

TOLEDO CITY COUNCIL
REGULAR MEETING – VIA ZOOM MEETING
September 2, 2020
6:00 p.m.

1. CALL TO ORDER

Council President Joshua Smith called the meeting to order at 6:00 p.m.

Present	Absent	
X	X	Mayor Rod Cross
X		Council President Joshua Smith
X		Councilor Jackie Kauffman
	X	Councilor Heather Jukich
X		Councilor Bill Dalbey
X		Councilor Stu Strom
X		Councilor Betty Kamikawa

Staff present: City Manager (CM) Judy Richter, City Recorder (CR) Lisa Figueroa, Police Chief (PC) Michael Pace, Public Works Director (PWD) Bill Zuspan, Fire Chief (FC) Larry Robeson, City Attorney (CA) David Robinson, Contract Planner (CP) Justin Peterson

Visitors present: Craig Lash, Terri Neimann, June O’Conner, Bill Kucha, Martin Desmond, C.J. Drake, Wayne Belmont and Dennis Lyon

2. PRESENTATIONS

Proclamation – National Preparedness Month

CP Smith read a proclamation on behalf of Mayor Cross and declared September as National Preparedness Month.

Police Department Employees of the Year

Veterans of Foreign Wars Representative Mike Petersen presented Officer Marshall Dean with their annual recognition award.

PC Pace presented Officer Marshall Dean with the 2019 Police Officer of the Year award and commended Officer Dean for his professionalism and commitment to the Department.

PC Pace presented Wendy Pickell with the 2019 Dispatcher of the Year Award. He noted Ms. Pickell received an achievement award from the Police Academy and thanked her for the dedication and integrity she brings to the Department.

Service Line Warranty program

HomeServe USA Regional Director Dennis Lyon provided a presentation to the Council in regards to HomeServe’s Service Line warranty program. He said their utility line warranty program is endorsed by the National League of Cities and requested use of the City logo. He said there is no cost for the City of Toledo to participate. He said they educate homeowners about the

misconception that the City is responsible for maintenance of water/sewer lines on their property as well as provide information about homeowner responsibilities and they offer 24/7/365 customer service. He said their program can reduce wasted time, money, resources and burdens for City staff and reduce frustration for homeowners. He said it is a voluntary opt-in(out) homeowner program. He said HomeServe will find (local, licensed, bonded) contractors on behalf of citizens participating in the program. He said there is no paperwork for the homeowner because HomeServe manages the paperwork for the contractor. He said for every participant, the City would receive \$.50 per month for each of the warranty agreements, up to \$1.50 per household if the homeowner opted into all three of the products. He said the money is not restricted to a specific use. He said HomeServe will send marketing materials to the community no more than three times per year, with the partnership of the City and after the City reviews and approves the material. Mr. Lyon answered clarification questions in regards to the agreement, the City logo used as an endorsement/partnership on materials used for homeowners and qualifying events that are covered under the program. The Council directed staff to bring back more information for Council consideration to a future meeting.

3. VISITORS/PUBLIC COMMENT

There were no comments.

4. CONSENT AGENDA

Consider approval of Minutes from the Regular Meeting held August 19, 2020

Motion – It was moved and seconded (Strom/Kamikawa) to approve the Consent Agenda as presented and the motion carried unanimously.

5. DISCUSSION

CP Smith said the Cascades West Area Commission on Transportation meeting was rescheduled to next month.

6. DECISION ITEMS

Public Hearing: Consideration to renew a Temporary Use Permit; TTP-1-20 (500 NE Bus. Highway 20)

CP Smith opened the Public Hearing at 6:58 p.m. He asked if any Council members wish to declare ex parte contacts or conflicts of interest. Councilors Strom and Kauffman indicated they drive by the property every day. After hearing no other comments, CP Smith opened the floor for the council report.

CP Peterson said this application from Sharon and Shawn Mohl, located at 500 NE Business Hwy 20 is requesting an extension of the permit. He said the permit was approved by staff in January of 2020. He said the renewal would extend to January 22, 2021. He said they are using it for minor construction and security services for the commercial building (pet grooming) on site. He said staff sent out a notice to property owners within 150-feet of the property and they received one comment in support of the renewal. He referenced comments provided by the Fire and Public Works Department included in the packet. He said the Municipal Code allows only one extension by the City Council. He said the Council may approve the request for six months or less or they may deny the request. He noted the owner was not in attendance.

