

Rivergrove City Council Meeting Minutes
Oct 10, 2022, 7:00 PM

STANDING ITEMS

1. Call to order and attendance (Mayor, Councilors, and Guests)

Present were Mayor Williams, Council President Pierce, Councilors Barhyte, Tuttle and Lahsene

City Manager (CM) Kibbey was present.

Guests were M Salch, Joan Joyce, M Hawkins, Doug McLean, Carolyn Bahrman, Arne and Coleen Nyberg, Jeff Williams, Lisa Volpel, Jenny Davis (Sec Rosewood NA), Grant Howell, Bonnie Robb, Lynn (Hingston?), Janice and Bob, David Shafer, Landon and Jude, and 5035020000.

2. Approval of minutes from previous meeting(s)

Council President had a few revisions to the minutes written by Councilor Tuttle. Those were sent to the Council. Mayor Williams had a minor grammar change. Mayor Williams moved to accept the minutes as amended, Councilor Lahsene seconded. They were approved 5-0.

3. Approval of City financials

Mayor Williams moved that the financials presented be approve. Councilor Lashene seconded, and they were approved 5-0.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Coleen Nyberg presented information that there is misinformation out there about citizens wanting to close the boat ramp.

PLANNING COMMISSION REPORT: Representative from the Planning Commission

City Manager Kibbey reported that an expected application was not ready, so the Commission discussed how to proceed with development of the new Rivergrove Land Development Ordinance.

PUBLIC COMMENT ON AGENDA ITEMS

Jeff Williams offered opinions on the proposed language for the boat ramp sign and related items as follows: 1. The issue of crowd levels is really unenforceable. 2. We need to discuss improving and fixing the boat ramp. 3. The designation of low flow is problematic. 4. Verbiage on the sign needs to be more friendly. 5. Doesn't believe blocking mailboxes is enforceable. 6. Interpretation of towed water sports craft is problematic.

Carolyn Bahrman had three issues as follows: 1. Concern about the large bid for ivy and poison oak removal. 2. She desires to have a meeting regarding

emergency preparation, including why we would want contact information about citizens. 3. The process for hiring a person to assist the City Manager is taking way too long.

UNFINISHED BUSINESS

1. Operation and Use of the City Stark Boat Ramp

a. Proposed language for a sign at the boat ramp - Council President Pierce and Councilor Lahsene

There was extensive discussion about the language, a lot of which was regarding “launching” during low water conditions. The Council determined it would be best to convene a special session with the City Attorney present. To possibly be included are the operating hours and whether the gate is to be open or closed during operating hours. This session will need to be in October so, if necessary, adequate notice can be provided for the scheduled City Council meeting on November 14. Councilors provided the City Manager with available dates they could attend, and she will work with the City Attorney to set a specific date. [OPEN]

Some councilors were concerned that recent Rivergrove Reports did not adequately reflect the City Council deliberations. It was suggested that Councilors review the draft report before publication. Mayor Williams moved, and council President Pierce seconded the following motion: That either the Mayor or Council President and one of the other three Councilors review and approve (or modify) the report before it is published. Motion passed 4-0-1 with Councilor Tuttle abstaining. [closed]

Some Councilors requested that all opinions of the City Attorney be provided in writing to the Council. This was not voted upon. [OPEN]

There was extensive discussion and opinions rendered on what constitutes a meeting, especially on communications among Councilors. This needs to be clarified by the City Attorney for specifics. [OPEN]

b. Update on bids for the electronic gate at the boat ramp - Councilor Barhyte

Councilor Barhyte had one bid by a vendor and provided it to Council. However, it was deemed incomplete and not following the specifications, so this vendor needs to rebid or drop out. We are waiting for bids from three other vendors. [OPEN]

2. Hiring administrative support for the City Manager, approval of job descriptions - Mayor Williams

The issue is now with the City Attorney. The Mayor is dialoging with him. There was discussion about this “position” to be an employee, a contract employee, or a personal service contract. If this person is an employee and makes over \$10,000 per year, we must interview 3 people. The Mayor indicated some of the matters need to be discussed in an executive session with the City Attorney present to clarify some issues. [OPEN]

