

City of Springfield  
Regular Meeting

MINUTES OF THE REGULAR MEETING OF  
THE SPRINGFIELD CITY COUNCIL HELD  
TUESDAY, FEBRUARY 16, 2010

The City of Springfield Council met in regular session in the Council Meeting Room, 225 Fifth Street, Springfield, Oregon, on Tuesday, February 16, 2010 at 7:00 p.m., with Mayor Leiken presiding.

ATTENDANCE

Present were Mayor Leiken and Councilors Ralston, Lundberg, Wylie, Leezer, Simmons and Pishioneri. Also present were City Manager Gino Grimaldi, Assistant City Manager Jeff Towery, City Attorney Joe Leahy, Clerk III Jim Larson, and members of the staff.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Leiken.

SPRINGFIELD UPBEAT

CONSENT CALENDAR

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO APPROVE THE CONSENT CALENDAR. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

1. Claims

- a. Approval of the January 2010 Disbursements for Approval

2. Minutes

- a. January 19, 2010 – Regular Meeting
- b. January 25, 2010 – Work Session
- c. February 1, 2010 – Work Session
- d. February 1, 2010 – Regular Meeting

3. Resolutions

- a. RESOLUTION NO. 10-06 – A RESOLUTION TO ACCEPT CITY PROJECT P21004; 4TH STREET AND A STREET ADA RAMPS.
- b. RESOLUTION NO. 10-07 – A RESOLUTION TO ACCEPT PROJECT P21012; SANITARY SEWER REHABILITATION 2009 BASINS 49 & 50 FROM H & J CONSTRUCTION, INC., IN THE AMOUNT OF \$151,372.09

4. Ordinances

5. Other Routine Matters

- a. Acceptance of Financial Reports for December 31, 2009.
- b. Approve the Proposed Agreement with Local 1395, International Association of Fire Fighters (IAFF).
- c. Approve the Amended Council Operating Policies and Procedures.

ITEMS REMOVED

PUBLIC HEARINGS - Please limit comments to 3 minutes. Request to speak cards are available at both entrances. Please present cards to City Recorder. Speakers may not yield their time to others.

1. Temporary EmX Route, RiverBend Drive to International Way.

Civil Engineer Kristi Krueger presented the staff report on this item. PeaceHealth was required by Annexation Agreement (May 2002) and Master Plan Approval (June 2006) to construct a north/south connection between RiverBend Drive and International Way. This link was part of the Gateway routing for Lane Transit Districts EmX route and would not be built in time for the opening of EmX in 2010. EmX was proposed to be temporarily routed across PeaceHealth land and onto a portion of Baldy View Lane until the north/south connection was built by PeaceHealth.

The permanent link between RiverBend Drive and International Way was planned to be built within the next four to five years and therefore would not be built in time for the opening of the 2010 Gateway EmX route. To complete the route, LTD was requesting to temporarily route EmX from St. Joseph Place onto Baldy View Lane as shown in Attachment 1 of the agenda packet.

Due to the narrow width of Baldy View Lane, LTD was requesting Baldy View Lane be closed to general traffic by placing a gate (accessible by emergency vehicles) and signing on the south end, and signing on the north end. The residents south of the closure would be able to access St. Joseph Place as they were able to do currently. LTD would improve the geometry of the intersection of Baldy View Lane and St. Joseph Place which would accommodate the turn movement of a standard fire truck. PeaceHealth owned the homes directly affected by the road closure and had attempted to contact the four residents. City staff had been informed that the residents had told PeaceHealth that they were supportive of the proposed closure and temporary EmX use of Baldy View lane. PeaceHealth had been unable to reach one resident.

The pavement structure of Baldy View Lane was unable to accommodate the EmX vehicle for the life of the temporary route. LTD was planning on overlaying Baldy View Lane with a 2" pavement lift to assure the pavement would not be in worse shape after the temporary route usage than its current condition. LTD proposed to maintain Baldy View Lane, making repairs as needed, while in use as a temporary route. A passing pull-out on the east side of Baldy View Lane would also be built to accommodate two buses passing on the section, or another vehicle conflict with the EmX bus.

