

CITY OF MERRILL
REGULAR BUSINESS MEETING
Tuesday December 12, 2017

MEETING CALLED TO ORDER:

The meeting was called to order at 6:03 p.m. by Mayor Carlson

ROLL CALL:

Roll call was taking with the following members of Council and others being present: Councilor Carleton, Councilor Taylor, City Recorder Cobb and Mayor Bill Carlson.

The **Flag Salute** immediately followed with Mayor Carlson asking Councilor Taylor to lead it.

MAYOR STATEMENT:

Mayor Carlson asked that everyone please turn cell phones on silence. That all meeting are recorded and that when addressing the council to please speak clearly and state your name.

PUBLIC COMMIT:

Mayor Carlson states the public is invited to provide the commits and their opinions on issues of concern. The non-emergency issue brought up in this form will not be considered tonight. Other then the preliminary discussion but if found to be warranted may be considered at a future meeting of the City Council. Public commit is limited to five minutes per person. Mayor Carlson asked if anybody is present for public commit.

Ryan Neimi gave an update on Fire Serve he stated that the City Hall was up and running also some business and also some residents were also.

Cindy Lesh joined at 6:05 p.m.

CONSENT OF THE AGENDA:

MEETING MINUTES:

- November 17th and 28th minutes
 - Cindy Taylor made a motion to approve minutes an amended under planning third page for ODOT for fourth street entrance they part ion ODOT and pacific power, Councilor Carleton 2nd the motion With all in favor say aye and all against state nah. Motion passed with 3-0.

PHONE POLL RATIFICATIONS:

- Business License:
 1. Non available

STAFF REPORTS:

POLICE:

- Officer Srch reports that there has been several domestics and arrest, also some drug related arrest with some search and seizures. Councilor Taylor asked about an update on the De Leon case. Officer Srch stated that the on going investigation and details can't be shared and that our department is not part of the investigation and the Klamath D.A. is the lead investigation.

PUBLIC WORKS DEPARTMENT:

- Greg Matthews did not attend but a list was presented with items.

RECORDER:

- Recorder Cobb reported that the office was busy and preparing for end of year taxes, business license for 2018. There was a financial packet presented. Councilor Taylor report that citizens have had complaints about there being no one at the office and asked if employees could stagger breaks and lunch's that way there always some one able to help customer and answer phones.

LAWYER:

- Mayor Carlson States that we did not ask the attorney to attend this evening

CODE ENFORCEMENT:

- Code Enforcement Officer Hind reported that today they had done 6 notices and that the new car is working out great with the notice and the enforcement. Steve Lamar had received a notice two weeks ago

to remove two trees that is in the city right away about ten feet into the right away. He needs a 90 day extension because he can't find anyone to do it right now which I have agreed up on till end of March.

PLANNING:

- **Les Schwab:** The Land Use Compatibility Study has been signed that was sent by ODOT. We do need to coordinate with ODOT to make sure that the entrance into Les Schwab is in the right place and everything to satisfy the city.
- **Bogart Construction:** Greg Matthews, Councilor Carleton, and Martin Hicks meet with the owners of the property that sets north of town East of Les Schwab and they would like subdivide it. The owners asked about multi family housing and a unit housing to go in there.

NEW BUSINESS:

