COTTAGE GROVE CITY COUNCIL
REGULAR MEETING MINUTES
April 23, 2018

CALL TO ORDER

Mayor Jeff Gowing called the meeting to order at 7:00 pm in the Council Chambers at City Hall.

ROLL CALL/PLEDGE OF ALLEGIANCE

City Recorder Trudy Borrevik called the roll. The following were

PRESENT:	Mayor Jeff Gowing, City Councilors Kenneth Michael Roberts, Bob Ehler, Jake Boone, Mike Fleck, Garland Burback and Greg Ervin
ABSENT:	
YOUTH REPRESENTATIVE:	Natalie Milligan
STAFF PRESENT:	City Recorder Trudy Borrevik, Public Works and Development Director Faye Stewart, Finance Director Roberta Likens, Community Services Director Pete Barrell and Police Chief Scott Shepherd
CITY ATTORNEY:	
OTHERS PRESENT:	Caitlyn May, The Sentinel

ITEMS ADDED TO THE AGENDA

None

BIKE MONTH PROCLAMATION

Mayor Gowing read the Bike Month Proclamation

APPEARANCE OF INTERESTED CITIZENS FOR ITEMS NOT ON THE AGENDA

Matthew Struthers, 704 E. Quincy, Cottage Grove, expressed his concerns about the 7th Street alleys that run from Quincy to Monroe and east to west behind his house. He said there is more and more debris being deposited in the alley and he has concerns about fire danger.

Al Laskey, 625 Evelyn Avenue, Creswell, introduced himself to the Council and said he and his wife were the owners of Wolfclan Armory and were moving their store to Cottage Grove. He said they were not white supremacist, racist or Nazis. He said they were a family owned and operated small business. He said they chose to invest their business in small communities where they had an association. He said they sold edged weapons which included swords, knives, machetes, axes, hatchets and tomahawks; as well as military surplus, flags, blankets, survival kits and more. He said they also did gun and knife shows and festivals and had a booth at Bohemia Mining Days.

George Zajic, 941 S. T Court, Cottage Grove, said he had lived in Cottage Grove for 32 years. He said he supported Al Laskey and his business and that they were a good family. He was sad that the protestors used tactics that was frightening and harassing. He gave the Police Department kudos for their excellent work in dealing with the situation. He expressed his concerns about things escalating in the future and possible property damage if unchecked. He said he submitted a letter to the Sentinel in support of the Laskeys and their business.

Janelle Laskey, 625 Evelyn Avenue, Creswell, said the moving of their business had been emotionally hard on them and that they hadn't expected the protestors, etc. She commented about Antifa, a terrorist group in the United States and how they had harassed their son and themselves. She said she felt they had been tried, convicted and punished by people in Cottage Grove who hadn't done their research. She commented about someone who had gone after their 19 year old son. She said she and her husband had never been arrested for anything and had raised their children conservatively and in a Christian Church. She said there were some people who had stopped and talked to them and apologized for how they were being treated.

Amy Merryday, 205 Adams, Cottage Grove, gave a report on behalf of the Friends of the Swinging Bridge and said they had raised approximately $1100 at the Earth Day Event last Saturday in Coiner Park. She said they had raised over $10,000 to date.

PUBLIC HEARINGS

(a) Public Hearing for Ordinance Amending Title 14 Development Code Subsection 14.22.200 (B) Accessory Dwelling (Attached, Separate Cottage, or Above Detached Garage)

Public Works & Development Director, Faye Stewart, gave the purpose of the public hearing. He said the Planning Commission held a public hearing on March 21, 2018 and were recommending approval to the Council. He outlined the proposed changes and changes that were recommended by the City Attorney.

Mayor Gowing opened the public hearing.

Amy Merryday, 205 Adams, asked how many accessory dwelling units were currently in Cottage Grove. She asked if the accessory dwelling units would be required to have separate water and sewer facilities.

Faye responded and said it wasn't known how many accessory dwelling units were in Cottage

Grove. He also explained that the ordinance said "shall" for requiring new units have separate water and sewer facilities.

Amy said she was concerned about housing and felt it might go against trying to increase housing. She talked about the sewer lines on their property and said the City didn't know where the sewer lines were. She said if the existing lines were adequate for an additional dwelling unit that maybe the City shouldn't charge for an additional line.

Councilor Fleck said a meter would handle so much water and if the fixtures in the home could allow another one and still meet the meters capacity, they would be allowed. He said if more capacity was being added then the meter had, a new meter would be required or increase the size of the existing meter.

Mayor Gowing closed the public hearing.

