



## **MINUTES**

### **City Council Special Meeting**

June 25, 2024 at 6:00 PM

Coburg City Hall

91136 N Willamette Street

**MEMBERS PRESENT:** Nancy Bell; Mayor, Cathy Engebretson, Claire Smith, John Lehmann, John Fox

**MEMBERS ABSENT:** Alan Wells

**STAFF PRESENT:** Adam Hanks; City Administrator, Sammy Egbert; City Recorder, Brian Harmon; Public Works Director, Greg Peck; Finance Director, Larry Larson; Chief of Police

**RECORDED BY:** Madison Balcom; Administrative Assistant

#### **CALL TO ORDER**

Mayor, Nancy Bell called the meeting to order at 6:04pm.

#### **PLEDGE OF ALLEGIANCE**

Mayor Bell led the Pledge of Allegiance.

#### **ROLL CALL**

City Recorder, Sammy Egbert called roll. A quorum was present.

#### **MAYOR COMMENTS**

Mayor Bell shared:

- A book including an article on Coburg provided by Megan Dompe and Main Streets

#### **AGENDA REVIEW**

There were no changes made to the agenda.

#### **PUBLIC COMMENT**

There were no request(s) made to publically speak. There were no written statement(s) received.

## ORDINANCES, RESOLUTIONS AND CONTRACTS

### 1. Public Hearing | First Reading | Waive Second Reading

#### ORDINANCE A-256 AN ORDINANCE TO LIMIT LIABILITY FOR RECREATIONAL USE OF CERTAIN CITY PROPERTY AND DECLARE AN EMERGENCY FOR ADOPTION

Mayor Bell opened the public hearing at 6:07pm and held the first reading of Ordinance A-256; An Ordinance to limit the liability for recreational use of certain City Property and declare an emergency for adoption.

Mr. Hanks gave a brief report on Ordinance A-256. He explained that the limit liability for recreational use is a part of the package they have discussed many times since the Oregon Supreme Court case on Recreational Immunity. The legislature did move forward and rectify the majority of the issues associated with that case, which restored the majority of Coburg's recreational immunity. Hanks explained more about the opt-in process for certain cities, regarding unimproved trails.

Mr. Hanks explained more details on the Ordinance itself, how they decided to go about declaring it an emergency, why and how they split it into two pieces, and the procedural part of the adoption process. The Charter allows the city to do the first reading, and by a unanimous vote by council, they can waive the second reading, then the declaration of emergency waives the 30 day effective period. Tonight's objective, if council is in agreement, is to have the Ordinance go into effect after tonight's vote.

Ms. Smith asked about on page 4, where it explains the cities with a population fewer than 500,000, it mentions Bend. Mr. Hanks said the material was provided by LCOG staff and he did not catch that when going through it. However, the Ordinance is clean with Coburg only statements.

Mr. Lehmann asked if it applies to both unimproved pathways, walkways and parks as well as improved pavement areas. Mr. Hanks said sort of, but it is more limited than the recreational immunity that the state rectified with. This ordinance would primarily cover the Booth Kelly Trail, which would be the spot that is somewhat at risk, and potentially the extension of Trails End. Formalized parks are covered by the state rectified portion. They discussed potential parks restrictions regarding bicyclists. Mr. Fox asked how they distinguish between improved and unimproved pathways. Mr. Hanks said that it can get confusing because they do overlap. The recommendation is to have both in place to cover all areas.

Ms. Bell closed the public hearing at 6:22pm.

#### MOTION

Ms. Engebretson moved, seconded by Mr. Fox to waive the second reading of Ordinance A-256.

***Motion passed unanimously — 4:0.***

#### MOTION

Mr. Fox moved, seconded by Ms. Smith to adopt Ordinance A-256. An ordinance to limit the liability for recreational use of certain City Property and declare an emergency for adoption.

***Motion passed unanimously — 4:0.***

**2. RESOLUTION 2024-08 A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET, MAKING APPROPRIATIONS FOR THE CITY OF COBURG FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024.**

Mr. Hanks gave a brief report on this resolution and need of a supplemental budget. There are three areas that are right at the cusp of hitting their appropriation levels. It is possible that they wouldn't go over, but it is very close. The request is to recognize that these three areas were budgeted very tightly, and could go over, so a supplemental budget may be needed. Hanks briefly explained this process.

Mr. Fox and Mr. Lehmann asked about the contributing factors to the closeness of the appropriation levels. Mr. Hanks said that he believes having two city administrators on for a month, along with a retirement pay out contributed to this. He also explained that the predominant contribution was personnel services, not in goods and services.

**MOTION**

Mr. Lehmann moved, seconded by Ms. Smith to approve resolution 2024-08 A resolution adopting a supplemental budget, making appropriations for the City of Coburg for the fiscal year beginning July 1, 2023 and ending June 30, 2024.

*Motion passed unanimously — 4:0.*

**COUNCIL COMMENTS**

Mr. Fox commented that some government budgets are at risk of losing it if it's not used. He had no liaison updates.

Ms. Engebretson had no new updates on the LaneACT Committee. Mayor Bell said that staff is looking to see if they can have a presence at the table to partake in the discussions for the projects and funding being presented.

Mr. Lehmann said that the June Planning Commission meeting was cancelled. Mr. Hanks said the next one will be on July 17<sup>th</sup>, to which an invitation will be sent out because the DLCD representative will be doing a presentation.

Mr. Hanks said that the Transportation Ad-Hoc Committee meeting is on June 27<sup>th</sup> at 4pm, the Finance Audit Committee meeting in July 30<sup>th</sup> at 5:30pm, and the Council Work Session is July 23<sup>rd</sup> at 6pm.

Ms. Smith gave a brief report on Parks & Tree Committee, noting that Public Works planted three trees which were all donated.

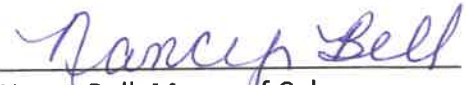
Mayor Bell asked council if they would like to give staff direction on looking into bicycle use and possible regulations on some pathways and trails. Mr. Hanks said they can put it on the July Parks & Tree agenda for them to discuss, then bring it to the September City Council meeting for another council discussion. They would formally capture the Parks & Tree recommendation in the staff report for that meeting. Mr. Fox mentioned getting citizen input from the community regarding the topic. Part of the discussion from the staff side would be about the level of enforcement.

Mayor Bell reminded council that Coburg does not have an Ordinance prohibiting fireworks.

**ADJOURNMENT**

Mayor Bell adjourned the meeting at 6:57 pm.

**APPROVED** by the City Council of the City of Coburg on this 9th day of July, 2024.

  
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Nancy Bell, Mayor of Coburg

**ATTEST:**   
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Sammy L. Egbert, City Recorder