



128 S Main St.  
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## **City of Condon Regular Council Meeting Minutes Wednesday, June 6, 2018 7:00 PM**

### **1. CALL REGULAR MEETING TO ORDER**

Called to order at 7 p.m.

### **2. ROLL CALL**

Present: Councilors - Michael Cronk, Boyd Harris, Jan Stinchfield & Donald Jamieson; Mayor Jim Hassing; Staff - Chief Dale Scobert, CA Kathryn Greiner & PW Gibb Wilkins

Absent: Councilors - Tom Fatland & Carol Harrison

### **3. ADDITIONS TO AGENDA**

None

### **4. PUBLIC HEARING - BUDGET & STATE REVENUE SHARING**

#### **4.1. Open Hearing**

Mayor Hassing opened the Budget Hearing at 7 p.m.

#### **4.2. Public Input on Budget/State Revenue Sharing**

None

#### **4.3. Close Hearing**

Closed hearing at 7:01 p.m.

### **5. PUBLIC COMMENT**



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**5.1. The council will hear discussion of unannounced matters from the floor and comments on the agenda items. Comments are limited to five (5) minutes.**

Lori Anderson, Condon resident and a director of Columbia Basin Electric Cooperative read a statement that General Manager Tom Wolff read to the Gilliam County court at their meeting earlier in the day. It referred to a June 1, 2018 article in the *East Oregonian* newspaper about Gilliam County fiber consultant Joe Franell purchasing a for profit broadband and ISP business that the article stated was going to expand to neighboring counties and other areas east of the Cascades. Wolff's statement noted that Franell was a part of executive session type meetings with Gilliam County, City of Condon, CBEC and Frontier Telenet staff which allowed him customer lists, easements, routes, pricing information for wholesale and long haul, meanwhile working toward purchasing a company that could use this information. The statement asked the county court three questions - "Did you Judge Shaffer, and/or the Commissioners know that your "independent consultant" had very personal ulterior motives in his role as a confidential consultant with the County? If so, when did you become aware of this relationship? When you did become aware, why didn't you immediately share this ulterior relationship with your then confidentially negotiating fiber broadband partners? Anderson stated that at the court meeting that Judge Shaffer stated that this were unaware of Franell being in negotiations for a private business.

**6. CONSENT AGENDA**

**6.1. Approve May 2, 2018 Regular Council Minutes**

A motion to approve the May 2, 2018 regular council meeting minutes. Motion by Councilor Stinchfield, seconded by Councilor Jamieson and approved unanimously.

**6.2. Review Financial Statements for May 2018**

No comments or questions

**6.3. Review VISA Bill for April 2018**

Councilor Donald Jamieson asked about the charge to Amazon Market place and was told it was for the iPad that was purchased to test the paperless packet system.

**6.4. Review Summary Financial Statements for May 2018**

CA Greiner spoke that once the council goes completely paperless she will attached the financial statements that are longer, but give more readable information - budget to actual.

**7. OLD BUSINESS**

**7.1. Fiber Project Update**

CA Greiner stated that Blake Lawrence of Inland Development Corporation called three weeks ago saying that the supplies were being moved out to the route and his company was working on easement issues on railroad rights-of-way.

**7.2. Housing Project Update**

CA Greiner said that she had an additional plan of the proposed housing development north of the city's golf course, and one more will be received with streets of 40' instead of 60'. She anticipates the council will vote on their preferred plan at the July meeting so the city can move forward with water and sewer engineering.

**8. NEW BUSINESS**



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### **8.1. Discuss Waste Connections Franchise Rates for 2018-19 - Jim Winterbottom**

Jim Winterbottom, Waste Connections District Manager, stated that the company likes to present CPI rate increases annually to alleviate substantial one-time increases. Waste Connections request a 2.11% increase which is 85% of CPI - Portland. This includes the rising cost of fuel, metal and tires. Winterbottom outlined the increases for several of the services. CA Greiner asked Winterbottom to explain the recycling issue. Winterbottom said that China drives the markets for recyclables and where they used to accept contamination amounts of 12% they changed that to 0.05% in the last year. The city's mixed recycle bin goes to the landfill as approved by Oregon DEQ and will continue to go there until a domestic market can be initiated or China relaxes their standards. Currently, the materials that are still recyclable are glass, tires, metal and cardboard. Winterbottom hopes to have information by August of this year that may improve the recycle operat. **A motion was made to approve Waste Connections increase in rates of 2.11% for the 2018-19 year. Motion by Councilor Stinchfield, seconded by Councilor Michael Cronk and approved unanimously.**