LTD would evaluate the pavement structure on St. Joseph Place and would overlay as necessary to obtain an adequate structure to ensure the EmX vehicle would not compromise the life of that

street. LTD was also proposing to build a 23 foot wide driveway from St. Joseph Place to Baldy View for a length of 270 feet for EmX to access Baldy View Lane. All improvements were within existing right of way and easements.

Roadside swales with infiltration would be built on Baldy View Lane and on the 270 foot driveway to treat storm water.

Mayor Leiken opened the public hearing.

No one appeared to speak.

Mayor Leiken closed the public hearing.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO APPROVE THE TEMPORARY CLOSURE OF BALDY VIEW LANE TO GENERAL TRAFFIC AND TEMPORARY USE FOR EMX ALIGNMENT. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

2. 2011-2015 Capital Improvement Program, a Community Reinvestment Plan.

City Engineer Ken Vogeney and Supervising Civil Engineer Jeff Paschall presented the staff report on this item. The City of Springfield 2011 – 2015 Capital Improvement Program – A Community Reinvestment Plan, had been drafted by staff, reviewed by the Planning Commission (1/20/2010), and the City Council in work session (2/1/2010). It was now ready for public hearing and adoption.

The draft City of Springfield 2011 – 2015 CIP was reviewed at the Planning Commission's January 20, 2010 meeting. The Commission recommended Council approval of the plan. The City Council then reviewed the draft CIP in work session on February 1, 2010 and provided direction to bring the CIP as drafted to public hearing at this meeting.

Upon consensus from Council, the final CIP was unchanged from the draft version presented on February 1, 2010, other than correcting minor typographic errors. The final CIP included deferring construction of the Jasper Trunk Sewer Extension to 2013, and utilizing funding for required sanitary sewer rehabilitation and upgrade projects. This action would help ease the impact on wastewater user rates in the upcoming year. As a reference, the Council Briefing Memorandum from the February 1, 2010 work session was included as Attachment 2 of the agenda packet.

After hearing public comments, Council was requested to adopt the 2011 – 2015 Capital Improvement Program by motion.

Councilor Simmons said he was supportive in general of the CIP, but was uncomfortable with the shift in projects. He would vote in support of the CIP, but with the caveat that we assured the ratepayers that the City would use the money built into the rate increase to fund the Jasper Natron extension. He wanted to be on record acknowledging that the City asked for the rate increase, granted the rate increase for the Jasper Natron extension, and had now found a greater need.

Mayor Leiken opened the public hearing.

1. Curtiss Greer, 357 55<sup>th</sup> Street, Springfield, OR. Mr. Greer said he concurred with Councilor Simmons' comments regarding the Jasper Natron project and the rate increases.

Mayor Leiken closed the public hearing.

Mayor Leiken said during the work session on the CIP, Council had a lengthy discussion on the subject on the rates and the Jasper Natron project. The residential industry had nearly stopped during these economic times. Based on that, a sewer line put in that area would not likely be hooked up soon. There would be a commitment by the Council to make sure the trunk sewer was put in eventually. This was the best decision the Council felt they could make.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO ADOPT THE 2011-2015 CAPITAL IMPROVEMENT PROGRAM, A COMMUNITY REINVESTMENT PLAN. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

3. Supplemental Budget Resolution.

RESOLUTION NO. 10-08 – A RESOLUTION ADJUSTING RESOURCES AND REQUIREMENTS IN THE FOLLOWING FUNDS: GENERAL, STREET, JAIL OPERATIONS, SPECIAL REVENUE, COMMUNITY DEVELOPMENT, SANITARY SEWER CAPITAL PROJECT, REGIONAL WASTEWATER REVENUE BOND CAPITAL PROJECT, DEVELOPMENT ASSESSMENT CAPITAL PROJECTS, DEVELOPMENT PROJECTS, POLICE BUILDING BOND CAPITAL PROJECT, SDC LOCAL STORM IMPROVEMENT, SDC TRANSPORTATION IMPROVEMENT, SANITARY SEWER OPERATIONS, STORM DRAINAGE OPERATIONS, REGIONAL FIBER CONSORTIUM, INSURANCE, VEHICLE & EQUIPMENT, AND SDC ADMINISTRATION.

