

City of St. Helens

Consent Agenda for Approval

CITY COUNCIL MINUTES

Presented for approval on this 19th day of July, 2023 are the following Council minutes:

2023

- Work Session, Executive Session, Public Hearing, and Regular Session Minutes dated June 7, 2023

After Approval of Council Minutes:

- ☐ Scan as PDF Searchable
- ☐ Make one double-sided, hole-punched copy and send to Library Reference
- ☐ Minutes related to hearings and deliberations get copied to working file
- ☐ Save PDF in Minutes folder
- ☐ Update file name & signature block on Word document & copy Word document into Council minutes folder in Shared Drive
- ☐ Upload & publish in MuniCode
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COUNCIL WORK SESSION

Wednesday, June 07, 2023

DRAFT MINUTES

MEMBERS PRESENT

Mayor Rick Scholl
Council President Jessica Chilton
Councilor Patrick Birkle
Councilor Mark Gundersen
Councilor Brandon Sundeen – Via Zoom

STAFF PRESENT

John Walsh, City Administrator	Suzanne Bishop, Library Director
Kathy Payne, City Recorder	Gloria Butsch, Finance Director
Lisa Scholl, Deputy City Recorder	Jacob Graichen, City Planner
Crystal King, Communications Officer	Bill Monahan, Contracted City Attorney
Brian Greenway, Police Chief	Tina Curry, Contracted Event Coordinator

OTHERS

Angela Wayman	Dana Lathrope	Scott Jacobson	Steve Toschi
Brady Preheim	Alexis Lathrope	Eddie Dunton	Greg Pettit
Lynne Pettit	Steve Topaz	Evad	Dread
Jim Coleman	Megan Ryan	Josh Brown	Kanale Tumlinson
Michelle Millar	Robyn Toschi		

CALL WORK SESSION TO ORDER – 2:00 p.m.

VISITOR COMMENTS - Limited to three (3) minutes per speaker

- ◆ Scott Jacobson. Requesting Council delay a decision until next month on the proposed Code of Conduct. That will allow Boards and Commissions the opportunity to discuss it. He reviewed his concerns:
 - Not able to direct staff, which may impact their ability to gather information.
 - Needs to have well-defined procedures for Council to dismiss members.
- ◆ Angela Wayman. She organizes the annual Spirit of Christmas parade. They pick up food donations for Columbia Pacific Food Bank. Last year, she was charged a fee of \$100 plus the \$450 parade deposit. She is requesting a sponsorship.

Mayor Scholl made a note of it and will discuss it at tonight's meeting.

- ◆ Brady Preheim.
 - Code of Conduct is a good idea. Recommends removing Steve Toschi from the Planning Commission. If he's not removed, what is the point of having it? Even before HB3115, he was a poor member of that Commission and he's gotten worse as Chair.
 - Need to have police at 13 Nights on the River. Bill Eagle called in to his KOHI show and had negative things to say about the Police Chief. He talked about him not being a member of the community, and the reason police are not attending events.

- He did not like the Union's comments about the mystery boat. It's not a choice between the boat and police.
- ◆ Steve Toschi, Megan Ryan, Robyn Toschi. Steve talked about struggling people having the right to a warm and dry place to shelter. It is not objectionably reasonable to make people move every 24 hours. Making them do so becomes about power and control. When the City gets sued, they will have no chance of winning the 24-hour relocate rules. Courts make decisions based on evidence and will see Council did the opposite of what was recommended to them by the Planning Commission. He talked about what happened in Grants Pass. He fears for the safety of women and children if Council passes the 24-hour move along law. He was asked where the 24-hour rule came from and was informed that it was recommended by the attorney hired by the City's insurance company, and City Administrator Walsh said he wanted to go with the flow and see what others are doing. Steve told Walsh that he's too passive of a City manager and his attitude and leadership on this issue has placed all citizens in grave danger. He's afraid of ideas, accountability, and tried to suppress thought and expression of truth on this issue. He thinks that Mayor Scholl is a victim of that poor leadership. He went to the newspaper to share his concerns with the public and now the Planning Commission has been presented with a censorship law and demand for them to obey the Council. He's been defamed and shamed. The City already has an ethics law and now they are trying to pass a law that allows them to remove a Board or Commission member with false accusations. He is thankful the Planning Commission took on HB3115 and brought the truth forward. The only opposition has been from ego. They should not suppress the truth or ideas. They should reject the gag order, keep a strong Planning Commission, and not be bullied or afraid.
- ◆ Steve Topaz.
 - Mayor Scholl read the rules for visitor comments, which said that the information would be kept by City Recorder Payne and City Administrator Walsh. He reported several things on April 19 and gave the list to Payne. That information was not given to the Council.
 - He listed questions he had about the City's lagoon, concerns about contamination, and requested a public meeting to notify the community about the status. A copy of his questions is available in the archive packet for this meeting.
- ◆ Tina Curry. Since they won't have tailgating or parking downtown for 4th of July, she would like to post street closure signs at S. 1st and St. Helens Street, and at S. 4th Street so people don't try to come down Cowlitz Street.

