

# CITY OF PILOT ROCK

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## COUNCIL MEETING

May 7, 2013

7:00 PM

### A. Call to Order

The regular meeting was called to order by Mayor Virginia Carnes at 7:00 pm. Council members present were Kacie Moss, Misty Rowe, Josie Forster, Michael Baleztena and Jim Hinkle. Also present were City Recorder Teri Porter, Public Works Supervisor Steve Draper and Police Chief Darren Richman. Citizens present were Loraine Green, John Taylor, George Hall and Mary Lou Slabik.

### B. INVOCATION

Pastor Jeffers gave the invocation.

### C. PLEDGE OF ALLEGIANCE

None.

### D. APPEARANCE OF INTERESTING CITIZENS

None.

### E. PRESENTATIONS

### F. ACTION ITEMS

Mayor Carnes asked permission to add the American tower proposal to the agenda under information. She also requested to move action item F-4 Water main extension under information. **On a motion by Councilor Baleztena and seconded by Councilor Moss, Council agreed to make the changes to the agenda. All present voted yes.**

#### F-1 Request to Sponsor Community Days.

Jackie Carey of the Community Days committee addressed council with a request to sponsor community days as it has done in the past. By sponsoring the event it would be covered under the City's liability insurance. **On a motion by Councilor Baleztena and seconded by Councilor Rowe, Council agreed to sponsor the 2013 Community Days event. All present agreed.**

#### F-2 Confederated Tribes Joint Meeting

Mayor Carnes stated that we have been approached by tribal to have a joint Board of Trustees / City Council meeting. Mayor Carnes suggested the date of June 18th if Council would like to sponsor this meeting. The meeting would be to discuss mutual concerns such as East Birch creek being returned to a Salmon screen. **On a motion by Councilor Moss and seconded by Councilor Rowe, Council agreed to invite the CTUIR to the June 18, 2013 Council meeting. All present voted yes.**

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### F-3 Banking Options

Mayor Carnes stated that we are coming up to the June 29th closing of the bank. She feels someone needs to take leadership to help resolve some issues that the bank closing will cause, effecting our businesses, schools, and city. Art Falk has suggested a depository and bonding someone to make the bank runs into Pendleton. This was just an information item. Councilor Hinkle asked if we are closer to getting another bank. Mayor Carnes stated that she does not feel there will be anything going on until after the bank closes, but that she is still optimistic.

### F-5 Department Head Evaluations.

Teri Porter stated that Staff is suggesting that rather than try to do evaluation now and then again in January, that we hand out the evaluation worksheet in November to be used for evaluation in January 2014. **On a motion by Councilor Moss and seconded by Councilor Baleztena, Council agreed to handing out the evaluation worksheet in November to be formalized in January 2014. All present voted yes.**

### F-6 Time off Request

Teri Porter stated that her daughter is due to give birth to her 1st child late June or early July. She would like to take a week or two and assures us that she will be sure the budget process is final before she goes. **On a motion by Councilor Baleztena and seconded by Councilor Hinkle, Council agreed to give Teri the time off when her grandchild is born. All present voted yes.**

### F-7 Resolution #546 Transferring Funds from Contingency to City Attorney in the General Fund.

Teri explained that the City Attorney line item of the General Fund will be over by \$1,547 due to ongoing Ordinance violations and asked to pass Resolution #546 to transfer funds from the contingency line in the General Fund. George Hall asked what ordinance violations? Chief Richman stated it is the continuation of the Callahan ordinance violation and explained that Mr. Callahan has appealed the judge's ruling and now our attorney needs to go to Court in Pendleton. Councilor Rowe asked if the judge finds in our favor will he pay us back for all this? Chief Richman explained that we have asked for attorney fees as part of our settlement. Council Rowe expressed her concern that we enforce ordinances but it costs us out the wazoo. Chief stated that it does on this issue. Councilor Hinkle asked if transferring this money will make us current with the attorney fees. Teri explained that there would be a little buffer for any additional bills that we incur before June 30, 2013. **On a motion by Councilor Moss and seconded by Councilor Baleztena Council agreed to pass Resolution #546. All present voted yes.**

### F-8 Update Computer Reporting System.

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As discussed in prior meetings, Chief Richman stated that the current computer system used to dispatch and write criminal reports are outdated and not reporting the correct information for Uniform Crime Reporting. The new RIMS system would address many of these issues.