Finance Director Bob Duey presented the staff report on this item. At various times during the fiscal year the Council was requested to make adjustments to the annual budget to reflect needed changes in planned activities, to recognize new revenues, or to make other required adjustments. These adjustments to resources and requirements changed the current budget and were processed through supplemental budget requests scheduled by the Finance Department on an annual basis.

This was the second of three scheduled FY10 supplemental budget requests to come before Council. The supplemental budget being presented included adjusting resources and requirements in General, Street, Jail Operations, Special Revenue, Community Development, Sanitary Sewer Capital Project, Regional Wastewater Revenue Bond Capital Project, Development Assessment Capital Projects, Development Projects, Police Building Bond Capital Project, SDC Local Storm Improvement, SDC Transportation Improvement, Sanitary Sewer Operations, Storm Drainage Operations, Regional Fiber Consortium, Insurance, Vehicle & Equipment, and SDC Administration.

The City Council was asked to approve the attached Supplemental Budget Resolution

The overall financial impact of the Supplemental Budget Resolution was to increase total appropriations by \$491,195 and expenditure appropriations by \$1,488,280.

Mr. Duey asked Council if they had any questions.

There were no questions from Council.

Mayor Leiken opened the public hearing.

No one appeared to speak.

Mayor Leiken closed the public hearing.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO ADOPT RESOLUTION NO. 10-08. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

#### BUSINESS FROM THE AUDIENCE

1. Curtiss Greer, 357 55<sup>th</sup> Street, Springfield, OR. Mr. Greer talked about erosion of trust in public officials with Council's actions regarding SDC fees. By disregarding the defensible amount given to the Council by the committee they chose, there was a violation of their trust. They chose to cave in to special interest rather than speak to the citizens at large and the community. Federal law had extended the \$8000 buyer subsidy and had added a \$6500 subsidy for second time homebuyers. Now Council was having the citizens of Springfield add to this subsidy by lowering the SDC charge. Even with the full amount recommended by the committee, twenty percent would still need to be collected by raising fees of ratepayers. There were members of the building community on the committee that recognized the increases on SDC needed. He had attended two meetings to explain to people what was going on. He presented three sheets with signatures of those supporting what Mr. Greer was doing. The people elected the Mayor and Council to represent everyone, not just those that came to Council knowing what was going on. The signature sheets showed that now many people knew what was going on. He asked that when Council revisited this issue, that they adopt the full amount proposed by the committee, not the adjusted amount from staff.

#### COUNCIL RESPONSE

#### CORRESPONDENCE AND PETITIONS

1. Correspondence from Bob Brew, Springfield, Oregon Regarding His Project in Securing Long-term Funding for the Springfield Library.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO ACCEPT FOR FILING AND/OR PROVIDE STAFF DIRECTION/ FOLLOWUP. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

#### BIDS

#### ORDINANCES

1. Annexation of Territory to the City of Springfield (Portion of 19<sup>th</sup> Street right-of-way between Assessor's Map 17-03-24-00 and Map 17-03-24-31) Case Number C SP 2009 - LRP2009-00013.

**ORDINANCE NO. 6253 – AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF SPRINGFIELD, LANE COUNTY METROPOLITAN WASTEWATER SERVICE DISTRICT, AND WILLAMALANE PARK AND RECREATION DISTRICT; AND WITHDRAWING THE SAME TERRITORY FROM THE RAINBOW WATER AND FIRE DISTRICT**

City Planner Andy Limbird presented the staff report on this item. The City Council initiated the annexation action by adopting Resolution 09-23 on June 1, 2009 (Attachment 3, Exhibit B of the agenda packet). The subject annexation area was a portion of 19<sup>th</sup> Street right-of-way north of Yolanda Avenue, and included the intersection of 19<sup>th</sup> Street and undeveloped Hayden Bridge Road.