Mayor Scholl pointed out that tailgating won't be available for a couple years. There was no objection from Council to post road closure signage.

DISCUSSION TOPICS

1. **Review Request from Hudson Garbage to Increase Garbage/Recycling Rates - *City Administrator John Walsh***

City Administrator Walsh reviewed the franchise agreement and rate increases.

Hudson Garbage District Manager Josh Brown reported that the last three years have been difficult and impacted by inflation. They are requesting a 6.5% increase on services. The County does control the transfer station fee. They are raising the tipping fee to 5.1%. He hopes that the economy improves.

Mayor Scholl said this will be open for public comment tonight.

Council expressed their appreciation of Hudson and their service to the community.

2. Discussion for the Selection of the Construction Manager/General Contractor (CM/GC) Services for the New Public Safety Building - *City Administrator John Walsh, Police Chief Brian Greenway, Public Safety Facility Project Manager David Lintz (Otak)*

City Administrator Walsh reported that 10 responses were received. They narrowed it down to the top two and recommended Howard S. Wright. Police Chief Greenway added that they are prioritizing communication engagement and using local subcontractors.

Council President Chilton brought up the floodplain concerns. Greenway responded that the contractor is aware of it and prepared.

Walsh pointed out building material examples. It is an action item for tonight.

3. Review of Final Proposed Ordinance for HB3115 - *City Planner Jacob Graichen*

City Planner Graichen pointed out the ordinance on tonight's agenda. It's an emergency ordinance with the first reading tonight and second reading on June 21, where it will take effect immediately. He reviewed his memo, proposed ordinance, and maps, which are included in the archive packet for this meeting. The rules must be objectionably reasonable from the standpoint of a homeless person or they can file a suit. He pointed out that the rules will be different for every community. He understands the emotion involved, but they must adopt something. He talked about the amount of time spent on this subject.

Mayor Scholl agreed that getting here has been a long process. They are just adhering to State law and can amend the ordinance in the future if they need to. He pointed out that they did not talk about allowing camping in residential areas at the joint meeting. Council President Chilton added that they also discussed it not being allowed in parks and business districts.

Discussion about the 24-hour and 72-hour rule. For example, once the 24 hours elapses, an officer could post a notice that they have 72 hours to move. Councilor Birkle suggests increasing it from 24 hours to 48 hours. The 24-hour limit puts an undue hardship on those already struggling.

Graichen reviewed maps showing the exclusion areas.

Councilor Sundeen thanked Graichen for his work on this. He agreed with Councilor Birkle. The 24 hours doesn't seem to solve the problem. Some people are just going through a hard time and living in their car. They may need more time to get resources. Increasing it to 48 hours would be helpful.

Councilor Gundersen thinks 24 hours is reasonable since there is also the 72 hours. The point is for them to rest and sleep.

Mayor Scholl is okay with either. The Houlton District is where a lot of the resources are, which is probably why it was excluded. Graichen added that it's central.

Mayor Scholl reminded the Council that they need to be compassionate and respectful.

Graichen can make modifications between now and tonight.

Council President Chilton added that reasonable accommodations can be made on a case-by-case basis. Graichen agreed.

Consensus of Council to leave the time as it is and adjust in the future if needed.

4. Annual Report from Planning Commission - *City Planner Jacob Graichen*

City Planner Graichen reviewed his report. A copy is included in the archive packet for the meeting.

Consensus of Council to postpone the City Council/Planning Commission joint meeting until the end of July.

Graichen reported on the number of Planning Commission meetings, what was reviewed, proactive items, and future projects. Planning Commission recommends the City hire an Associate Planning for the upcoming fiscal year.

Police Chief Greenway requested Graichen come to the Police Department to educate the officers on HB3115.

