distribution of the Oregon Main Street façade building improvement program a grant program that requires at least a one to one cash match.

EC Mathews asked if council considered the required match as cash or part labor.

Council and staff again discussed whether or not to add HUD funds to the grant amount, what amount would be added and what match would be required.

Public Comment:

Bud Shoemake said that council is making this complicated. He believes the City needs offer these funds as a grant with an equal match to get this done. It is going to be a scramble for someone to do this. He said the City needs to keep this as simple as possible.

Mayor Cross stated this is a simple as we can get and add HUD money to it.

Angelo Stephenson said council should keep it simple. He said council could match funds for the grant but then sit down and decide what the city wants to do with the HUD money. He said it could be loaned with interest but the City doesn't have to give the money away. He said the City should do whatever it can to get Main Street fixed up.

Motion passed 6-0, noting the absence of Councilor Young.

Reports and Comments:

Department Reports

PWD Denlinger commented on the stimulus loan through Rural Development Administration (RDA). He said the City was unsuccessful in attaining funding through that program and he has not received information as to why. Toledo was ranked 52 out of 160 agencies applying for the \$5,000,000 in funds. The total application requests totaled approximately \$66,000,000.

He announced the Oregon local program committee has approved the City of Toledo's community project for small cities stimulus transportation funds. Toledo's project was one of 52 projects selected out of a pool of 125 applicants. This project consisted of improvements to pedestrian walkways along Business Hwy 20 from 3rd Street east. The city will receive funding in the amount of \$94,000. This money was a third of the request to complete the project. The estimate to complete the improvements to Business Hwy 20 came in last year at approximately \$320,000. The department will now need to evaluate alternative funding to complete this project or reduce the scope of work in order to spend the money in the amount of time allocated by Oregon Department of Transportation.

In answer to Council questions PWD Denlinger stated the following:

- No small city received more than \$100,000. That is how they decided to work that program for small cities.
- The project scope is for the unfinished pedestrian walkway project for Business Hwy 20. It is a high traffic area for pedestrians, especially students using that route. It involves stormwater and approach way improvements. The department will have to look at whether to finish the approach ways and come back later to connect the side walk or simply do a third of the project.
- The Public Works department has not received the grant expectation information but this project does put boots on the ground this summer. They will stay with the existing engineered project, there is a local contractor available who can come in and create jobs in this community putting the stimulus money to work.
- As the City completes the infrastructure master plans it will bring our rating up for stimulus funding.

- This project was chosen because the criteria for the funding had to be for an engineered project that is ready to go. He has been approached by past council members to apply for funding for safe routes to schools for this same project recognizing that the community is going to benefit by enhancing a safe pedestrian walkway in that area.

Council and staff discussed the difference between grant funds for small cities and those with a population above 5000 as well as the award process for the rural development grants.

CM Amberg announced that the Governors transportation act did clear the house and senate and it looks like it could mean \$75,000 for Toledo. There is no other information available at this time.

Mayor Cross inquired about the current community volunteer working with the Police Department.

PC Fandrey said he is doing great job. It is a very involved and complicated project.

Angelo Stephenson stated that it could be a full time job.

City Manager's Report

CM Amberg reported the following:

- The UPS delivery for the pool heater parts is a day late so the pool is closed an additional day.
- She will be in Salem tomorrow for League of Oregon Cities training.
- She will make a presentation on Tuesday to Leadership Lincoln regarding municipal government.
- The Street Market begins on June 17th. There are plans for Don Cohen to do a remote broadcast from Toledo during the opening day.

Council Comments

Councilor Emmett thanked PC Fandrey and PWD Denlinger for all their hard work on the transportation and truck route issues. They have put a lot of extra time into the project and they deserve a lot of credit.

Councilor Lynne stated she has been involved in the all America City Committee fundraising efforts. She said the community has been so generous and it has been a lot of fun to be involved.

Councilor Camara stated that part of the reason the City is behind on the Oregon Main Street facade grant is because there has been some confusion about the Toledo Development Associations involvement. He said he takes some responsibility for that confusion and making the time crunch worse. When the representatives from the Oregon Main Street Program were here it was suggested that the TDA be the implementing organization and they have done a lot of the ground work. He asked that council discuss coming to terms relatively soon. He suggested adding the issue to a future Council work session agenda to spend some time discussing how this will work.

Mayor Comments

Mayor Cross reported the following;

- The Small High Schools portion of the Small Schools Allotment was attached to a Portland School measure. It passed the house earlier this week by 43 to 16 votes. It has a good chance of making it through the joint committee in the senate and house and getting into the budget. It could make Toledo High School fairly solid for the near term.
- Thanks to this community in 4 short weeks the All America City Fundraising Committee, a group of 30 individuals, was able to raise enough funds to send 12 to 13 representatives to Tampa, Florida to put on a presentation in front of a jury and compete against approximately 29 cities. He said this community can be proud of itself no matter what happens in Tampa because we have proven that we are an All America City.
- The City of Toledo has an outstanding staff from top to bottom. He knows of no other city that can meet the level of professionalism that our staff represents on a daily basis but he knows that things change. Polly announced that she has been here for 30 years and that means she could retire at any time. We will undergo personnel changes over the years and we can't always guarantee that we will have as high a quality of people as we have now. That is a testament to previous and current management.

Mayor Cross called for a brief recess at 10:05pm and announced an executive session will follow.

The Council meeting resumed at 10:08pm and Mayor Cross called for an executive Session according to ORS 192.660 (2) concerning: (a) To consider the employment of a public officer, employee, staff member or individual agent and (e) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.

Executive Session:

Council and staff discussed the City Manager salary as well as a proposal from the Port of Toledo regarding the Old Public Safety Building.

Council returned to regular session at 10:39pm and made the following motions.

Motion-It was moved and seconded (Emmett/Lynne) to authorize the City Manager to negotiate transfer of the Old Public Safety Building to the Port of Toledo. **Motion passed 6-0**, noting the absence of Councilor Young.

Motion-It was moved and seconded (Emmett/Lynne) to authorize a salary step increase for the City Manager. **Motion passed 6-0**, noting the absence of Councilor Young.

Adjournment:

The meeting adjourned at 10:40pm.

ATTEST:

APPROVE:

Assistant City Recorder

Mayor