

**MILLERSBURG CITY COUNCIL
JANUARY 13, 2015**

Present: Millersburg City Councilors Scott Cowan, Lisa Metz-Dittmer, Darrin Lane, Jim Lepin, Mayor Clayton Wood, City Planner Don Driscoll, City Attorney Forrest Reid, City Engineer Matt Baldwin, City Administrator/Recorder Barbara Castillo

The Millersburg City Council was called to order by Mayor Clayton Wood. The Pledge of Allegiance was said.

SWEAR IN COUNCILORS JIM LEPIN AND SCOTT COWAN

Both new Millersburg City Councilor Jim Lepin and Scott Cowan took the Oath of Office for the Millersburg City Council administered by Millersburg City Attorney Forrest Reid.

ELECTION OF MAYOR

Darrin Lane moved, seconded by Lisa Metz-Dittmer to elect Clayton Wood as Mayor. Nominations were closed. Clayton Wood was elected by unanimous vote as Mayor of the City of Millersburg for his 19th two year term.

PRESENTATION TO JASON YUTZIE

Former City Councilor Jason Yutzie was presented with a plaque for his four years of service to the citizens of Millersburg by Mayor Clayton Wood.

MINUTES OF DECEMBER 9, 2014

Scott Cowan moved, seconded by Lisa Metz-Dittmer to approve the minutes of December 9, 2014 as written. The motion passed unanimously.

FILL DIRT NEAR CROOKS CREEK

Regarding the fill dirt that Conser's have placed near Crooks Creek, an email was sent to Barbara Castillo from City Engineer Janelle Booth stating, "Without a survey of the fill that was recently placed on the south side of Crooks Creek, CH2M Hill cannot determine whether there is any negative impact to the flow or flood plain in that area. However, based on visual inspection and the available FEMA Floodplain mapping, it appears any potential impacts would be minimal. Because the City doesn't have a fill/earthwork permit process, we have no enforceability or even an avenue to require that Conser provide information to us. It might be worth considering the idea of an earthwork/fill permit process for the City in the future."

Darrin Lane said he doesn't like to over-regulate things, but it may be worth looking at a fill/removal permit process. Lane suggested the city get examples of what other jurisdictions procedures and policies are regarding this issue. The rest of the council agreed with him, and requested this information be at the next council meeting.

BECKER RIDGE FENCE

Regarding the fence post that was put in front of the culvert on Millersburg Drive in the Becker Ridge Subdivision, an email was sent to Barbara Castillo from City Engineer Janelle Booth stating, "The developer put the fence on the property line, so even though it is in front of that pipe, he didn't put the fence in the wrong place. It doesn't appear to be causing any problems to the flow of the water, other than possibly some short term, localized ponding during a rain event. The fence post may eventually become undermined because of erosion, which the property owner would have to deal with. The easiest thing to do would be to have the maintenance guys go out, expose the pipe, and cut it back a bit to get it away from the post."

CULVERT ON WOODS ROAD

Barbara Castillo reported that she has hired Denny Welker to clean out the culvert at the intersection of Woods Road and Senora Drive.

PROPERTY DONATION TO CITY

Mayor Wood reported that the donation of approximately 72 acres of property from FMWMT LLC to the City of Millersburg was completed on December 23, 2014. The property is valued about \$2,000,000. The city now has adjoining property from Old Salem Road to the Willamette River. The property is currently leased for farming, and until it is needed for an industrial use, it will remain available for farming. The council discussed different ways to recognize this generous donation.

DECEMBER 2014 LINN COUNTY SHERIFF'S REPORT

The council briefly reviewed the December 2014 Linn County Sheriff's Report.

COMMENTS FROM THE PUBLIC

Victoria Miller told the council that the MUD Committee is moving forward in an unbalanced delinquent matter because the committee has met without fair representation from either the citizens or the business owners of Millersburg. Miller asked to postpone any decisions by this committee and its staff until the chair person fills the seats with the promised representation. Miller said she attempted to avoid this action by volunteering

herself as a citizen, but as yet she has received no response from the chair person. Committee Chair Darrin Lane told Miller that he intends to fill both positions but he wanted to speak first with Mayor Wood. Lane reminded Miller that Tish Jacobson, the citizen representative only resigned last week the day before the last meeting. Lane agreed that the position for the business representative has been open for a few months and the committee needs to get both of those positions filled as soon as possible. (A copy of the statement that Victoria Miller read is attached to the minutes.)

Don Miller vehemently expressed his dissatisfaction with the way Darrin Lane has been handling his position as chairman of the MUD Committee.

TREES AT ACORN PARK

Barbara Castillo reported that she had Buena Vista Arbor Care look at the trees at Acorn Park. Castillo said there was a dead tree branch hanging from one of the trees and what appeared to be several other dead branches that needed to be looked at for safety reasons. After looking at the trees, the owner of BVAC told her that one of the trees was totally dead and needed to be removed right away because it was definitely a safety hazard and could fall towards the residential property to the east. Castillo hired them to remove that tree and also remove the dead hanging branch from a different tree. The owner of BVAC told Castillo that branches from several other trees needed to be removed for tip weight reduction. These branches are hanging directly over the playground equipment at Acorn Park. The company will remove those branches either the end of June or early July of 2015. They can't get their equipment on the grass until then because the ground is too soft.

PAINTED SIDEWALK

Barbara Castillo reported that she received a complaint from a citizen regarding a safety issue resulting from another citizen that painted the sidewalk in front of their house on Granite Avenue. The painted sidewalk is very slippery when it is wet. Castillo said it looked like they tried to match the color of the sidewalk. Apparently when the concrete was poured it dried with several stains in the color of the sidewalk and driveway and the property owner was not satisfied with it. The contractor's solution was to put a colored sealer on the concrete. It was the consensus of the council that if they allowed this, they would be setting a standard and other property owners would think they could change the color of their sidewalks. The council directed city staff to write a letter to the property owner informing them that they will have to remove the painted sealer.

BILLS OF THE CITY

Lisa Metz-Dittmer moved, seconded by Darrin Lane to pay the bills of the city. The motion passed unanimously.

309 LISTS

Forrest Reid reminded the council that every February they need to review the 309 Lists to see if any additions or deletions need to be made to it. This will be on the agenda next month.

CITY WEBSITE

Scott Cowan reported that the city is still working with Cascade West Council of Governments to come up with a good website for the city.

GOOD AND THE WELFARE

Jim Lepin said he was very concerned with the conduct of some of the citizens regarding the proposed MUD and said it was not healthy, was not helping and was tearing the community apart. Lepin suggested that “we bury the hatchet”. Lepin encouraged whoever Darrin brings on the Power Committee they need to do it objectively.

TRASH

Don Miller thanked both Barbara Castillo and LeAnn Chartraw for helping get the property owner at the Becker Ridge Subdivision to clean up the paper trash that has blown all around.

WELD SCHOOL

Don Miller asked if there was anything that could be done about the mess around the Weld School. Barbara Castillo will contact the property owner to see what the status of that property is since the sign says they have moved.

The meeting adjourned at 8:45 p.m.

Respectfully submitted,

Barbara Castillo
City Administrator/Recorder