5. Annual Report from Parks and Trails Commission - *Chair Dana Lathrope*

Parks & Trails Commission Chair Dana Lathrope reviewed her PowerPoint presentation. A copy is included in the archive packet for this meeting. Dana reported on park assignments and timeline of presentations, three off-leash dog parks now, updates for each park, urban trail moving forward, and thanked Public Works and Parks staff, community members, and volunteers.

Council President Chilton asked about the rocks in Campbell Park being removed. There's an RV parked next to the restrooms. Dana responded that they plan to add cement barriers to replace the rocks.

Mayor Scholl thanked them for their work. Councilor Sundeen keeps them informed.

6. Discussion regarding Rates - *Finance Director Gloria Butsch*

Finance Director Butsch reviewed her memo. A copy is included in the archive packet for this meeting.

- Covers long-range needs of the water, sewer, and storm systems. There are significant improvements scheduled this year.
- There was a lot of discussion about the Public Safety Fee at the Budget Committee meeting. The recommendation was to increase the fee to \$10. There are still some unresolved items. Raising it to \$10 could pay for one year of a new police officer. After that, they would be back in a budget problem for adding officers. At \$12, it could probably cover another officer. However, it doesn't do anything long term for the General Fund.

Council discussed the need to look at additional revenue sources and the need for additional officers and an efficient facility. Council President Chilton is concerned about the sustainability of the fee. One officer is not enough. She apologized to the officers. She does not think they have done their due diligence to fund police positions. They need to look at their assets, timber revenue, etc., and dedicate more money to law enforcement. Councilor Sundeen agreed with the need to get creative with revenue sources. He suggested they look at selling property. Mayor Scholl agreed with looking at assets.

Walsh reminded the Council that the Budget Committee agreed to look at revenues and expenditures once the budget was approved. Right now, the budget is using reserves to balance and that is not sustainable. The \$10 only covers the debt service. It's not good fiscal policy to use one-time revenues to fund long-term labor and recurring expenses. It's not sustainable.

7. Review Leak Adjustment Request from St. Frederic Catholic Church - *City Administrator John Walsh*

City Administrator Walsh reported that St. Frederic Catholic Church had a significant leak in a building that is rarely used. Leak adjustments over \$1,000 come to Council. A copy of the request and supporting documentation is included in the archive packet for this meeting.

It will be on tonight's agenda for a decision.

Break - 3:54 pm.

8. Review Draft Proposed Code of Conduct for City Boards, Committees, and Commissions - *City Administrator John Walsh and City Attorney Bill Monahan*

City Administrator Walsh presented the Code of Conduct. A copy is included in the archive packet for this meeting.

Contracted City Attorney Bill Monahan talked about the process of removal. He suggested adding language that a person will be given notice and the opportunity to provide a written response.

Councilor Birkle understands the City reserving the right to remove people, but he would like there to be more of a process than just a notification. Personally, he would not volunteer to join a board if he was asked to sign this. Council President Chilton asked if he thought they should notify the person of a hearing and then Council presides over that hearing. Councilor Birkle said that could be done or a more informal process.

Mayor Scholl said they need more processes in place. The conduct that took place with HB3115 was out of line with the City's mission and does not serve the citizens well. Council President Chilton agreed there need to be consequences, but they need to find the best way to get there.

City Recorder Payne recommended two councilors be the hearings officer and then make a recommendation to Council. Discussion of councilors to appoint. Councilor Sundeen recommends that one is always the council liaison over that Board/Commission. The second person could be the Council President.

Monahan pointed out that the Code of Conduct will apply to all Boards and Commissions. He recommends Municipal Code amendments to the Planning Commission section if the proposed Code of Conduct is approved.

- Remove the reference to members of the household pertaining to financial gain and refer to ORS 244 in case of future changes.
- Formalize a work plan. There may be some potential friction that could occur during projects.

Mayor Scholl requested a document to review at the joint CC/PC meeting in July. Monahan will work on that.

Monahan and Payne will work together to bring back updates for the Code of Conduct resolution tonight.

9. Report from City Administrator John Walsh

- It's been busy with lots of activities.
- A Cheer Team sponsor request was distributed to Council.
- The tourism boat is here! It's named Eagle Osprey and has been approved by the US Coast Guard.
- 4th of July agenda is being worked on. Parking was discussed earlier.
- Construction will affect businesses and residents. The contractor is sensitive to needs.
- 13 Nights on the River. There has been a lot of negative social media about fighting. Tina reported that Chief Greenway can have a couple officers down here unless there's an emergency. They have had problems with youth in the past but last week was out of control. Vendor booths were damaged. She plans to charge a small fee to enter the area to help control who comes in. She hopes to find a way for there not to be a fee in the future. She doesn't want this event ruined for those there to have a good time. It will help to have a police presence.