3. Coronavirus Relief Fund Grant, prioritizing suggested projects

The City Manager asked that bids for the boat ramp gate be given to her as soon as possible. Council President Pierce wanted the entrance to the path off of Lorna to be ADA compliant. He has a proposal for a low cost way to accomplish this and thinks it needs to be prioritized. Councilor Lahsene thinks we should consider a one time purchase to put gravel on Canal Road. [OPEN]

There was discussion about the item in the newsletter that stated, "In January, the City will prepare a formal application to the Planning Commission, to decide what the outcome will be for all of this equipment given to the City." The new City Council will be the ones determining if an application to the Planning Commission is warranted.

Some Councilors expressed concern about the content of the newsletter not accurately reflecting discussion. After discussion Mayor Williams made the following motion. "The Rivergrove Report will be reviewed prior to publication or distribution by either the Mayor and an additional councilor or the Council President and an additional Councilor. This is to be done n a one off one on cycle." Motion seconded by Councilor Lahsene and approved 4-0-1. Councilor Tuttle abstained. [closed]

NEW BUSINESS

1. Code for "abandoned" properties and/or "fire hazards". Consider a Municipal Code.

Councilor Tuttle added this to the agenda because there was concern at the last meeting about seemingly abandoned or in disrepair properties. He will provide an update for the next meeting. [OPEN]

COUNCIL REPORTS

1. Councilor Lahsene: Transportation report (recurring)

The LO school district submitted a proposal to the City of Lake Oswego to place a school bus barn on property on Lakeview. This submission is currently deemed incomplete. All Councilors are opposed to this as it will adversely impact the City.

Clackamas County and city officials are finding frustration with data presented by DOT. They are also not suitably addressing the issue of diversion.

2. Councilor Pierce: Parks report (recurring) and any other matters

He will try to relocate some chips from Heritage Park to Minor Park.

The water fountains have been turned off and he is going to get a plumber to address leakage issues.

The City Manager reported that our water systems passed a backflow test.

He also addressed the “bid” for removal of poison oak, ivy, and other noxious material. The bid the Mayor obtained was seemingly excessive. The Mayor stated that that bid was a point of reference. It may be difficult to find a provider because a lot of them want recurring work. The Mayor and Council President will work on finding someone with the caveat that they need to walk the site before giving a bid.

3. Councilor Barhyte: Giving Program (recurring) and any other matters

He has received texts from citizens reporting homeless in Canal Acres and adjoining areas. It is an issue for us and Rosewood area. It is an issue to be aware of and to open a dialog with the adjacent community.

4. Councilor Tuttle: City Code (recurring) and any other matters

Nothing further to report.

5. Mayor: Mayor’s Report

He went to a Mayor’s conference in Bend and attended a number of good classes. He recommends that next year all councilors attend one of these conferences.

CITY MANAGER REPORT

She reported that she filed a report in lieu of audit for our finances. She also stated the finances are too time consuming, especially given the limited number of hours she is allowed to work. Council President Pierce stated that once the software is set up, financial reports should not be so onerous.

PENDING ITEMS (to be discussed at a later date but kept on the agenda while Council deals with higher priority items first.)

1. Status of Contracting out City Development Code Inspection Services: Lead Individual: Mayor Williams
City must have new Development Code to proceed.
2. Discussion Regarding How Sewer might be Brought to Unserved Properties, Exploring the Issues. Lead Individual: Councilor Tuttle
3. Review City Manager’s Salary--whether it should come from General or part Highway fund.

EXECUTIVE SESSION (Council and staff may adjourn to Executive Session pursuant to Oregon Revised Statutes 192.660: As needed (appropriate subsection shall be cited))

ADJOURNMENT

Councilor Tuttle moved to adjourn; Mayor Williams seconded. Motion approved 5-0.