

**Regular Council Meeting Minutes**

**May 7, 2013**

**7:00 PM**

**Rainier City Hall**

**106 West "B" Street**

Mayor Cole called the meeting to order.

**Council Present:** Mayor Cole, Scott Cooper, William Vilardi, Sloan Nelson, Judith Taylor and Steve Massey.

**Council Absent:** James Bradfield and David Sills.

**City Staff Present:** Debra Dudley, City Administrator/Finance Director/Recorder; Kevin Patching, Public Works Foreman; and Police Chief Griffith.

**City Attorney Absent:** Stephen D. Petersen.

**Flag Salute**

**Additions/Deletions to the Agenda:** None.

**Mayor's Address:**

Mayor Cole read the names of ten service personnel who have lost their lives in the line of duty since the council last met and a moment of silence was observed.

Mayor Cole introduced the reporter assigned from The Daily News assigned to the City of Rainier.

**Visitor's Comments:**

Mike Seely from Seely Family Farms, Clatskanie, Oregon stated the impact of the Port Westward expansion would be a dramatic negative impact on his business and most of it has to do with the coal along with other impacts. Seely said currently what used to be the ethanol terminal is limited to 17 trains per month which is not in an agreement with Rainier, Columbia City, St. Helens, Scappoose or Portland but in an agreement with the partners as opposed to 120 trains one way per month if the expansion was approved. Seely stated the railroad had the rules and laws in place before Oregon was a state and they get to decide what to do. Seely stated he wants jobs also but it has to be something that is tolerable for everyone including overpasses or whatever works for any involved cities. Seely added the Kidder-Morgan project would wipe his business out and currently they are a growing industry. Seely said he found it disturbing the Port would sign a lease a year ago and not let anyone know. Mayor Cole would

like to see contingencies with the development and Cooper stated there has to be some regulation from the Port regarding numbers of shipments.

Michael Clarke, Scappoose, Oregon is running as a Port Commissioner thanked the Council for writing the letter to the Port opposing the expansion project and that rail traffic doesn't mean jobs and industry, no matter the transported product. Clarke requested the Council to continue to be pro-active regarding Port projects by demanding the Port negotiate for the City of Rainier.

Darrel Whipple stated Seely's point is to be taken seriously, stated he has been attending the Port meetings and the City needs to pay attention to what happens at those meeting, added it would not be good to lose any agricultural land and there is a lot of opposition to the expansion.

Mayor Cole said he would encourage proponents and opponents to the expansion to speak at the council meetings.

**Unfinished Business:**

**a. Approve April 15, 2013 Work Session Minutes:** Cooper moved, Taylor 2<sup>nd</sup>, to approve the minutes as presented – **motion passed unanimously.**

**b. Approve April 15, 2013 Regular Meeting Minutes:** Vilardi moved, Cooper 2<sup>nd</sup>, to approve the minutes as presented – **motion passed unanimously.**

**c. Dry RV Camp Update – Target Opening Date:** Mayor Cole stated the targeted open date is 8-1-2013.

**d. Highway 30/"B" Street Update – Approve Revised Donation Agreement:** Mayor Cole said this was a housekeeping item since it has already been approved, the incorrect form was sent but now the correct form has been sent. Nelson moved, Taylor 2<sup>nd</sup>, to approve the Highway 30/"B" Street Update – **motion passed unanimously.** Dudley said the offer letters have gone out and she has received a couple of calls.

**New Business:**

**a. Debra Hurt Liquor License Application:** Dudley corrected the statement from the last council meeting that the business license had been approved but it has not and is pending approval from the OLCC. Hurt stated there would not be any deliveries, it is not a retail operation, phone sells and she will deliver the wine, on-line and is strictly a shipping operation. Nelson asked if the product would be warehoused at her residence and how would it arrive at her residence. Hurt replied it would be warehoused at her residence and she has to go pick it up, nothing can be shipped to her, an off premise is

not retail. Cooper clarified with Hurt the orders would either be dropped shipped off the web or it would be personally delivered and she stated that was correct. Cooper moved, Massey 2<sup>nd</sup>, to approve the liquor license for Debra Hurt and Taylor clarified with Hurt there would not be any employees. **Motion passed unanimously.**