Chief Greenway pointed out that they are victims of Tina's success. Events have grown and have added safety issues. In the past, they were able to have Reserve Officers at 13 Nights, unfortunately, they no longer have reserves. Something happened in the nation in 2020 that emboldened people to act this way. They only have two officers working during that time and must prioritize resources. If it's predictable, it's preventable. They are not even able to help with the Kiwanis parade. They need a long-term sustainable plan. The events are going to grow. Over 13,000 people attended the Halloween parade and they only had two officers working. The national industry for law enforcement is two officers for every 500 people. That number should be doubled if there are alcohol sales. They must be proactive to keep the community safe.

Mayor Scholl agreed with the \$2 fee to help control attendees.

Council President Chilton was scared at the last Halloween parade. The number of people in the crowds was overwhelming. She strongly encouraged them to look at private security for big events.

Councilor Birkle asked what will be done with the \$2 fee. Tina explained that it is Tourism income to help pay for 13 Nights. Having only one entry point will make a difference.

Council President Chilton suggested having juvenile probation officers in attendance. That's the only way they'll behave. She also repeated the need to have private security.

Councilor Birkle asked what advice is best for bystanders. Greenway said to be a good witness and call 911, and keep hands off.

- Walsh requested moving the executive session to this evening. Council concurred. Monahan will be here at 7:30 p.m.
- Thanked Public Works for helping with the Columbia View Park gazebo quickly. There's a new floor and handrail around it for now.
- The Gateway Stakeholder Committee is reviewing different options for the S. 1st and St. Helens Street intersection, such as an arch or something on each side.
- Received confirmation from DEQ to turn one loan into three for the sewer basin projects. It will save them \$500,000 each. They are also applying for a \$2.5 million Community Development Block Grant, which would be administered through Business Oregon.
- The water reservoir project on Pittsburg Road is out for bid. They are building a new reservoir and not fixing the old one.
- Meeting with DEQ about the Central Waterfront project. Mayor Scholl read a portion of the statement that is read prior to visitor comments. The City Administrator and City Recorder are only making note if action is needed.
- Council received an action sheet for the janitorial contract. They received two bids in response to the RFP. A committee reviewed the bids and unanimously chose EcoBright. To stay on the timeline, they need to get approval tonight so they can notify the parties.

ADJOURN – 5:09 p.m.

EXECUTIVE SESSION – Recessed until after the Regular Session.

- Real Property Transactions, under ORS 192.660(2)(e); and
- Consult with Counsel/Potential Litigation, under ORS 192.660(2)(h).

Respectfully submitted by Lisa Scholl, Deputy City Recorder.

ATTEST:

Kathy Payne, City Recorder

Rick Scholl, Mayor

City of St. Helens

CITY COUNCIL

Executive Session Summary

June 7, 2023

Members Present: Rick Scholl, Mayor
Jessica Chilton, Council President
Patrick Birkle, Councilor
Mark Gundersen, Councilor
Brandon Sundeen, Councilor (via Zoom)

Members Absent: None

Staff Present: John Walsh, City Administrator
Kathy Payne, City Recorder
William Monahan, City Attorney with Jordan Ramis PC



At 5:07 p.m., Mayor Scholl opened the Executive Session pursuant to the ORS numbers listed below and then gave Council roll call. Other than Labor Negotiator Consultations, representatives of the news media, designated staff, and other persons as approved shall be allowed to attend the Executive Session. All other members of the audience are asked to leave the Council Chambers. Representatives of the news media were specifically directed not to report on or otherwise disclose any of the deliberations or anything said about these subjects during the executive session, except to state the general subject of the session as previously announced. No decision may be made in executive session. Any person in attendance, including the news media, who has a recording device is directed to turn it off.

At 5:09 p.m., the Executive Session was recessed until no sooner than 7:30 p.m. after the Regular Session this evening.

At 8:02 p.m., Mayor Scholl reconvened the Executive Session pursuant to the ORS numbers listed below and then gave Council roll call.

- **Consult with Legal Counsel/Litigation, under ORS 192.660(2)(h)**
 - Update on potential litigation with ACSP.
 - Update on negotiations with U.S. Ecology.
 - Update on litigation with Lynn Hanks.
- **Real Property Transactions, under ORS 192.660(2)(e)**
 - Discussion regarding a land donation offer.
 - Update on riverfront redevelopment and interest from potential developers.
 - Update on litigation with Cascades Tissue.
 - Update on Sand Island Campground lease of Sand Island.