- **Temp Landscape Agreement:** A temp agreement for ET Capital to an easement so that the landscaper can access the plant to take care of them for 2 years. Rick Nowicki from ET Capital was present for this. Councilor Carleton wants to know what happens if the some buys the property and does not want an easement with them. Rick Nowicki stated that the plants and trees are on the city property and that all they want is an easement to take care of the plants and trees. Councilor Lesh made a motion to table the temp landscape agreement with a 2nd from Councilor Carleton. Mayor Carlson stated that a motion had been made and 2nd and this will be tabled.
- **Micka Blain:** Entering in to a legal agreement for time and material. There is an agreement written up but the Mayor does not have it on him but he can provide a copy next meeting. Mayor Carlson explained that the rates are \$200.00 per hour, \$105.00 per hour for assistance rates and that Councilor Smith and the Mayor himself are the two to authorize services through Micka Blain and that every councilor member will receive a copy of this. All councilor members agreed to move forward on this matter with out viewing the contract. Councilor Carleton made a motion for Mayor Carlson to enter into agreement and for Mayor Carlson to sign agreement on behalf of the City. Councilor Taylor 2nd the motion. All voted Aye and the motion passed with a 3 in favor non against.
- **Define Merrill Water Project:** Mayor Carlson would like an appointed committee for this and to let Mayor Pro team Smith Handle this matter along with Councilor Carleton since he is the director of Water and Sewage.
- **Report on RFP for Engineering:** Councilor Carleton stated that the report had been posted in the newspaper as of last Thursday and has been notified. The respondent have to have there application in by the end of the 21st. Then we need a committee to go over them and do the check list and decided to interview them or not. After that we will make a request to the Council on it.
- **Appoint a Committee to Review Proposal's:** Councilor Carleton stated that himself would like to be on it along with Greg Matthews since they have been with this project 10 years plus and they would also need a third party which would be up to council. The committee would be Greg Matthew Councilor Carleton and a City Councilor to be named.
- **Pacific Corp Franchise Agreement:** Mayor Carlson stated that the full agreement is in the packet but he believes the Councilor should not vote on it with Councilor Smith being present and to table it for next meeting.
- **Sewer and Water charges for multi unit hook-ups:** Councilor Carleton stated that we need to do some research on this because rates are every were and maybe by next meeting we can have a better option for this. Mayor Carlson agreed cause he has talked to Klamath about there rates because he believes that there should not be the same bill for multi house and single housing. This item will be tables for agenda to a future meeting after more research.

OLD BUSINESS:

- **Merrill Cable Plant Status:** Mayor Carlson stated he has talked to PPL and they want out of it and they want it set as an enticed so who every it signed to responsible for making it safe. Klamath County wants nothing to do with it. The first step would be the city needs to find out how to legally condemn it and to figure out how to legally take possession of it. Step two would be to give a legal opportunity to any franchise agreement for it and make sure there are legal so that nothing comes back on the city.
- **Access Agreement for Les Schwab:** Councilor Carleton reported that he has had Engineer Daryl Anderson look over it and he sees no problems with the access agreement with Les Schwab. There are some attachments with the agreement that will go with it and have Daryl approve the attachments. Councilor Taylor made a motion to grant an access agreement to Les Schwab. Cindy Lesh 2nd the motion. Mayor Carlson asked for a vote of all in favor say aye. All stated aye all against stated Nah. Motion passed with three in favor non against.

ORDINANCES:

- **Down town Beautification:** The first reading of the ordinance happened. It takes two readings for this to become an ordinance and it will be brought back to the next meeting for approval. Councilor Carleton had a question about part D about the 500.00 reimbursement part and Mr. Green explained it as they have to finish the project and then they would bring them all the receipts but they would only be refunded 500.00 of it and it only for materials and supplies and it more of an incentive to get main street beautified.

RESOLUTIONS

- **2017-770:** Councilor Carleton reported that this is the last paperwork for the water project and it is a resolution allowing The City of Merrill to enter into a contract with safe drinking water fund in order to get 2.8 million dollar fund. It is one that Mary Baker had that we adopted because it fit the situation. Councilor Carleton made a motion to approve the resolution to enter into a contract with the safe water drinking fund. Councilor Taylor 2nd that the councilor approve resolution 2017-770. Mayor Carlson reported a motion had been made and 2nd all in favor say Aye all against state Nah. Motion passes with three in favor.

FUTURE AGENDAS

- **Status of Bond with Et Capital:** Mayor Carlson reported that ET Capital has been delivered with the amount for the bond and that he refers it to the Planning Commission with Martin Hicks.

PUBLIC COMMENT: Mr. Green had a question about the public housing development and if it was something they City was interested in putting in. Councilor Carleton stated that it has been brought up about multi family housing and it could be low income housing. It needs to be brought up at the public and there wanting. The councilor doesn't think it a good idea for low income housing because it will draw in negative people. Mayor Carlson suggested it be agenda next meeting for under residential building standards.

Councilor Carleton reported that we need to start looking for a new planning commissioner and that they need to live inside the City limits due to there are two on the board that already live outside city limits.

ADJOURN MEETING:

Cindy Lesh made a motion to adjourn the meeting. Councilor Taylor 2nd the motion. All were in favor to adjourn the meeting. The meeting adjourn at 7:17 p.m.

Respectfully Submitted,

Mayor, Bill Carlson

Date

Jessica Jensen – City Recorder

Date