CP Smith opened the floor for public comment and after hearing none, he closed the Public Hearing at 7:05 p.m.

CA Robinson noted the Council must include in their findings of fact that a permanent solution is forthcoming. He inquired whether the applicants would be able to ensure they are seeking a permanent solution and then speculated they [applicants] found a place. The Council questioned whether the applicants could sublet the trailer if they found a place to stay. CP Peterson indicated the applicants were listed on the application and the permit cannot be used by someone else.

Motion – It was moved and seconded (Dalbey/Kauffman) to approve the request the deadline for temporary use permit TTP-1-20 for up to six months and the motion carried unanimously.

Authorize the expenditure of \$40,000 to install 465’ Cured-In-Place Pipe Liner in the Wastewater mainline on Nye Street

PWD Zuspan provided the report and said it is a Priority 1 project listed under the Mutual Agreement and Order with the Department of Environmental Quality. He said this project must be completed this year and would fulfill the Priority 1 project list. He confirmed it would be an improvement to the Inflow & Infiltration (I&I) issue.

Motion – It was moved and seconded (Kauffman/Dalbey) to authorize expenditure of \$40,000 to install 465’ Cured-In-Place Pipe (CIPP) Liner in the Wastewater mainline on Nye St and the motion carried unanimously.

Authorize expenditure of \$64,000 for engineering services for the replacement of the Wastewater Treatment Plant effluent discharge line

PWD Zuspan said this is another project that will be part of the I&I process. He indicated there the line is almost completely collapsed and it is a high priority. He said this project was not specifically included in the budget for this year, but there was I&I funding included. He clarified the funding would be allocated in this fiscal year, but the work would begin in the next fiscal year.

Motion – It was moved and seconded (Dalbey/Kauffman) to authorize expenditure of \$64,000 for engineering services to prepare for the replacement of the Wastewater Treatment Plant discharge line and the motion carried unanimously.

Resolution No. 1451, extending the state of emergency declaration to November 4, 2020

The Council reviewed the Resolution. CM Richter indicated the County extended their declaration recently. She indicated making the declarations allows the City to apply for reimbursements from the coronavirus (COVID-19) pandemic relief.

Motion – It was moved and seconded (Kauffman/Dalbey) a resolution of the Toledo City Council extending the state of emergency declaration with a revised date of October 7, 2020.

7. REPORTS AND COMMENTS

FC Robeson reported the Department had 97 calls last month with 20 calls being mutual aid calls for the City of Siletz. He said 45 were in the City limits and 26 were in the Rural Fire District area. He commented the Department placed the old ladder truck for a bid sale, but did not receive any

bids so he considered donating it to the Fire Museum in Salem. There was a consensus of the Council to donate it to the Museum.

PC Pace reported the school supply giveaway will occur Thursday, September 3, 2020 in the Police Department parking lot.

PWD indicated the Public Works Department will start on the Arcadia & Spruce St. project on September 14.

CA Robinson provided an update on a property on Burch Street that came before the Council a year ago. He said the retaining wall on the property has deteriorated to the point where part of it collapsed. He noted PWD Zuspan said the wall is six-feet tall and if it collapses any further it will crash into the neighbor's porch. CA Robinson said the City is close to a condemnation, which would require the City to take the property and offer some compensation to the adult heirs of the property.

CM Richter said she and Mayor Cross met with the Seal Rock Water District Manager and Interim Board President this week and said it went well. She said they plan to meet again next week before their Board Meeting this month. She said the City has sent the Community Services Consortium (CSC) approximately \$6,000 in recent months for the H2O program of which \$400 has been used for utility relief. She requested the Council consider her exploring the option to have the Salvation Army administer the H2O program because they are more responsive to the City and its customers. A consensus of the Council concurred with CM Richter. CM Richter reported on a recent webinar she attended, which discussed brownfield remediation and asked the Council to provide her recommendations for any potential sites they could think of. She commented on the City staff and indicated each of the Departments will provide a report to the Council about the employees that work for the City in the future.

8. ADJOURNMENT

The meeting adjourned at 7:55 p.m.

ATTEST:

APPROVE:

/s/City Recorder Lisa Figueroa

/s/Mayor Rod Cross