



City Council Business Meeting Minutes
July 25, 2023

Mayor: Robert Duncan, Presiding
Council President: Mike Caughey, Present
Councilors Present: Kimberly Downey, Randy Klemm, Charlotte Thomas, and Cindy Knox
Councilors Absent: Robert Boese
Staff Present: City Administrator Michele Eldridge, Public Works Director Chuck Scholz, Finance Officer/Deputy City Recorder Cathy Nelson and City Recorder/Municipal Court Clerk Lori Ross
Meeting Location: Harrisburg Municipal Center Located at 354 Smith St

CALL TO ORDER AND ROLL CALL by Mayor, Robert Duncan at the hour of 6:32pm.

CONCERNED CITIZEN(S) IN THE AUDIENCE. All in attendance were there for items on the agenda.

THE MATTER OF ADMINISTERING OATH OF OFFICE FOR CINDY KNOX WITH A TERM ENDING DECEMBER 31, 2026

- Mayor Duncan **motioned to appoint Cindy Knox for City Council Member with a term ending December 31, 2026 and was seconded Klemm. The motion passed unanimously by a vote of 4-0.** (Yes: Caughey, Downey, Klemm, and Thomas. No: None.)
- City Recorder Lori Ross, administered the Oath of Office to Council Member Cindy Knox for a term ending December 31, 2026.

THE MATTER OF MEETING WITH A MEMBER REPRESENTATIVE FROM LCSO IF ONE IS AVAILABLE

STAFF REPORT: Sergeant Frambes started by addressing the shortage in contracted hours for the month of June. He stated that it was due to a shortage of available deputies that were injured, at field training, and on maternity leave. He also informed Council that next month, there will be two reports: a contracted city report and another for the 4th of July. He stated the 4th of July hours will not be counted towards the contracted hours. Eldridge and Thomas stated that it is part of our contract that the 4th of July hours are separate from the contracted hours.

- Sergeant Frambes reviewed the June report. Some of the traffic citations included failure to install an Ignition Interlock Device (IID) and illegal alteration of display of plates.
- Sergeant Frambes referred to page 33 of the report where a young boy was hit by a vehicle. He informed Council the boy is fine, and the vehicle was only traveling 15 mph. Video footage confirmed that the young boy unfortunately ran out into traffic.
- Sergeant Frambes referred to page 13 of the report where a 48-year-old man overdosed on fentanyl. The man survived and was transported to a local hospital.
- Thomas mentioned that a young Harrisburg resident passed away last year from a fentanyl overdose and asked about education resources as she thinks it's important for our youth. Sergeant Frambes responded that if the school asks LCSO, they will respond and can provide a presentation.
- Ross asked about having information available for National Night Out (NNO) which is being held next Tuesday. Sergeant Frambes commented that he would look into getting some information together.
- Klemm asked if LCSO carries Narcan. Sergeant Frambes confirmed that all deputies do carry it. Scholz also confirmed that City vehicles also carry Narcan.
- Sergeant Frambes noted that LCSO had plans for providing more traffic enforcement in troubled areas today, but were called away to a fatal traffic accident involving a 17-year old just three miles north of town on Peoria Rd.
- Resident Donna Duncan asked Sergeant Frambes if there were any issues on the 4th of July. Sergeant Frambes commented there was lots of activity, and it will be reviewed at next month's meeting.

THE MATTER OF REVIEWING THE 2ND QUARTER CRIME RESULTS FOR THE CITY OF HARRISBURG

STAFF REPORT: Eldridge commented that property crimes, drug crimes and traffic offenses are all down and that she was concerned about person crimes being up five from last year. Sergeant Frambes responded that person crimes sometimes aren't random, and they often know the victims. Sergeant Frambes informed Eldridge that he would look into those cases.

THE MATTER OF MEETING WITH A MEMBER REPRESENTATIVE FROM THE COBURG POLICE DEPARTMENT IF ONE IS AVAILABLE

STAFF REPORT: Chief Larson summarized the 2nd quarter report for 2023. He commented that he assisted Carol with a code enforcement issue for junk by encouraging a resident to take advantage of the City wide clean up event.

- Thomas asked Chief Larson about the City of Harrisburg car magnets and commented it might be useful in letting residents know they are supposed to be here in Harrisburg working traffic enforcement. Chief Larson replied that he will remind his officers to use the magnets.

THE MATTER OF APPROVING ORDINANCE 998, "AN ORDINANCE AMENDING HARRISBURG MUNICIPAL CODE 18.50.150(3)"

STAFF REPORT: Eldridge noted this ordinance is doubling the size of an accessory structure from 500 to 1,000 square feet as per the Planning Commissions recommendation.

- Thomas **motioned to approve Ordinance 988, "AN ORDINANCE AMENDING HARRISBURG MUNICIPAL CODE 18.50.150(3)" and was seconded by Downey. The motion passed unanimously by a vote of 5-0.** (Yes: Caughey, Downey, Klemm Thomas, and Knox. No: None.)

