

Monday, 7:30 P.M.

February 7, 1983

A REGULAR MEETING OF THE
NEWBERG CITY COUNCIL

Council Chambers

Newberg, Oregon

The meeting was called to order by Mayor Elvern Hall.

Roll Call:

Present -	Maybelle DeMay	John Poet
	Roger Gano	Quentin Probst
	Alan Halstead	Richard Rementeria
	C. Eldon McIntosh	Tommy Tucker

Staff Present -	Michael Warren, City Manager
	Alan Barnes, Building Official
	Richard Faus, City Attorney
	Herbert Hawkins, Chief of Police
	Clay Moorhead, City Planner
	Arvilla Page, City Recorder
	John Paola, Fire Chief
	Robert Sanders, Public Works Director
	Doreen Turpen, Librarian

Also Present - 8 Citizens

The Consent Calendar consisted of nine items. Councilman Poet noted a correction needed to be made in the January 3, 1983 minutes. On page 5, near the center of the page, is a Motion by Halstead-McIntosh, that the City collect the fee in a two-step process in January and in July. Mr. Poet stated he did not believe it was the intent of the Council that the fees be collected in a two-step process, except for the year 1983. Motion: Poet-Gano to amend the motion of January 3, 1983 to state the City collect the fee in a two-step process in January and in July of 1983. Carried unanimously.

Councilman Gano asked for the specific locations of the speed zone changes which are in item number 4. Chief Hawkins described the locations.

Motion: Halstead-McIntosh to approve the Consent Calendar as follows:

1. Approve minutes of January 3, 1983 as amended.
2. Communications from Cities of Dayton and Lafayette regarding Cable Television Commission.
3. Communication from League of Oregon Cities regarding Nation's Cities Weekly article.
4. Notice from Oregon State Speed Control Board regarding speed zone on Hillsboro Highway.
5. Communication from City of Dundee appointing Carol Wheeler to the Cable Television Commission.
6. Communication from Newberg family thanking Santa Claus for gifts.
7. Communication from Ruth Gilman thanking Council and Staff for honor of resolution.
8. Report on stop signs at 7th and 8th at Meridian.
9. Communication from Stan Kern, M.D., commending Officer Rick Dutton for a job well-done.

Motion carried unanimously.

Appointments by the Mayor:

Mayor Hall stated he could not make the appointments until one of the ordinances on the agenda is acted upon.

Motion: Gano-Tucker to read Ordinance No. 2109, ordinance amending Cable Television Commission and increasing membership on the commission, by title only. Carried unanimously. The title of the ordinance was then read.

Councilman Halstead questioned what the term of office would be for the four commission members from Newberg. Also, would Lafayette or Dayton have staggered terms? Motion: Tucker-Rementeria to amend the ordinance to stagger the terms of members from Newberg, two at one year appointment and two at two year appointment. Carried unanimously.

Roll Call on the amended ordinance: Aye - 8, DeMay, Gano, Halstead, McIntosh, Poet, Probst, Rementeria, Tucker; Nay - 0. The Mayor then declared the ordinance passed.

The Mayor then made appointments as follows: To the Cable Communications Commission, from Lafayette for a two year term Larry Albertson; from Dayton for a two year term Wayne Herring; from Dundee for a one year term Carol Wheeler; from Newberg as follows: Mel Schroder 1 year term, Bert Pennock 1 year term, Dorothy Rogers 2 year term, Jane Cummins 2 year term. As ex-officio member representing the City: Tommy Tucker.

To the Redevelopment Commission, as a Councilmember, Rick Rementeria.

Yamhill County Economic Committee to replace Maybelle DeMay, John Poet.

Motion: Halstead-McIntosh to approve the appointments made by the Mayor. Carried unanimously.