The City Council conducted a public hearing and gave first reading to the annexation ordinance on January 19, 2010. The City Council was authorized by ORS Chapter 222 and SDC Article 5.7-100 to initiate and act on annexation requests. In accordance with SDC 5.7-155 and ORS 222.040, 222.180 and 222.465, if approved the annexation would become effective 30 days after signature by the Mayor or upon acknowledgement by the State – whichever date was later. The adjoining property to the west (referred to as the Jackson property) was currently zoned Low Density Residential (LDR) and was located inside the Springfield urban growth boundary. Urban services were available at or near the west boundary of the subject site, or could be extended to serve the property. Although the subject annexation territory would have a nominal assessed value, there were currently no taxes assessed to the public right-of-way according to Lane County Assessment and Taxation records.

One person provided testimony at the public hearing on January 19, 2010. Staff followed-up with the adjacent property owner to clarify the concerns and to advise them that no further development or improvement of 19<sup>th</sup> Street would be expected until the Jackson property developed (Attachment 4 of the agenda packet). However, there was no specific timeline for residential development to occur. When detailed development plans were prepared and submitted for the Jackson property, staff was prepared to discuss the necessary improvements for portions of 19<sup>th</sup> Street with affected property owners and Lane County staff. Staff advised that TransPlan currently designated 19<sup>th</sup> Street north of Yolanda Avenue as a future collector street, which typically required a larger right-of-way width to accommodate curb and gutter, vehicle travel and turning lanes, bicycle lanes, sidewalks, street trees and planter strips.

The Director's recommendation to the City Council was to (a) approve the annexation of territory to the City of Springfield, Willamalane Park and Recreation District, and Lane County Metropolitan Wastewater Service District; and (b) withdraw the same annexation territory from the Rainbow Water and Fire District.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO ADOPT ORDINANCE NO. 6253. THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

**BUSINESS FROM THE CITY COUNCIL**

**1. Committee Appointments**

- a. Appointment of a Springfield Representative to the Metropolitan Wastewater Management Commission (MWMC).

Environmental Services Manager Ron Bittler presented the staff report on this item. The term of Springfield's current lay representative, Doug Keeler, to the MWMC expired February 1, 2010. The City Council needed to appoint a representative to serve the next term, which extended through February 1, 2013. Two applications for the position were received and reviewed by the City Council during the February 1, 2010, work session.

The MWMC was composed of seven members. Springfield was represented by one City Councilor, Fred Simmons, and one citizen, Doug Keeler, who worked for Springfield Utility Board, and had represented Springfield on the Commission since 1997, and currently served as the Commission's Vice President.

A media advisory was sent out announcing the vacancy and applications were accepted from November 24, 2009, through January 6, 2010. Two applications were submitted by Springfield residents. The two completed applications provided background information and the stated interest of the applicants.

Application review occurred during the Council work session on February 1, 2010. Formal ratification by the Council was scheduled for the regular session on February 16, 2010.

**IT WAS MOVED BY COUNCILOR RALSTON WITH A SECOND BY COUNCILOR LUNDBERG TO APPOINT DOUG KEELER AS SPRINGFIELD'S REPRESENTATIVE TO THE METROPOLITAN WASTEWATER MANAGEMENT COMMISSION (MWMC). THE MOTION PASSED WITH A VOTE OF 6 FOR AND 0 AGAINST.**

2. Business from Council

a. Other Business

Mayor Leiken asked if the Council had a chance to review the letter from HooDoo Ski Bowl. He was comfortable signing a letter addressed to the Willamette National Forest. The Mayor asked if Council concurred with him signing the letter.

There were no objections.

No motion was required if the Mayor was signing as Mayor.

Councilor Pishioneri asked if the Council could see the letter. Yes.

b. Committee Reports

1. Councilor Simmons reported on the Metropolitan Wastewater Management Commission (MWMC). They recently met and took action on several items, including recommending a change in the contract of the master plan for the landscaping at the plant so they could be a better neighbor.
2. Councilor Ralston reported on the Housing Policy Board (HPB). Preliminary numbers came out on Eugene's effort to look at their urban growth boundary. They were estimating they would have 34,000 more people and their preliminary

residential need was 1150 (acres), employment commercial and industrial was approximately 2000 (acres), and parks and open spaces was 900 (acres). Eugene was looking at adjusting their policies to reduce the need for so much land. He felt they would find that they didn't have enough land for the next twenty years.