The agreement ([attached](#)) that was handed out prior to the meeting states that the City would have to pay \$14,027, rather than the \$14,441 previously discussed. If everyone goes on board including Hermiston it would drop to \$12,196 for the City of Pilot Rock. It is just over \$1800 per year for maintenance. It would allow us to have RIMS on each computer instead of just one, which causes officers to wait until that computer is available.

Chief Richman requested that Council by motion allow the Mayor to sign the agreement, because once this all goes through it will need to be signed and paid for by July 1, 2013. Chief stated that he will be attending a meeting tomorrow that will give an update. Councilor Rowe feels we should wait until after that meeting to make any decisions. She has concerns about taking money out of the Economic Development fund to pay for this and suggested taking another look at his budget. Chief Richman explained that if County and everyone jumps on board we don't have an option or we will not have a dispatch system that is compatible with anyone. Steve Draper explained that this is a onetime deal to pay for this equipment. John Taylor asked if he has reviewed the agreement and asked if we can get out of the agreement if we want to? Chief stated if we get out of it we would not have any dispatch system. George Hall stated that we have to have a system that is updated with the rest of the cities and county or we will not have any way of dispatching our people out. Mary Lue asked about the Levy. Chief explained that Terry Rowan is working with County Commissioners on passing a Levy that would pay for everything. Jackie Carey added that in her experience of buying or updating software for the City this price is not unusual. **On a motion by Councilor Hinkle and seconded by Councilor Moss Council agreed to allow the Mayor to sign the agreement. All present voted yes.**

### F-9 Dispatch Fees

The current agreement with the Umatilla County Sheriff's Office for dispatching is that all 911 funds would be turned over to them for the cost of dispatching. The Umatilla County Sheriff has notified Chief Richman that due to the increased cost of dispatching and the new system the Pilot Rock Police will start paying for dispatching. The current proposal, only verbal at this time, is \$7,200 per year. The rate is based on population and call to service. Chief Richman requested allowing him or the Mayor to sign the agreement if we get a contract at \$7,200 per year. Councilor Rowe suggested to bring back the contract, the council agreed. George Hall asked if we have any other options for dispatch? Chief said we do not. George said then we do not have a choice in the matter we will have to pay what they ask. Mary Lue asked what other small cities are doing. Chief Richman said all the other little cities are working it into their budget to pay for this.

## INFORMATION ITEMS, REPORTS AND PRESENTATIONS

### G-1 Department Head Report

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## CITY HALL:

1. Have been working diligently on the budget.
2. Rindy's efforts are paying off, she has received a generous \$1000 donation from Wildhorse and \$500 from the Elementary School Parent / Teacher Club and a commitment from Pilot Rock Parks and Rec. for another \$500 all to help fund the Swim Program.

### *Teri added*

- *that Rindy has been out for a few days this week due to a sprained ankle.*
- *The \$300 monthly Koch payment is a hot topic.*

## POLICE DEPARTMENT:

1. Drug Takeback program held on April 27<sup>th</sup> was a success.
2. The police department has sent out around 14 ordinance letters to address issues before they get out of hand.
3. We are continuing to follow up on theft cases to make the strongest case we can.
4. Theft complaints during the last week have dropped dramatically.
5. I have had several meetings with LEA officials regarding the new computer system and dispatching issues.
6. Purging has been completed thru 2008.

### *Chief Richman added*

- *During the Drug Takeback program the Chief collected 41/2 lbs of medicatons.*
- *Have sent out 28 ordinance letters.*
- *He is working on a major case and will not be patrolling as much in the next few days.*

## PUBLIC WORKS:

Steve is on vacation so will fill us in during the meeting.

### *Steve added*

- *That during Community Clean Up we only used 3 dumpsters. He noted that years ago we used 14 dumpsters. Folks have other options like the burn pile etc and metal depository.*

### **G-2 Water Main Extension.**

Steve stated that at the last meeting he said he would bring in an estimate on the cost to extend the main. A 16" main will cost between \$85-90,000.