Requests from Floor and Communications:

Roger Worrall, 215 N. Center, stated he wished to address the Council on the Big Fir Landfill issue. Two applications have been filed for landfill siting. In the first application which was for a landfill adjacent to the St. Paul Highway, the application stated an advantage of the location would be that waste would not be required to travel through Newberg and Dundee. Mr. Worrall stated he has contacted various people and Metro is not planning to use the Big Fir Landfill. Many citizens have signed petitions requesting denial of approval for the the Big Fir Landfill. Mr. Worrall asked the Council to reconsider their previous recommendation of approval.

Mayor Hall asked the Council if they wished to move to reconsider the matter. Councilmembers declined.

Liquor License Renewal Applications. Applications have been received on Safeway Stores, Shaws, Rocky's Delicatessen, The Grocery Express, Abby's, Springbrook Thriftway, Newberg Thriftway, Ninth Street Grocery, The Barn Door, Ye Olde Pizza Shoppe, Eden Gate, Plaid Pantry, and Naps. Chief Hawkins stated that he did not have any adverse recommendation on any of the applications. Also received was an application for a new location liquor license as a package store from Pay Less Drug

Stores, Springbrook Plaza. Motion: Gano-Tucker to approve all of the liquor license renewal applications and the new location application from Pay Less Northwest Drug Stores. Carried unanimously.

The City Manager called the Council's attention to a letter in their packets from Mr. & Mrs. Ackerman regarding the by-pass and redevelopment. The letter is in support of actions the City has been taking. Mr. Warren stated he believes the City has to begin the process now of working for a by-pass even though we will not get the by-pass now. Estimated cost for the by-pass is \$20,000,000. Councilman Tucker stated he did not believe other cities will support the Newberg by-pass because they have projects of their own which need attention. Mr. Warren offered to draft a petition to be circulated to the citizens voicing support for the by-pass. Councilman Tucker suggested that perhaps there should be a Mayor's Task Force Committee to circulate the petition.

Communication from Liberty Cable updating City Council on occurrences. Rick Schaal, Liberty Cable Television Systems Manager, stated the quality of the Portland stations is not as good as those received by satellite. The problem is the location of the tower and antenna. The agreement that the City and Liberty have requires the tower to be located in Newberg. Liberty would like to move the tower and antenna to a location near Dayton to obtain better signals from Portland. Studio and offices would remain in Newberg. The move of the antenna would cause a 24 hour interruption of service. The ordinance would need to be revised before they could move the antenna. The tower the antenna is presently located on would be moved to a location on Chehalem Mountain and a new tower would be constructed at the Dayton location.

Motion: Halstead-Gano that an amendment to the ordinance be drafted to strike the wording, all facilities be located in Newberg, and to state that studios and offices would be in Newberg. Carried unanimously.

Motion: Halstead-Gano to permit Liberty Cable to proceed with moving the antenna. Carried unanimously.

Public Hearing: Sewer Discharge Ordinance.

No proponents or opponents wished to be heard. Public hearing was closed.

Motion: Halstead-McIntosh to read Ordinance No. 2108 by title only relating to the use of public and private sewers and drains, etc. Carried unanimously. The title was then read.

Councilman Halstead called the Council's attention to the very nice letter from Herb Rustrum. Mr. Rustrum has not always seen eye-to-eye with the City. Councilman Gano recommended that a letter be sent over the Mayor's signature to Mr. Rustrum thanking him for his support.

The Public Works Director, Bob Sanders, stated that the ordinance could not have been prepared and the cooperation received from the industries without the work done by Steve Downs.

Roll Call on the ordinance: Aye - 8, DeMay, Gano, Halstead, McIntosh, Poet, Probst, Rementeria, Tucker; Nay - 0. The Mayor then declared the ordinance passed.

Motion: Rementeria-Halstead to approve reports from the City Manager. Carried unanimously.

The City Manager, Mike Warren, protested but did keep his comments brief. He called the Council's attention to the next scheduled Council Seminar at the Velvet Carriage Restaurant on February 10, 1982. He stated he will ask the Graphic to publish parts of the List of Accomplishments for 1982. He called the Council's attention specifically to item number 39 on the list regarding reduced crime in the City of Newberg. Mr. Warren stated there is a meeting scheduled of the Redevelopment Commission on Wednesday, February 9, 1983, with Lyle Stewart present to show some things that can be done in the City of Newberg. A letter has been received from the Public Utilities Commissioner stating that he will not proceed with a phone survey as the average number of calls from Newberg to Portland are not enough. City Staff tested the emergency power procedures. It took 3 minutes to hook-up the generator. There were some deficiencies noted which will be corrected.