The Executive Session was adjourned at 8:49 p.m.



ATTEST:

Kathy Payne, City Recorder

Rick Scholl, Mayor

An audio recording of this meeting is archived at City Hall.



COUNCIL PUBLIC HEARING

Wednesday, June 07, 2023

DRAFT MINUTES

MEMBERS PRESENT

Mayor Rick Scholl
Council President Jessica Chilton
Councilor Patrick Birkle
Councilor Mark Gundersen
Councilor Brandon Sundeen – via Zoom

STAFF PRESENT

John Walsh, City Administrator	Jacob Graichen, City Planner
Kathy Payne, City Recorder	Crystal King, Communications Officer
Lisa Scholl, Deputy City Recorder	Suzanne Bishop, Library Director
Gloria Butsch, Finance Director	

OTHERS

Jim Coleman	Brady Preheim	Noelle Freshner & SHHS Band Students
Eddie	Scott Jacobson	Eric Stearns & SHHS Choir Students
Adam St. Pierre	Jennifer Massey	Pam Brady
RW Hoover	Keith Locke	

OPEN PUBLIC HEARING – 6:47 p.m.

TOPIC

1. Fiscal Year 2023/2024 State Revenue Sharing & Budget

Finance Director Butsch presented the State Revenue Sharing and Budget documents. The budget includes the increase to the Public Safety Fee.

PUBLIC COMMENT

- ◆ Brady Preheim, speaking as an individual. He is concerned about the budget. The 2025 budget looks grim and gets worse every year. The \$10 Public Safety Fee will help, but he also encouraged them to do a General Obligation Bond for the police station. He suggested they pause the construction of the police station and focus on increasing police staff. They need to add three or four police officers. The City needs to do a 6% cut across the board.

CLOSE PUBLIC HEARING – 6:51 p.m.

Respectfully submitted by Lisa Scholl, Deputy City Recorder.

ATTEST:

Kathy Payne, City Recorder

Rick Scholl, Mayor



COUNCIL REGULAR SESSION

Wednesday, June 07, 2023

DRAFT MINUTES

MEMBERS PRESENT

Mayor Rick Scholl
Council President Jessica Chilton
Councilor Patrick Birkle
Councilor Mark Gundersen
Councilor Brandon Sundeen – via Zoom

STAFF PRESENT

John Walsh, City Administrator	Jacob Graichen, City Planner
Kathy Payne, City Recorder	Crystal King, Communications Officer
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Adam St. Pierre	Jennifer Massey	Pam Brady
RW Hoover	Keith Locke	Josh Brown
Ryan Scholl	Greg Clark	MaryJo Beck
Olivia Beck		

CALL REGULAR SESSION TO ORDER – 7:00 p.m.

PLEDGE OF ALLEGIANCE

VISITOR COMMENTS – *Limited to three (3) minutes per speaker*

- ◆ Scott Jacobson. He is a resident and member of the Parks & Trails Commission. He is here to clarify something Steve said at a previous meeting. Steve had about a week to think about the 24-hour stay limits but the Parks & Trails Commission only had about 10 seconds. It was not fair for him to say that no one spoke up. Scott thinks 24 hours is objectionably reasonable. If they're going to stay longer, they need to show they are actively seeking services.
- ◆ Brady Preheim. A Councilor's constant attacks on the tourism director's financial responsibilities is not acceptable. It's false to say that she is not accountable. She passed an audit and any insinuations that she's stealing money is unacceptable.
- ◆ Steve Toschi. He is here to follow-up on the work session discussion.
 - He recommends Council move forward with the 48-hour stay limitation rather than the 24 hours. If they are sued, at least they had a Planning Commission hearing that discussed the 24 hours. The 48 hours will help protect the City.

