

**MILL CITY  
MINUTES OF THE CITY COUNCIL  
Tuesday, August 9, 2022**

**Mayor Kirsch** opened the meeting at 6:30 PM with the flag salute. Councilors present were Janet Zeyen-Hall, Dawn Plotts, Tony Trout and Steve Winn. Councilor Katlong was excused. Staff members in attendance were City Recorder Stacie Cook, Public Works Supervisor Russ Foltz, and City Clerk Tree Fredrickson.

**Citizens in attendance were** Ann Carey, Sgt. Steve Frambes, LCSO, Earnest Freeman, Jason Haury, Roel Lundquist, Greg Lyness, Maegan Lyness, and Gary Olson.

**DECLARATIONS OF POTENTIAL CONFLICTS OF INTEREST:** Mayor Kirsch stated that anyone who felt they may have a potential conflict with anything on tonight's agenda may say so at this time or at any time during tonight's meeting.

**CONSENT AGENDA**

**Councilor Trout** moved and was seconded by **Councilor Zeyen-Hall**, to approve items a; Approval of Minutes of Regular City Council Meeting of July 26, 2022, b; Approval of Accounts Payable and, c; Approval of Monthly Revenues & Expenditures Report, July, 2022. Mrs. Fredrickson polled the council. The motion passed unanimously, (5:0).

**LINN COUNTY SHERIFF'S REPORT:** Sgt. Steve Frambes gave the LCSO report for July. Dog citations were up in July. Sgt. Frambes stated that dogs need to be kept within their owner's property.

There have been a number of vehicle break-ins with many having been unlocked vehicles. Sgt. Frambes reminded everyone to lock their vehicles and to remove valuates. Sgt Frambes added that security cameras are always helpful, however, making sure that the system has a long-term memory before being written over is needed.

**PUBLIC WORKS REPORT:** Public Works Supervisor Russ Foltz gave a report on the following items:

Pump Report: The unmetered water loss is still high.

NE Mill City Leak Update: Public Works located and fixed one leak on the northeast side but several other leaks were discovered in the same line. Fixing the leaks is difficult and time consuming as they are located in steep, rocky terrain.

Out-of-Office; August 12-28, 2022: Mr. Foltz will be out on medical leave August 12 to August 28, 2022.

Mower: The riding lawn mower broke down but has been fixed and mowing has resumed. PW staff will tackle the overgrown blackberry bushes and tall grass on SW Broadway St. as well as the grass along N. 1<sup>st</sup> Ave. before the cement wall.

Construction Update: A pre-construction meeting was recently held with Siegmund Excavation for the Mill City Falls Park project. Siegmund will begin work on the retaining wall excavation work in a two weeks.

Knife River will begin the SW 2<sup>nd</sup> Ave. Overlay project on August 22, 2022.

Water Testing: Lead and copper tests are required every three years. Results for the ten testing sites have come back with no detection.

Mayor Kirsch asked if the smoke testing for I & I has been scheduled. Mr. Foltz said that it is set for September 6, 2022.

Councilor Winn asked about the top soil invoice. Mr. Foltz said it was for the landscaping for the EV parking lot and Mill City Falls Park.

Councilor Plotts said that there was pink graffiti on SW 3<sup>rd</sup> Ave. and in front of the barber shop on SW Broadway St. Mr. Foltz said that Public Works Maintenance Worker David Rupert spent four hours painting over graffiti at Kimmel Park before the Jamboree. Councilor Plotts asked if the inmate work crew that used to come out regularly could assist with some of these issues. Mr. Foltz said the work crew will not be out this year due to a change in guards.

Roel Lundquist, SW Linn Blvd., asked about the status of the Reid House property. Mrs. Cook said the City is in the process of obtaining bids to clear brush and dead trees and level the property. The plan is to complete the work by the end of September and reseed in October.

Gary Olson, SW Spring St., noted the time it takes two employees to water the hanging baskets around town and suggested that decorative flags would be a better and less expensive option in the future.

**CITIZEN COMMENTS AND QUESTIONS:** Jason Haury, NE Birch St., said that he is interested in Accessory Dwelling Units (ADUs) and asked if the City has looked into allowing these units.

Mayor Kirsch said that the City currently does not allow ADUs but when the City's population reaches 2,500 they must be allowed. The City's sewer capacity which is currently at 95+% must be addressed for future growth, which is one reason for delaying ADU implementation.

Greg Lyness, SE Kingwood Ave., said that he would like the Council to consider honoring Nicholas Welch, a good friend and Veteran who died in the Afghanistan war. Mr. Lyness said that he would like to name a basketball court "The Nick Welch Memorial Basketball Court" in his honor.