### **8.2. Discuss/Approve Zayo ROW Request**

James Crooker, Zayo Area Director of Operations was present to discuss Zayo's ROW (Right of Way) Facilities Application to install a fiber line in Condon's ROW. Crooker stated that Zayo started business in 2007 and has acquired 46 telecom companies over that span to provide infrastructure to offer dark fiber to companies. The Condon request is part of a Boardman to Reno build that will go to Mitchell then Prineville before heading south. He said that their company is "success based" which has funding available for each project. The project will have a small communication shelter every 60 miles with one near Lexington and the next one in or near Mayville. Within Condon there will be access points every 2,500 feet with up to three within city limits. Crooker discussed that they will do directional drilling for the project and go down East Street due to gravel ROW that will allow less cost of restoration. Condon currently charges 4% of gross revenue for telecommunications to use their ROWs but has no fee set at this time for lines going through Condon that do not provide a service. CA Greiner stated that Adam Haas and Marsha Spellman are working on prices for the ROW use but the costs they have received so far have been high. Crooker stated that some entities have zero fees, or a permitting fee and suggested that an agreement be made with the City to pay if they get paying customers. Councilor Jamieson suggested that we put in the motion that both parties will "negotiate in good faith." Councilor Stinchfield asked the timeline with Crooker stating that Zayo hoped to be at Condon in mid-July. **A motion was made to approve the ROW Facilities Application from Zayo and that the fee will be negotiated in good faith. Motion by Councilor Stinchfield, seconded by Councilor Jamieson and approved unanimously.**

### **8.3. Discuss Police Contract - Chief Scobert & Gilliam County Sheriff Gary Bettencourt**

Councilors received a contract that was initiated by the Gilliam County Sheriff Gary Bettencourt, then had items incorporated in by City Counsel Wyatt Baum which was derived from the City's Public Safety Committee. Sheriff Bettencourt stated that the contract mentioned "5 days a week availability" but they will be covered 24/7. Councilor Jamieson asked to have the 40 hours a week put in the contract in place of the five days a week and added that contract was at a good price. Chief Scobert added that he has been working with Sheriff Bettencourt and that the contract has a potential for success. Councilors discussed using the city's police car with city logo, office use and how the contract would be paid. It was determined that these details would be worked out as it goes. Chief Scobert said that he will be here for July 4, but will be done immediately afterwards. He suggested that the contract begin July 1 so he has time to transition with the assigned deputy and hand off several cases that are currently in progress. CA Greiner will get the few changes suggested to Baum who will then communicate with Gilliam County's legal counsel Ruben Cleveland. **A motion to approve the Intergovernmental Agreement between Gilliam County and City of Condon for law enforcement services beginning July 1, 2018. Motion by Councilor Stinchfield, seconded by Councilor Boyd Harris and approved unanimously.**

### **8.4. Adopt Resolution No. 2018-08 - Resolution Adopting 2018-19 Budget**

**A motion to approve Resolution 2018-08 - Resolution Adopting the 2018-19 Budget. Motion by Councilor Stinchfield, seconded by Councilor Jamieson and approved unanimously.**

### **8.5. Resolution 2018-09 -A Resolution Declaring the City's Election to Receive State Revenues**

**A motion to approved Resolution 2018-09 - A resolution Declaring the City's Election to Receive State Revenues. Motion by Councilor Jamieson, seconded by Councilor Stinchfield and approved unanimously.**



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**8.6. Approve Resolution 2018-10 - A Resolution to Provide For a Code of Ordinances, Revising, Amending, Restating, Codifying and Compiling Certain Existing General Ordinances for the City of Condon.**

CA Greiner stated that the Code of Ordinances have been updated for the recent ordinances that have been passed and asked that the councilors all bring in their books for the updates. She will also post the new codes on the website. **A motion to approve Resolution 2018-10 - A Resolution to Provide for a Code of Ordinances, Revising, Amending, Restating, Codifying and Compiling Certain Existing General Ordinances for the City of Condon. Motion by Councilor Jamieson, seconded by Councilor Stinchfield and approved unanimously.**

**8.7. Finance Committee Recommendations of Compensation & Insurance**

Councilors received a recommendation for staff wages from the Finance committee. Recommendation was a 3% raise to staff and increase their deductible from \$250 to \$500 on their health insurance. Pool Manager's salary was raised to approximate \$15 an hour, part time and season will be raised \$1 an hour until they reach \$15 an hour then will be held to CPI, and lifeguards have a staff based on the rise in minimum wage. All staff had not been consulted of the insurance and salary increase so it was tabled until the July meeting.

**9. STAFF REPORTS**

CA Greiner stated that she was going to Boardman this Friday to present the Regional Strategies grant that is asking for \$100,000 for an end point and working to get the Memorial Hall RFP out after July 4 so that acoustic problems will be fixed.

PW Wilkins stated that the city pumped 6 million gallons last month which is 2 millions over the previous year. He estimates it is due to a drier spring. Another sensor went out at the reservoir which has been fixed and the Jefferson Street project has been completed and tested. He is using crusher dust on the crossings to firm up the asphalt which seems to be working so will put it on the other spots where that oil mix was used.

Chief Scobert stated that the grass has been "exploding" so he is working with landowners to get the grass cut to alleviate fire hazard. He is working on a large ID theft case that he expects to go to Grand Jury next week. Councilor Jamieson asked about the flashing speed signs and Chief Scobert said that he has had issues with ODOT, but will look into the installation with Sheriff Bettencourt.

**10. COUNCIL INFORMATION**

None

**11. NEXT REGULAR MEETING DATE**

**11.1. Wednesday, July 11, 2018, 7 p.m.**

**12. ADJOURN REGULAR MEETING**

Meeting was adjourned at 8:12 p.m.