- The Houlton Business District has residences and businesses. The fact that it's central doesn't have anything to do with it. The District should be excluded. There may not be an actual spot and they don't want to create an illusion.
 - He signed a Code of Ethics acknowledgement and has not violated it. This was a very difficult path. He recommends Council pause the ethics discussion for six months. A disaster can occur when errors are made. Before they make rules, take a deep breath, and start working together again as friends and neighbors.
- ◆ Jennifer Massey.
- She talked about the Public Records Request for text messages regarding the levy. She appreciates the efforts made by Mayor Scholl and Council President Chilton to obtain information from the Sheriff prior to supporting the levy. She found Councilor Sundeen's comment interesting that he said a lot of people have contacted him in opposition, but he still voted in support of the levy. People are watching what Council members are doing very closely, and there appears to be a "Good Ol' Boys Club" based on the texts sent. She requested a copy of the text messages be added to the record for this meeting. She also suggested that Councilor Sundeen encourage the Sheriff to improve the professionalism in their department.
 - There is a dire need to fill positions or the 24-hour coverage will be in jeopardy. She recently learned that another officer is already in the background phase to move to another jurisdiction and they're down one due to injury. That will put them down to 11 officers. Her husband has responded to 10 calls at the new apartments. There is a problem and it will get worse. Council has to figure out how to get more officers.
 - She also requested Councilor Gunderson's text messages be made part of the record that show concern more for a political advisor's opinion than his constituents.
- ◆ Adam St. Pierre. This is a booming tourism town. Can they capitalize on that to hire new officers? Other towns use those funds to pay for officers. The new boat is great for tourism but it will also be a liability. He understands that the Sheriff's Office doesn't want to monitor Sand Island. Where does that leave St. Helens if something happens on the Island? He emailed questions to the Sheriff on May 20 and forwarded those to the Council but has not received responses from anyone yet. In summary, he asked how many patrol deputies there are right now, when they can expect the seven new deputies, and when they can expect 24-hour coverage. He asked for Council to also try to get answers to those questions.

PROCLAMATION

1. St. Helens High School Choir and Band Programs Excel

Mayor Scholl read the proclamation into the record.

St. Helens High School Choir & Band Programs Excel

June 7, 2023

Whereas, the City of St. Helens is proud to be home to the outstanding St. Helens High School; and

Whereas, the St. Helens High School diligently serves the students of the City of St. Helens, and the band and choir programs provide a curriculum that challenges students, builds character, and develops personal musicianship; and

Whereas, the St. Helens High School Chor Leonis members, under the direction of Eric

Stearns, recently traveled to Corvallis, Oregon to compete at the 2023 OSAA State Choir Championship; and

Whereas, the St. Helens High School Wind Ensemble members, under the direction of Noelle Freshner, recently traveled to Corvallis, Oregon to compete at the 2023 OSAA State Band Championship; and

Whereas, the St. Helens High School Jazz Band members, under the direction of Noelle Freshner, recently traveled to Gresham, Oregon to compete at the 2023 OMEA State Jazz Championship; and

Whereas, the City of St. Helens recognizes the outstanding commitment to excellence by the students, directors, and leadership of the St. Helens High School Choir and Band Programs.

Now, therefore, I, Mayor Rick Scholl of the City of St. Helens do hereby recognize and honor the outstanding achievement of the St. Helens High School Chor Leonis members for placing second in the 4A 2023 OSAA State Choir Championships, St. Helens High School Wind Ensemble Members for placing second in the 4A 2023 OSAA State Band Championship, and St. Helens High School Jazz Band members for placing first in the 4A 2023 OMEA State Jazz Championship.

Be it further proclaimed that I urge all citizens of St. Helens to recognize your achievements and celebrate these successes.

ORDINANCES – First Reading

- 2. Ordinance No. 3292:** An Ordinance to Annex and Designate the Zone of Certain Property at 35046 Maple Street

Mayor Scholl read Ordinance No. 3292 by title. The final reading will be held at the next meeting.

- 3. Ordinance No. 3293:** An Ordinance to Annex and Designate the Zone of Certain Property at 35082 Maple Street

Mayor Scholl read Ordinance No. 3293 by title. The final reading will be held at the next meeting.

- 4. Ordinance No. 3294:** An Ordinance to Annex and Designate the Zone of Certain Property at 58927 Firlok Park Street

Mayor Scholl read Ordinance No. 3294 by title. The final reading will be held at the next meeting.

- 5. Ordinance No. 3295:** An Ordinance to Change the Name of Mill Street as Located Along the South Side of Lot 8, Block 10, City of St. Helens, to Wapama Way

Mayor Scholl read Ordinance No. 3295 by title. The final reading will be held at the next meeting.

- 6. Ordinance No. 3296:** An Ordinance Amending the St. Helens Municipal Code Chapter 12.20, and Adding Chapter 12.22 Regarding Camping on Public Property

Mayor Scholl read Ordinance No. 3296 by title. The final reading will be held at the next meeting.

RESOLUTIONS

7. PUBLIC COMMENT - Increasing Garbage & Recycling Rates

No comments.