CONSENT AGENDA

(a) Approval of April 9, 2018 Regular City Council Meeting Minutes
(b) Acceptance of Lulu's Dog Park Donation to City of Cottage Grove from Stephen & Mary Nisewander
(c) Municipal Clerk/Recorder Week Proclamation

IT WAS MOVED BY COUNCILOR FLECK AND SECONDED BY COUNCILOR BOONE TO APPROVE THE CONSENT AGENDA.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

RESOLUTIONS AND ORDINANCES

(a) First Vote for Ordinance Amending Title 14 Development Code Subsection 14.22.200(B) Accessory Dwelling (Attached, Separate Cottage, or Above Detached Garage)

Public Works & Development Director, Faye Stewart, said the Council held the public hearing on the proposed amendment tonight and the Planning Commission held a public hearing on March 21, 2018 and were recommending approval. He said it was staff's recommendation to adopt the Ordinance and it could be adopted in one meeting.

Councilor Fleck asked if the minor changes made by the City Attorney would prohibit the Council from adopting the Ordinance tonight.

Faye said Carrie said they were minor changes and the Council could adopt the Ordinance in one meeting.

Councilor Fleck asked about #7 Buffering in the Ordinance and the language in the first sentence "...body shall require..." and asked what the reason was for changing from "may" to "shall." He asked if it was a conditional use or an outright permitted use. He said if a property owner had to get a conditional use, "may" would seem appropriate as the Planning Commission could review each circumstance and make the determination.

Faye said he didn't know the history for the recommended change. He said it was to create a division along the property lines. He said it required a Type 4 and would go before the Planning Commission.

Councilor Fleck said he would support changing the language back to "may" instead of "shall". He said it gave the Planning Commission latitude based on the circumstances.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR FLECK THAT COUNCIL ADOPT ORDINANCE NO. 3090 WITH THE CITY ATTORNEY CHANGES AND TO CHANGE THE WORDING FROM "SHALL TO MAY" ON #7 BUFFERING IN THE ORDINANCE.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Mayor Gowing announced that Ordinance No. 3090 had been adopted.

Councilor Boone said that the State of Oregon, to address housing shortages, has required that municipalities allow accessory dwelling units anywhere zoned Single Family Residential. He said the City already allowed for accessory dwelling units and with the adoption of the Ordinance it brought it into line with State law.

(b) First Vote of Ordinance Annexing 1715, 1725 & 1745 S. 11th Street Into City of Cottage Grove (A-1-18)

Public Works & Development Director, Faye Stewart, provided the background to the Council and said the expedited annexation was to extend City services and build three new single family homes. He said he talked with a couple who had concerns and were trying to understand how it

would affect them. He said only the three properties were being annexed, it didn't annex any additional property. He said it was also pointed out that the current residence may need to hook up to the City's sewer and water system.

Councilor Burback disclosed that he has had property transactions in the past with Mr. Praegitzer, however it didn't have anything to do with the properties being annexed.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR FLECK THAT COUNCIL ADOPT ORDINANCE NO. 3091.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

Mayor Gowing announced that Ordinance No. 3091 had been adopted.

BUSINESS FROM THE CITY COUNCIL

(a) Budget Committee Appointments

Finance Director, Roberta Likens, said there were two openings on the Budget Committee and that the Council sub-committee had interviewed two applicants on April 16th. She said there were four applications received, however Dana Merryday had to withdraw his application as he wasn't available on the Budget Committee meeting dates, and Miriam Udosenata withdrew her application as she wasn't available on the date of the interviews as she running the Boston Marathon. She said it was the sub-committee's recommendation to appoint Donn Rust and Tom Munroe to three year terms expiring December 31, 2020.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR EHLER TO APPOINT DONN RUST AND TOM MUNROE TO THE BUDGET COMMITTEE FOR THREE YEAR TERMS EXPIRING DECEMBER 31, 2020.

Councilor Roberts said he was excited to appoint Mr. Rust to the Budget Committee with his background in police work.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(b) Agenda Sessions

Public Works & Development Director, Faye Stewart, said at the last City Council meeting, the Council expressed a desire to schedule Agenda Sessions on the Friday prior to the Council meetings. He said Richard conducted a survey and the majority of the Council selected 8:30 am to 9:00 am on the Friday before each Council meeting.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT COUNCIL SET AGENDA SESSIONS FOR FRIDAYS FROM 8:30 TO 9:00 AM PRIOR TO EACH COUNCIL MEETING.

Councilor Fleck commented about successive serial meetings and said with having agenda sessions before each Council meeting, it would give the Council the opportunity to discuss items as a group.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(c) Cancellation of May 28, 2018 and July 23, 2018 City Council Meeting

Public Works & Development Director, Faye Stewart, said May 28th was Memorial Day and July 23rd was the Eugene Symphony performance. He said pursuant to the Charter the Council must meet at least once a month. He said the recommendation was to cancel both meetings.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT COUNCIL CANCEL THE MAY 28, 2018 AND JULY 23, 2018 COUNCIL MEETINGS.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(d) Public Meetings, Public Records and Ethics Review

Public Works & Development Director, Faye Stewart, said it had been awhile since the Council had received a review of the Public Meeting, Public Records and Ethics rules. He said it was staff's recommendation to schedule a Work Session prior to the June 11, 2018 Council meeting to review the rules.