**b. Affirm/Approve Scope of Work for Pat Currin:** Dudley stated she emailed the info to council members and needs a motion to move forward with the City Hall painting project. Nelson moved, Massey 2<sup>nd</sup>, to approve the scope of work with Pat Currin – **motion passed unanimously.**

**c. Approve Agreement with Hadaller Logging for Rocking Road to Harvest Area:** Mayor Cole said it was a request from Byron Rickert, City Timber Consultant, and added since the City hired Rickert he has never been wrong. Cooper moved, Vilardi 2<sup>nd</sup>, to approve agreement with Hadaller Logging for rocking road to harvest area – **motion passed unanimously.**

**d. Approve Agreement with Hadaller Logging for Timber Harvest:** Vilardi moved, Taylor 2<sup>nd</sup>, to approve the agreement with Hadaller Logging for timber harvest. Nelson asked how many acres were involved and it was determined 25 acres were involved. **Motion passed unanimously.**

**e. First Read of ORS #1057 Marina, Boat Launch & Docks:** Dudley explained Chief Griffith developed the ordinance to clarify the language from the old ordinances to make the rules enforceable. Mayor Cole read Ordinance No. 1057 an ordinance setting up rules and regulations for the use of the city marina and city boat launch to include the parking facilities and prescribing penalties for violations of use and repealing ordinance no. 823, ordinance no. 956, ordinance 957 and ordinance no. 1053. Mayor Cole directed Dudley to get the proposed ordinance on the website.

**f. Approve IGA Agreement for Columbia County Major Crimes Team:** Chief Griffith stated it was an agreement between all the agencies in Columbia County and the State of Oregon, like in the past, and this agreement would clean-up the language and include current signatures. Vilardi moved, Cooper 2<sup>nd</sup>, to approve the IGA agreement for Columbia County Major Crimes Team. Nelson clarified it was an agreement to share staff and Chief Griffith confirmed the purpose. **Motion passed unanimously.**

#### **Staff Reports:**

Patching – Waiting for last bid on distribution system, Council directed Patching to notify bidder to have it submitted by Friday, there is good information regarding bio-solids options; water leaks identified and will be fixed within next two weeks; ongoing maintenance at the dock/boat launch and will be checked every day and sand removed every week; the restroom was vandalized again so looking at options of surveillance cameras, moorage spaces and boat launch area; will have more information regarding chip

sealing; met with Connie Budge regarding View Street in conjunction with the comprehensive plan; and volleyball court staked out but will be closer to Fox Creek and the baseball field.

Whipple thanked John Dewey (Public Works Utility Worker), Patching and Dudley for getting the trail chips.

Chief Griffith – Addressing nuisance ordinance regarding tall grass, 85.5 pounds was turned in on Drug Take Back Day, in 1962 President John F. Kennedy signed a proclamation for National Police Officers Day on May 15<sup>th</sup>, and next week is National Police Officer’s Memorial Day.

Dudley – In addition to what was discussed in the work session Dudley stated the website has been revamped and will add proposed ordinance; Dudley reminded Council if they would like bio information on the website to send it to her.

**Council Reports:**

Taylor – Senior Center having new board nominations with the new board in place June 1<sup>st</sup> and moving forward.

Nelson – Would like Council to submit a letter to the County Planning Commission regarding the Port Westward expansion and negotiating for Rainier. Cooper likes the idea of a resolution he and Mayor Cole discussed and Mayor Cole added the resolution would be directed at the Port, not necessarily the Planning Commission. Taylor stated there was a continuation of the County Planning Commission on May 20<sup>th</sup> and she would attend, Nelson said he would attend also. Dudley reminded Council the budget committee meeting is May 20<sup>th</sup>, followed by a regular council meeting and wanted to make sure there would be a quorum for those two city meetings. Dudley stated the next training is scheduled for Monday, June 10<sup>th</sup>, with dinner at 5:00 PM and training at 5:30 PM.

**City Calendar Announcements:**

Budget Committee Meeting Monday, May 20<sup>th</sup> at 6:00 PM with the regular Council meeting at 7:00 PM.

Meeting adjourned at 8:40 PM.

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Mayor Jerry Cole

Attested: \_\_\_\_\_  
Debra Dudley, City Admin./Finance Director/Recorder