3. Councilor Ralston reported on Lane Regional Air Protection Agency (LRAPA). They had two new people on the board. Eugene appointed Scott Lucas to replace Kit Kirkpatrick who had resigned. He noted some of Mr. Lucas's environmental experience that was on his application. Bill Carpenter, the other Springfield representative who Councilor Ralston felt had done a great job, was asked by the majority of the board to resign. Fortunately, they were able to find a good replacement. Councilor Ralston was part of a subcommittee to study how to change the board configuration. There had been Mayors from other communities that felt Eugene had too many representatives.
4. Councilor Ralston reported on the Human Services Commission (HSC). He was no longer the chair. Mayor Piercy was now on the commission. They had a long discussion about compression from Annette Spickard from Lane County Assessment and Taxation. It was a very complicated issue. Lane County was looking at two or three other levy options, which would affect compression. He further explained compression.

A new subcommittee was started to study the veteran's funding. Councilor Ralston was the only elected official on that board, but all other members were veterans. Many veterans were returning from war and not having adequate services. They were looking at services that were needed and determining how they could find funds for those services.

5. Councilor Wylie said she attended a Lane Workforce Partnership meeting today. They were reviewing their federal priorities and had been meeting with representatives from the congressional delegation. They were interested in interacting with the United Front people to talk about jobs as a priority. She didn't think they would have it ready for this year's United Front trip, but perhaps next year. She didn't see any conflict with what they proposed as it went along with our own economic development plans to get federal dollars to provide jobs in our community.
6. Councilor Wylie reported on the formation of the ACT in Lane County. She said the committee was made up of many jurisdictions in Lane County. They were putting together, with the help of the consultant, Rob Zako, an Area Commission on Transportation (ACT). The ACT was to provide the Oregon Department of Transportation (ODOT) with a broader overview of what people wanted as far as projects in the community. She, Councilor Lundberg and Mr. Towery had attended as they were discussing the parameters of the ACT. It was an interesting meeting. One of the commissioners was interested in getting into the land use and transportation, and there was a lot of resistance from the smaller communities on that. This afternoon, Mr. Towery went to a subcommittee meeting on putting together the bylaws and membership issues. At the March 10 meeting, the committee would be discussing the bylaws and membership issues. Councilor Lundberg would attend that meeting as Councilor Wylie would be out of town. She felt Springfield's position

was backed by some of the smaller communities. There were good people involved in this process.

Mayor Leiken said prior to this, Lane County and the Portland area were the only areas in Oregon that didn't have an ACT. That was changed by the legislature during their last session. Mayor Williams from Cottage Grove and many of the smaller communities pushed this forward as they had felt they were not being represented by Lane County regarding transportation. The ACT was discussed during the last Mayor's meeting. It was recommended that bylaws from existing ACTs be used when creating bylaws for a Lane County ACT.

Councilor Wylie said there were four different ACTs presented at the last meeting. Each was very different in their approaches.

Councilor Ralston asked for clarification regarding projects within the region.

Councilor Wylie said she felt the process would be similar to the current process. She explained further.

Councilor Ralston said he felt ODOT wanted to control the type of development that occurred.

Mayor Leiken agreed. Most cities had a state highway running through their city. When Lane County attended regional meetings, discussion was always held regarding projects in Eugene/Springfield area that used large amounts of funds. Smaller communities felt they were not getting representation.

BUSINESS FROM THE CITY MANAGER

BUSINESS FROM THE CITY ATTORNEY

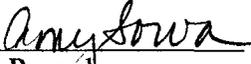
ADJOURNMENT

The meeting was adjourned at approximately 7:33 p.m.

Minutes Recorder Amy Sowa

  
Sidney W. Leiken  
Mayor

Attest:

  
City Recorder