Resolution No. 1980: A Resolution Establishing Garbage & Recycling Rates and Superseding Resolution No. 1963

Mayor Scholl read Resolution No. 1980 by title. **Motion:** Motion made by Council President Chilton and seconded by Councilor Gundersen to adopt Resolution No. 1980. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

8. PUBLIC COMMENT - Increase in Utility Rates

No comments.

Resolution No. 1981: A Resolution to Establish Water, Sewer, Storm Drainage Utility Rates and Charges, and Administrative Rules

Mayor Scholl read Resolution No. 1981 by title. **Motion:** Motion made by Councilor Gundersen and seconded by Councilor Birkle to adopt Resolution No. 1981. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

9. PUBLIC COMMENT - Increase in Public Safety Fee

No comments.

Resolution No. 1982: A Resolution Adopting a Community Public Safety Fee

Mayor Scholl read Resolution No. 1982 by title. **Motion:** Motion made by Councilor Birkle and seconded by Council President Chilton to adopt Resolution No. 1982. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

10. Resolution No. 1983: A Resolution of the City of St. Helens Declaring the City's Election to Receive State Revenues

Mayor Scholl read Resolution No. 1983 by title. **Motion:** Motion made by Councilor Birkle and seconded by Councilor Gundersen to adopt Resolution No. 1983. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

11. Resolution No. 1984: A Resolution of the Common Council of the City of St. Helens, Oregon Adopting Budget, Making Appropriations, and Levying Taxes for the Fiscal Year Beginning July 1, 2023

Mayor Scholl read Resolution No. 1984 by title. **Motion:** Motion made by Council President Chilton and seconded by Councilor Birkle to adopt Resolution No. 1984. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

12. Resolution No. 1985: A Resolution of the St. Helens City Council, Establishing the City Employee Compensation Schedule for Fiscal Year 2023-2024

Mayor Scholl read Resolution No. 1985 by title. **Motion:** Motion made by Councilor Gundersen and seconded by Council President Chilton to adopt Resolution No. 1985. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

13. Resolution No. 1986: A Resolution of the St. Helens City Council, Adopting a Code of Conduct for City Boards, Committees, and Commissions

Mayor Scholl read Resolution No. 1986 by title. **Motion:** Motion made by Council President Chilton and seconded by Councilor Gundersen to adopt Resolution No. 1986, amending the Accountability section, paragraph two, third and fourth sentences to read: "The board member has the option to provide a timely response to the concerns within the timelines established by the Council and have an opportunity to address the concerns at a Council subcommittee review hearing. The City Council reserves the right to remove a board member at its discretion whether or not a board member responds and participates in a hearing."

Vote: Yea: Mayor Scholl, Council President Chilton, Councilor Gundersen; Nay: Councilor Birkle, Councilor Sundeen

Councilor Sundeen declared that he voted no because he has not had the opportunity to review the final draft and feels that it should have gone to the Boards and Commissions first. Councilor Birkle voted no for the same reasons as Councilor Sundeen.

AWARD BID AND/OR CONTRACT

14. Award Bid and Authorize Mayor to Sign Contract with Hampton Tree Farms, LLC for the Pinkney Road Timber Sale at \$519.58 per MBF

Motion: Motion made by Councilor Birkle and seconded by Council President Chilton to approve '14' above. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

CONSENT AGENDA FOR APPROVAL

15. Council Work Session, Executive Session, and Regular Session dated April 19, 2023

Motion: Motion made by Council President Chilton and seconded by Councilor Gundersen to approve '15' above. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

WORK SESSION ACTION ITEMS**Spirit of Christmas Parade**

The parade organizers are not nonprofit. However, they do collect donations for the Food Bank. Council President Chilton suggested they apply for the grant since it's for the Food Bank. Consensus of Council to waive the \$100 Special Use Permit fee, but still pay the City's \$450 refundable cleaning deposit, for the 2023 Spirit of Christmas 7-mile challenge.

