

**City of Rainier**  
**Regular Council Meeting Minutes**  
**November 19, 2012**  
**7:00 PM**  
**Rainier City Hall**  
**106 West "B" Street**

Council President Phil Butcher called the meeting to order at 7:05 PM.

**Council Present:** Phil Butcher, Sloan Nelson, Bill Vilardi and Mike Avent.

**Council Absent:** Mayor Cole, James Bradfield, Scott Cooper and David Sills.

**City Staff Present:** Debra Dudley, City Administrator/Finance Director/Recorder, Sgt. Ryan Murphy and Kevin Patching, Public Works Foreman.

**City Attorney Absent:** Stephen Petersen.

**Flag Salute.**

**Additions/Deletions to the Agenda:** Nelson moved, Avent 2<sup>nd</sup>, to add the City's contribution of \$305,000.00 for the settlement with US Gypsum per Redco's request – **motion passed unanimously** and was added as item c under New Business.

**Mayor's Address:** Council President Butcher thanked everyone for supporting him during the recent election and congratulated Vilardi.

**Visitor Comments:** None.

**Unfinished Business:**

**a. Approve November 5, 2012 Work Session Meeting Minutes:** Avent moved, Vilardi 2<sup>nd</sup> to approve the minutes as presented – **motion passed with Butcher abstaining.**

**b. Approve November 5, 2012 Regular Meeting Minutes:** Nelson moved, Avent 2<sup>nd</sup> to approve the minutes as presented – **motion passed with Butcher abstaining.**

**c. Volleyball Court Update:** moved to next meeting agenda due to Cooper's absence.

**d. View Street Update:** moved to next meeting agenda, Patching is going to meet with Connie Budge, View Street resident to discuss.

**Unfinished Business (cont.):**

**e. EDU Committee Update:** moved to next meeting agenda.

**f. Best Business Practice-Insurance Review:** Dudley stated it will be discussed at the next meeting.

**g. Discuss Quitclaim Deed:** Dudley referred to the email from Foss. Mayor Cole who has been working with Foss and DSL and the City is assured of access, Foss is committed to an in kind match of \$4,000 for the walking trail for the engineering portion of the project. Avent stated the City cannot continue to hold up Foss on their project, there will be challenges but most of the challenges do not have anything to do with the State, a lot of them are Federal issues. Vilardi complimented Foss for contributing. Nelson said it appears the condo owners are pleased with the outcome. Avent moved, Vilardi 2<sup>nd</sup>, to approve the quitclaim deed by authorizing the Mayor to sign it on behalf of the City – **motion passed unanimously.**

**New Business:**

**a. Approve Resolution #12-11-01 Adopting the National Incident Management System (NIMS) as the Basis For All Incident Management in the City of Rainier:** Nelson moved, Avent 2<sup>nd</sup> – no discussion – **motion passed unanimously.**

**b. Recycling Update Program Update by Hudson Garbage Service:** Jason Kirschmann introduced Ernie Martin who will be taking over Hudson Garbage Service at the end of the year and the recycling program will be implemented in approximately two weeks and the customers will be notified of the pickup schedule and how to recycle information. The commercial customers will receive a mailing in December notifying them to contact Hudson Garbage if they are interested in the recycling program.

**Staff Reports:**

Sgt. Murphy – police department received a \$1500 DUII grant and a \$1500 seat belt grant.

Kevin Patching – distributed written update regarding the water plant computer software, distribution system, sewer plant receiving storage, collection system, Christmas lighting, closing park bathrooms for the winter, water reservoir road, purchasing a new utility truck, work with the police department regarding vessels staying too long that the posted limit at the marina, cleaning up the shop, purchasing a washer and dryer for public works clothing, implementing a standard uniform for public works employees, addressing storm drain issues, patched and filled holes in streets, repaired two sink holes, updating cross connection plan, standard operating procedures for water distribution and operating the water plant, will finish with compliance audit by December 21<sup>st</sup> and has scheduled a flagger

**City of Rainier  
Regular Meeting Minutes  
November 19, 2012  
Page 3 of 3**

recertification class with some of the cost offset by others attending. Hudson Garbage will be contacted for a portable ADA bathroom at the park. Council complimented Patching regarding the update report.

Butcher addressed New Business in regard to item c.

**c. \$305,000 Payment to Redco as Part of the US Gypsum Settlement:** Nelson moved, Ament 2<sup>nd</sup>, to pay Redco \$305,000 as part of the original settle agreement – **motion passed unanimously.**

**Staff Reports (cont):**

Dudley deferred stating her staff report would be after executive session.

**Council Reports:**

Vilardi – looking forward to four more years of being on Council and impressed with Patching report. Nelson – referred to the article in newspaper and would like to move forward without anymore problems.

Ament – congratulated Judith Taylor on being elected to Council, thanked supporters and he appreciates those who have thanked him for his service to the City and stated Taylor will be a good asset to the Council. Ament said he has a couple of concerns; one being the labor negotiations with the police department and how important they are to the community.

Butcher – attended the Columbia County Economic Team annual meeting and there were not any awards from Rainier but Foss and Teevin Bros. were nominated.

**City Calendar/Announcements:** Butcher announced City Council work session meeting December 3 at 6:00 PM, regular meeting at 7:00 PM and the December 17<sup>th</sup> regular council meeting is cancelled.

**Executive Session:** ORS 192.660(2)(h) consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed. ORS 192.660(2)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations. Ament asked if Taylor could attend the executive session since she will soon be taking office and Council agreed.

Butcher stated there would be no action taken after executive session. Executive session began at 7:55 PM and the meeting was adjourned at 9:08 PM.

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Council President Phil Butcher

Attested: \_\_\_\_\_  
Debra Dudley, City Administrator, Finance Dir./Recorder