THE MATTER OF APPROVING THE 3RD & 4TH QUARTER 2022/2023 EXPENSE REPORTS

STAFF REPORT: Nelson informed Council the 3rd and 4th Quarter Expense Reports are for the fiscal year 2022/2023 and any balances do not reflect today, as we are now in the 2023/2024 fiscal year.

- Downey asked Nelson if she had any surprises with the budget this last fiscal year. Nelson replied that she wasn't expecting anything different.
- Downey **motioned to approve the 3rd and 4th Quarter 2022/2023 Expense Reports and was seconded** Thomas. **The motion passed by a vote of 5-0.** (Yes: Caughey, Downey, Klemm Thomas, and Knox. No: None.)

THE MATTER OF APPROVING THE CONSENT LIST

STAFF REPORT: No comments or concerns.

- Downey **motioned to approve the consent list and was seconded by** Caughey. **The motion passed unanimously by a vote of 5-0.** (Yes: Caughey, Downey, Klemm Thomas, and Knox. No: None.) **A motion to approve the consent list approved the following:**
 - **The Payment Approval Report for June 2023**
 - **Appointment of Kristi Prozialeck to the Library Board with a term ending June 30, 2027**
 - **Out of State Travel for Michele Eldridge to attend the NW Economic Development Course in Lacey Washington**

OTHERS:

- Eldridge informed Council of the following:
 - She was the only participant at the last Eagle Park clean-up besides one Public Works Employee. There are two more clean-ups scheduled for August and September and she encouraged Council to join her.
 - National Night out is Tuesday, August 1st beginning at 5pm with a BBQ followed by music at 6:30pm.
 - Thursday's Summer Sounds Concert is Candy Apple Bleu; Smokin Ginger's BBQ and Lochmead free ice cream.
 - The Harvest Festival is August 4th and 5th. Thomas pointed out they are still looking for volunteers.
- Klemm asked if Republic Services had paid their \$1,000 donation yet for Summer Sounds as promised. Nelson confirmed no donation was received.
- Nelson commented interest rates are up from 4.05% to 4.3%.
- Scholz informed Council that ODOT repaired the crosswalk and stop bars on Hwy 99 last night causing a noise disturbance. The noise was reported to dispatch. They were previously scheduled to make the repairs July 6th, as per their notification to the City, but failed to show up.
- Scholz also informed Council that August 1st to the 3rd and the 18th to the 20th, the County will be chip sealing Territorial Street from Hwy 99 to the end of City limits. Scholz commented that the City signed a MOU with the county and received a great price on the project. They will be making repairs every two years on different roads.

THE MATTER OF A DISCUSSION IN EXECUTIVE SESSION UNDER ORS 192.660(1)(2)(H), "TO CONSULT WITH COUNSEL CONCERNING THE LEGAL RIGHTS AND DUTIES OF A PUBLIC BODY WITH REGARD TO CURRENT LITIGATION OR LITIGATION LIKELY TO BE FILED, "IN APPROVING A 3-YEAR FRANCHISE AGREEMENT WITH BNSF FOR THE 4TH ST. - RAIL IMPROVEMENT PROJECT BY ADOPTING ORDINANCE NO. 999, "AN ORDINANCE

RENEWING THE FRANCHISE OF THE BNSF RAILWAY COMPANY FOR THE PLACEMENT OF RAILWAY FACILITIES WITHIN THE CITY OF HARRISBURG, STATE OF OREGON, SUPERSEDING ORDINANCE NO.'S 798 AND 988, AND TO DECLARE AN EMERGENCY”

Mayor Robert Duncan declared an Executive Session as per ORS 192.660(1)(2)(h) at the hour of 7:22pm.

The City Council exited the Executive Session at the hour of 7:51pm and returned to the City Council Business Meeting.

- **Klemm motioned to approve Ordinance No. 999, “AN ORDINANCE RENEWING THE FRANCHISE OF THE BNSF RAILWAY COMPANY FOR THE PLACEMENT OF RAILWAY FACILITIES WITHIN THE CITY OF HARRISBURG, STATE OF OREGON, SUPERSEDING ORDINANCE NO'S 798 AND 988, AND TO DECLARE AN EMERGENCY WITH THE CHANGE OF THE END DATE IN ALL PLACES WITHIN THIS ORDINANCE TO REFLECT JULY 31, 2026” and was seconded by Downey. The motion passed unanimously by a vote of 5-0. (Yes: Caughey, Downey, Klemm Thomas, and Knox. No: None.)**
- Downey wanted to state for the record that the track on 5th and LaSalle Street continues to get worse as the rail is popping out of the street and continues to get louder and more dangerous for residents.
- Downey further commented that she appreciates all the time Attorney Jim Brewer has put into this. Brewer responded that he would pass on her concerns once again to BNSF.
- Klemm also stated his appreciation for Brewer and thanked him for his hard work.

With no further discussion, the City Council Business Meeting adjourned at the hour of 7:57pm

Mayor

City Recorder