Construction Manager/General Contractor Services for Public Safety Building Project

Motion: Motion made by Council President Chilton and seconded by Councilor Gundersen to authorize City Administrator John Walsh to sign the Notice of Intent to Award Contract to the Harry S. Wright firm for the Construction Manager/General Contractor Services for the new Public Safety Building. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

Credit on St. Frederic Church Utility Bill

Motion: Motion made by Council President Chilton and seconded by Councilor Birkle to credit St. Frederic Church for \$4,795.89 on their utility bill for a very large leak they experienced, to an average of their regular utility bill. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

Subcommittee for the Code of Conduct Alleged Violations

Motion: Motion made by Council President Chilton and seconded by Councilor Gundersen to establish a two-member subcommittee of the Council to be hearings officers for any alleged Code of Conduct violations for Boards, Commissions, and Committee members, and those two members will be the Council President and the Council Liaison for the board, commission, or committee member that has allegedly violated the Code. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

Janitorial Services

Motion: Motion made by Council President Chilton and seconded Councilor Gundersen to award bid and authorize for signature a one-year contract with EcoBrite Services for Janitorial Services with an option to extend for an additional two years in one-year increments. **Vote:** Yea: Mayor Scholl, Council President Chilton, Councilor Birkle, Councilor Gundersen, Councilor Sundeen

Other

Councilor Birkle asked to go back to the Ordinance first readings. They vote at the second reading. Was tonight their opportunity to make an amendment? Mayor Scholl said yes, but they could still do that at the next meeting.

COUNCIL MEMBER REPORTS

Council President Chilton reported...

- Congratulations to all the graduates!
- She has been attending the Gateway Committee meetings and is enjoying being part of the process. There are some great and creative ideas.
- Columbia View Park will have a new stage soon. It was sad to see it go down the way it did.
- She knows there have been a lot of 13 Nights on the River safety issues. She would really like to see the City investigate private security for big events. It's not sustainable to rely on City police.
- She reminded community members that the Council does listen. They don't just make decisions. There are lots of opportunities for public comment.
- She really wants to see more creativity and problem-solving for the budget. She is really concerned with the lack of police staff. They need to look at assets and what they are spending money on.

Councilor Sundeen reported...

- The Columbia View Park gazebo was taken down as a safety factor. He thanked Grace Sonniland for donating it many years ago. He hopes she would be happy knowing the length of time it served its purpose.
- Parks has been working with the Softball League to make improvements at McCormick Park.
- He has heard about the critical police staffing levels. He agreed they need to be creative and do better.
- He hopes they can find a way for 13 Nights on the River to remain a family friendly event. He agrees with needing private security when they only have two officers on duty.
- Excited for summer and looking forward to the parade, Citizens Day in the park, 4th of July, etc.
- He thanked everyone for their hard work.

Councilor Gundersen reported...

- Planning Commission meets next week.
- He thanked everyone for their work on HB 3115. It's been a difficult task put on them by the State. They are doing the best they can, but there is no easy solution. He hopes they can finally be done and move on to other proactive projects.

Councilor Birkle reported...

- He has been spending a lot of time outside and in the parks. He met with a producer of a travel show on PBS at Dalton Lake. Unfortunately, they didn't make the cut.
- There was a comment earlier about a "Good Ol' Boys Network." He is not aware of anything like that happening here. What can any of them gain from that? The only association he has had was with Commissioner Casey Garrett and Sheriff Pixley, which was less than a handful of times.
- He responded to Brady Preheim in the way he gathers with his 3rd graders in the morning to reflect on students absent, "he wishes him happiness, health, safety, and life filled with joy."

MAYOR SCHOLL REPORTS

- A lot of time has been spent on HB 3115. He doesn't want to overlook the needs of the homeless. He hopes they can continue to serve all citizens well and get them the resources needed. He thanked everyone for all their efforts. They have a good plan moving forward and he looks forward to having it behind them.
- Kiwanis Community Parade is June 17.
- Father's Day is June 18.
- City Council meeting on June 21.
- Citizens Day in the Park is June 24, 11:00 a.m. – 2:00 p.m. Council serves a free lunch and there will be a car show, live music, activities, and over 50 vendors.

- St. Helens is hosting the next City County Quarterly Dinner.
- The first meeting in July has been cancelled.
- He needs everyone's help on 4th of July. There is no tailgating this year and limited parking because of construction.
- The new tourism boat is here.
- Industrial businesses are looking at properties. City staff continue to work on it, although the Port of Columbia County is the leader. They need jobs in the area. There is potential for a solar panel business.

OTHER BUSINESS**ADJOURN – 7:57 p.m.****EXECUTIVE SESSION – Resumed**

- Real Property Transactions, under ORS 192.660(2)(e); and
- Consult with Counsel/Potential Litigation, under ORS 192.660(2)(h).

Respectfully submitted by Lisa Scholl, Deputy City Recorder.

ATTEST:

Kathy Payne, City Recorder

Rick Scholl, Mayor