Mr. Lyness said that he will speak with businesses to raise funds to help build the court. Mrs. Cook suggested contacting Superintendent Todd Miller to gather more information on court size and material costs.

**PUBLIC HEARING:** None scheduled.

**PRESENTATIONS:** None Scheduled.

**OLD BUSINESS:**

Water Project Update: Mrs. Cook said that the contract and bid document for Phase II of the Water Project have been reviewed and approved by Business Oregon. City Attorney Jim McGehee has reviewed the contract and has no concerns. The Request for Proposals has gone out with bid openings set for September 1, 2022.

Stormwater Project Update: Mrs. Cook and City Planner Dave Kinney met with Keller Associates on August 5, 2022 to begin contract negotiations for the Stormwater Project. Once a draft contract has been completed, a timeline and cost for the project will be provided.

RV Site Utility Removal: The utilities have been removed from the RV site on NW Alder St. Thank you to B&B Excavating for the work on this project. Councilor Katlong has indicated that a small

amount of additional grading is needed and the property will then be ready to be turned over to the owner.

Mill City Falls Park Phase I Update: Discussed previously.

Mrs. Cook said that a meeting was held with the engineers for Phase II of the Mill City Falls Park project in order to begin the engineering and project design. Some Geotech work will most likely need to be done due to the deep undercut of the river bank.

Ordinance No 40X – Ziplly Fiber Franchise Agreement: Ordinance No. 40X, authorizing a franchise with Ziplly Fiber for telecommunications services was read for a first reading by title only at the last meeting. To finalize the adoption process, a motion for a second reading by title only and a motion to enact must be made.

**Councilor Trout** moved and was seconded by **Councilor Zeyen-Hall**, to Read Ordinance No. 409 for Second Reading by Title Only. The motion passed unanimously, (5:0).

Mrs. Cook read the Ordinance by title only.

**Councilor Trout** moved and was seconded by **Councilor Zeyen-Hall**, to Enact Ordinance No. 409 and to Direct Mayor Kirsch to Sign the Ordinance as Enacted. The motion passed unanimously, (5:0).

#### **NEW BUSINESS:**

Resolution No. 88X – Amending Resolution No. 876: Resolution No. 88X amends Resolution No. 876 to be renumbered to No. 880. The resolution index had not been updated with the most recent resolutions, causing the re-use of number 876. This is only a tracking fix. There are no changes to the resolution otherwise.

**Councilor Trout** moved and was seconded by **Councilor Zeyen-Hall**, to Approve Resolution No. 880 – Amending Resolution No. 876 to Correct Scrivener’s Error. The motion passed unanimously, (5:0).

#### **STAFF/COMMISSION REPORTS**

City Recorder Report:

*List of On-Going Old Business Items*: The list of on-going old business items was provided for review.

City Attorney Report: None.

#### **BUSINESS FROM MAYOR & CITY COUNCILORS**

**Mayor Kirsch** said that Marion County has taken possession of the \$50 million for the North Santiam Sewer Authority. Keller Associates has been hired as the engineer for the project.

Mayor Kirsch said that he met with Marion County’s new Economic Development employee, who is working on creating a hiking/bike trail that goes from the Maples Rest Area to the Gates city limits.

**Councilor Zeyen-Hall** thanked Santiam Hearts to Arts for the wonderful Music & Art Jamboree held in Kimmel Park August 5<sup>th</sup> and 6<sup>th</sup>.

**Councilor Plotts** said that she met with Sgt. Frambes before the meeting to discuss issues in the City. This meeting will be held at least once a month.

Councilor Plotts said that the Canyon Catalysts will be redoing the south wall of the main shelter, however, there is still electrical which needs to be reviewed. Councilor Winn offered to help identify an electrician that may be able to assist. Mrs. Cook said a permit may be required.

**Councilors Trout** asked about the deadline for allowing RV's to be parked on private property due to the wildfires. Mrs. Cook said that the deadline is December 31, 2022.

Mrs. Cook said that the City has had interest from another agency for use of the FEMA site once it is empty.

Councilor Trout noted that the North Santiam Chamber of Commerce was also involved in making the Music & Art Jamboree a success.

**EXECUTIVE SESSION:** None scheduled.

**INFORMATIONAL ITEMS:** None

#### **ADJOURNMENT**

The meeting was adjourned at 7:47 PM.

Prepared by:

Approved by:

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Stacie Cook, MMC  
City Recorder

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Tim Kirsch  
Mayor