### **G-3 American Tower**

American Tower has contacted us with a proposal to purchase the lease agreement. The proposal with 3 options is **attached** to the packet. Steve is not in favor of this because the current lease agreement is a steady source of revenue for the City. He asked that Council look it over and be prepared to make a decision at the next Council meeting.

## **G. CONSENT CALENDAR**

**On a motion by Councilor Moss and seconded by Councilor Rowe , Council agreed to accept the consent calendar. All present voted yes.**

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John Taylor challenged the minutes stating that they indicate that 53 acres were to be turned over to the Bike Pit and it should be 32 acres. Steve stated that it is 53 acres; John said he would check into it and let him know.

### H. CITY COUNCIL COMMENTS

**On a motion by Councilor Rowe and seconded by Councilor Hinkle Council directed Teri Porter to have a breakdown on options for the LOCAP payment be available at the budget meeting. All present voted yes.**

Mary Lue Slabik asked if Council set a dead line for the bike pit to be done with the 501c3? There was a lengthy discussion regarding the fact that Council had appointed Steve to let the Bike Pit board know that council expects someone from their board to be present at a Council meeting every 60 days starting May 7, 2013. There was a lot of concern that no one from the Bike Pit Board was present and prepared to address council with an update. There was additional discussion regarding consequences such as putting a pad lock on the gate and returning it to farmland. Councilor Rowe expressed her concern that if this is the way the Bike Pit shows appreciation for the use of the property and eventually having it deeded to them, she has no faith in how it will be run after they have the 501c3. George Hall cautioned that the Bike Pit is not all bad to the community. There are businesses that do well due to the Bike Pit functions. Councilor Rowe stated that she likes the bike pit, but feels it needs to be run like a business, perhaps the City could take it back and maybe make a run at it ourselves. Steve Draper stated that on his own time, he will be visiting with Mark Dickey the accountant who was to file the 501c3, to demand that the paperwork be filed or he will be fired. Steve and Virginia made it clear that Steve has distanced himself from the Bike Pit but is stepping in to help resolve the 501c3 issue. John Taylor reminded Council of the objectives for agreeing to deed the property to the Bike Pit: to remove the liability to the City, and remove any relationship between the Bike Pit and the City, so that the tax payers see a clear defining line. George Hall addressed the issue of liability, stating that under the current guidelines we are protected under the City park scenario. Councilor Baleztena stated that way back when he was in favor of keeping it as a park and just have a board run it. Now that we have run some races and see how much revenue it generates, restaurants, gas, grocery, etc. Once they get the 501c3 they are going to charge a fee just like Horn Rapids. Mary Lue stated that she has seen the insurance certificate that lists the City as second insured. Steve stated that when the Bike Pit has an event the City Council requires the Bike Pit to carry liability insurance and list the City as second insured. Teri Porter added that the only reason they have to have the liability insurance is because they are charging a fee for the event. Whenever a fee is charged you are no longer covered under Recreational Immunity (or Park scenario). There was discussion about the length of time it has taken to get the 501c3, the poor job the accountant is doing and why he has not been fired. Councilors Moss and Forster feel that we should send a letter to the Bike Pit board which would start a paper trail. There was discussion about sending a letter to the board, stating that they must be at the next Council meeting, failure to do so would result in Council taking whatever action that they deem necessary. **On a motion by Councilor Hinkle and seconded by Councilor Moss, Council agreed to send a letter from the Council President, stating that they must be at the next meeting or Council will be forced to take action. All present voted yes.**

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Mayor Carnes stated that she had a call from Fred Bradbury encouraging the City of Pilot Rock to participate in the 4th of July parade in Pendleton.

Had 160 kids for clean up days. The kids with a D's or F's could not go out on Clean up day. They helped 19 elderly or disabled citizens. Steve asked that there be a thank you in the newsletter from the City. Beta Sigma Phi and the Parent Teacher association donated snacks and refreshments.

## I. EXECUTIVE SESSION

None

## J. ADJOURNMENT

**On a motion by Councilor Baleztena and seconded by Councilor Hinkle, Council agreed to adjourn at 8:20pm. All present voted yes.**

APPROVED \_\_\_\_\_

ATTEST \_\_\_\_\_