IT WAS MOVED BY COUNCILOR BOONE AND SECONDED BY COUNCILOR BURBACK THAT COUNCIL SET A WORK SESSION FOR 6:00 PM ON JUNE 11, 2018.

The vote on the motion was as follows:

VOTE	Councilor Roberts	Councilor Ehler	Councilor Boone	Councilor Fleck	Councilor Burback	Councilor Ervin	Mayor Gowing
AYES	X	X	X	X	X	X	X
NAYS							
ABSTAIN							

(e) Concerns from Council

Councilor Burback spoke about the Laskey issue. He referred to comments made by Mr. Zajic and said his comments were taken out of context. He said he sympathized with Mr. Zajic about his feelings for America. He said he hoped the Laskey's did well with their business.

Councilor Roberts asked Faye about an update on the 6th Street Railroad Crossing.

Faye said the City's project moved faster than the Railroad's ability to get a contractor. He said staff had been contacting the Railroad to get it rescheduled but they hadn't received a response. He said he would let Council know when the project moved forward.

Councilor Roberts thanked the friends of the Swinging Bridge for their fundraising efforts. He said the current fund balance was $10,176.88. He said the downtown clean up went well and he thanked everyone who participated. He said Grocery Outlet, Rally Coffee and the Grove Café' donated coffee and food for the event. He said he was helping with the hanging basket project and would be handing out flyers and talking about it on the radio. He also thanked the Laskeys for

coming in and making a public statement about them and their business.

Councilor Ehler said he had been getting concerns from citizens about the condition of the bike path under the freeway.

Faye said it was ODOT's responsibility and the City lets them know when the conditions are bad, however the City normally ends up cleaning it.

Councilor Ehler said he fixed bicycles for Pay It Forward and citizens didn't need to be a member to get a bicycle repaired for free. He said if someone couldn't afford to take it to a shop to get fixed, he would fix it for free.

Councilor Fleck said he was also glad that the Laskeys attended the meeting and commented about themselves and their business. He said he had looked at their website and Facebook page and had seen some posts from their son. He thanked them for clarifying that, but also cautioned that it was someone who was acting in the capacity of Wolfclan. He said he wasn't suggesting it was okay to protest inappropriately but encouraged them if it wasn't the nature of the business, to not allow people to make those posts. He said hate didn't have a place in Cottage Grove.

Councilor Boone also thanked the Laskeys from coming to the meeting. He commented that the Council had no authority regarding protests, however if there was a crime committed, they should contact the Police Department.

Youth Advisory Council Representative, Natalie Milligan, spoke about their April 16, 2018 meeting. She said Roger Brubaker, Sr. Community Health Analyst/Mental Health Promotion/Suicide Prevention Coordinator from Lane County Public Health Department spoke to the YAC about teen suicide. She said he provided them with tools to recognize and help teens and statistics of teen suicide in the United States. She said the YAC was going to try and start a pill drop at Cottage Grove High School and depending on how it turned out, they would move to the other schools.

Mayor Gowing said he attended the YAC meeting and said it was very informative. He said overdoses were the leading method for suicide in teens which was the reason the YAC decided to start a pill drop at the High School.

Mayor Gowing said he attended two events last weekend in the Armory. He said the Relief Nursery fundraiser was on Friday night and the London School fundraiser was on Saturday.

Mayor Gowing said as he was reading the Bike Month Proclamation, he realized it was the eleventh anniversary of his father-in-law getting killed at the London/Dorena Grange crossing. He thanked former Commissioner Faye Stewart and the other County Commissioners for taking care of that problem and having an underpass built.

BUSINESS FROM CITY MANAGER

(a) Report from City Manager

Public Works & Development Director, Faye Stewart, said Rick Dancer would be in the community on Thursday filming Facebook Live. He said he would be at several locations throughout the day.

Faye said the Art Walk starts on Friday.

Faye said Cindy Blacksmith was retiring tomorrow after 42 years with service to the City. He encouraged Council to come in and thank Cindy for her service and have some snacks.

BUSINESS FROM CITY ATTORNEY

(a) Report from City Attorney

None

ADJOURNMENT

There being no further business, Mayor Gowing adjourned the regular meeting of the City Council at 8:00 pm.

The next regular City Council Meeting will be held May 14, 2018, at 7:00 p.m. in the Council Chambers at City Hall.

Trudy Borrevik, City Recorder

Jeffrey D. Gowing, Mayor