Doreen Turpen, Librarian reported on the increased use of the Library. Circulation of books and magazines amounted to 68,000 for 1982.

Mayor Hall commented on Captain Hailey's attendance at the FBI Academy. This will be very valuable to the City.

Motion: Gano-Tucker to approve the January Accounts Payable. Carried unanimously.

Report on Condition of Sewage Treatment Plant. The City Manager stated that CRS Group Engineers, Inc. have been retained by the City to do a quick overview of the wastewater treatment plant. The object of the overview is to find out where our plant is at and how improvements can be made in the existing facility. Mr. Chuck Zickefoose was in charge of the assessment.

Mr. Zickefoose then presented his report which covered the following areas: plant assessment existing equipment, the process operation, the manpower, and the reserve capacity. Mr. Zickefoose made recommendations covering the plant operation, low cost improvements in personnel and estimated costs. He stated that he believed that the plant's efficiency could be improved without great expense for materials and equipment and with closer monitoring of the processes.

Restricted Parking on First and School Street. First Interstate Bank requested a 10 minute parking zone for patrons to use the teller machine. A temporary sign was placed under the emergency powers of the Police Chief. The emergency powers are good for 90 days. Chief Hawkins stated the Council can take action on whether to make this a permanent 10 minute parking space at their next Council meeting. The Council also discussed whether the parking space should be a 24 hour 10 minute space.

Report on Newsstands in right-of-way. The City Planner presented a survey on the locations, types and ownerships of newspaper racks. Mr. Moorhead stated the City may not be able to do as much as it would like in restricting locations of newspaper racks because of constitutional conflicts. He stated he is continuing checking into the matter.

Motion: Gano-DeMay to adopt Resolution No. 83-969 approving contingency transfers between funds. Carried unanimously.

Motion: Halstead-DeMay approving and adopting Resolution No. 83-970 authorizing an increase in the Cash on Hand Account to provide a Petty Cash Fund for the City Library. Carried unanimously.

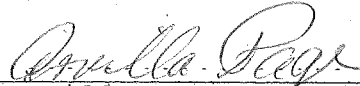
Motion: Halstead-Tucker to read by title only Ordinance No. 2110 allowing loan from Sewer Fund to Redevelopment Fund. Carried unanimously. The title was then read. Roll Call: Aye - 8, DeMay, Gano, Halstead, McIntosh, Poet, Probst, Rementeria, Tucker; Nay - 0. The Mayor then declared the ordinance passed.

Motion: DeMay-Probst to read Ordinance No. 2111 by title only prescribing certain trial, jury, witness and attorney fees in the Municipal Court. Carried unanimously. The title was then read. Councilman Gano questioned whether the wording could not be changed from may impose fees to shall impose fees. The City Manager responded that this would be a restriction upon the Municipal Judge. Roll Call: Aye - 8, DeMay, Gano, Halstead, McIntosh, Poet, Probst, Rementeria, Tucker; Nay - 0. The Mayor then declared the ordinance passed.

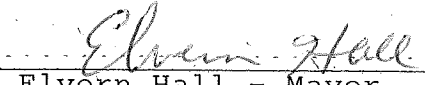
Councilman Halstead called the Council's attention to the letter from Captain Hailey thanking the City for training he received at the FBI Academy.

Council and Staff discussed ways to control newsstands and other merchandise in the public right-of-way. Mayor Hall pointed out that the City does have an ordinance in effect relating to merchandise on sidewalks.

Motion: Gano-DeMay to adjourn to February 10, 1983 at 7:00 P.M. Carried unanimously.


Arvilla Page - Recorder

Attest:


Elvern Hall - Mayor