

Minutes of The Newberg City Council
MONDAY, DECEMBER 6, 1999
7:00 P.M. MEETING
PUBLIC SAFETY BUILDING - TRAINING ROOM

I. CALL MEETING TO ORDER

Mayor Cox called the meeting to order

II. ROLL CALL

Roger Currier (RC)	Noelle Wilson (NW)
Donna McCain (DM)	Lisa Helikson (LH)
Brett Veatch (BV)	

Absent: **F. Robert Weaver (RW)**

Staff

Present: Duane R. Cole, City Manager (DRC)
Terrence D. Mahr, City Attorney (TDM)
Mike Soderquist, Community Development Director
Kathy Tri, Finance Director
Barton Brierley, Planning Director
Norma Alley, Recording Secretary

Others

Present: Warren Parrish, Pat Haight, Lon Wall, Bryce Jones, Bart Rierison, David Jeffery,

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

IV. COMMUNICATIONS FROM THE FLOOR

Ms. Pat Haight, 501 E. Illinois #12, Newberg, Oregon, talked about the land slide at the water treatment plant in 1996. Ms. Haight believes the plant is not in danger but if it is not taken care of the piping may be in danger. Ms. Haight discussed the current conditions of the plant, sliding and plans of protecting against future slides. DEQ has approved not using the backwash pond until the repair of the liner is completed. Ms. Haight said she is concerned about a letter from the Brook Brothers who bid on the job to repair it. Ms. Haight read a sentence from the letter about their concern of being an available bidder to the project. DRC said it is all the information in the file. We have stabilized the bank and put a sealer liner in the pond. This prevents further draining. If we continue to have higher temperature ratings and global warming then there might be a need to do additional work. There were issues with the bids but the City worked through that.

Mr. Warren Parrish, 30450 N.E. Wilsonville Rd., Newberg, Oregon, said the Mayor and Council was positive about a program he was trying to get opened. This Sunday at 4:00 p.m. he will do a presentation in Francis Square. Mr. Parrish said Francis Square is not ready for this type of event. The wiring is not finished and it can't be decorated because of this. To have public events in the square he recommends a fund drive to finish the wiring. DRC said he talked with Russ Thomas to get the wiring done.

Councilor RC asked about the sign ordinance and if there was notification of registering their signs by December 31, 1999. They said they had not received notification. Barton Brierley said he sent out about 300 notices about a year ago. DRC asked if staff could do a return receipt notice letter. Barton Brierley said yes we could.

V. CONSENT CALENDAR

1. Approve minutes from regular Council meeting held on September 20, 1999.
2. **Resolution No. 99-2212** accepting the Ballots cast for the purchase of the river front property owned by Baker Rock.

MOTION: RC/BV to approve Minutes of September 20, 1999 with amendments to spelling and to approve Resolution No.99-2212. (Unanimous). Motion Carried.

VI. PUBLIC HEARING

VII. CONTINUED BUSINESS

1. Appoint two Planning Commission Members:
 - A. Lon Wall
 - B. Bryce Jones
 - C. Bart Rierson
 - D. David Jeffery

Mr. Lon Wall, 625 N. Morgan, Newberg, Oregon, has been on the Commission for three years and would like an extension. He enjoys it very much and thinks there is more he can do. He would be glad to listen to the recommendations of the Council.

Mr. Bryce Jones, 606 N. Ranch St., Newberg, Oregon, is a retired truck driver. Mr. Jones has lived here all his life. He thinks it is a good way to put back some involvement he has had. Mr. Jones said the City is like a business and it should grow and if it does not it will die. When growing it should not alienate those who live here. Mr. Jones said he did not know all of the duties required to be a planning commissioner, but he is willing to learn.

Mr. Bart Rierson, 719 S. Chehalem, Newberg, Oregon, has been a citizen for about nine years and is a sales manager. Mr. Rierson said he would like to see the community continue to grow. He has worked on committees in his business and was recently on the committee to save the waterfront. Mr. Rierson said he likes working with people in the committees. He felt good that he has something to contribute. This is a critical time for our town. Portland is growing and

it seems more like a city. He is a strong believer for protection of the environment and sees balance with that and the building and considers it an honor to help Newberg.

Mr. David Jeffery, 120 Melody Ln. , Newberg, Oregon, said he has retired from higher education this last year and has had the opportunity to raise money for Christian Higher Education. Mr. Jeffery said he knows the process of government. He started a consultant organization, has experience within development and building and understands that process. He has lived in Newberg for some time now. Mr. Jeffery said this is a good town and would enjoy the opportunity to get involved.

Ms. Pat Haight, 501 E. Illinois #12, Newberg, Oregon, said we have four good candidates. Ms. Haight has known Bryce Jones all her life and knows he is aware of the issues, makes good decisions and is known in the community. Ms. Haight would like to suggest him as one of the appointed. Ms. Haight said Lon Wall has done a very good job on the Planning Commission. Ms. Haight hoped the Council would consider Lon Wall and Bryce Jones.

Mr. Warren Parrish, 30450 N.E. Wilsonville Rd., Newberg, Oregon, knows Lon Wall and Bryce Jones. Mr. Parrish said he worked with Lon Wall on planning commission and has found Lon Wall to be very objective and articulate and has a great deal of experience on the commission. Mr. Parrish highly recommends Lon Wall. Mr. Parrish said he knows Bryce Jones on a personal basis. Bryce Jones is a truck driver and has worked hard. Mr. Parrish said Bryce Jones knows the City of Newberg, knows what was here before the changes and knows the history. He said Bryce Jones is extremely objective and intelligent. Mr. Parrish said he would be a good addition to the commission.

Nominations for Chair Number 1: LH/NW - Lon Wall
LH/NW - Bart Rierison
BV/DM - David Jeffery

VOTE: to appoint Lon Wall for Chair Number 1. (Unanimous). Vote Carried.

Nominations for Chair Number 2: RC/LH - Bryce Jones
RC/LH - Bart Rierison
RC/LH - David Jeffery

VOTE: to appoint Bart Rierison for Chair Number 2. (3 yes [LH/NW/RC]).
to appoint David Jeffery for Chair Number 2. (2 yes [BV/DM]).
to appoint Bryce Jones for Chair Number 2. (0 yes).

2. Report on Water Strategic Plan Update

Mike Soderquist gave the staff report. Mike Soderquist said it had been about 20 months since Community Development has embarked on the program. They started with implementation of a conservation and curtailment program and was completed a year and a half ago. The development of Wells 7 and eight was put on hold. On October 12th we met with the county in regards of the well permit. It was decided the testing of the water coming out of well 7 should be completed before they get the permit finished. As for the expansion of the water treatment plant to accommodate the increased flows from the well field we decided to focus on one site now and

the immediate activity is to get an analysis on the site. This should be completed this month.

Councilor RC asked was the Gearns Ferry put on the discussion only? Mike Soderquist said no. Councilor RC asked through all the implementation and planning are we going back and looking at the tank at Allen Manufacturing? Mike Soderquist has mentioned this to the consultant and will look into it. Councilor RC asked for well 7 and 8 is the City going to get a guarantee from the people putting it in what type of water we are going to get out of it? Mike Soderquist said no he has never seen that type of guarantee with this type of project.

3. **Resolution No. 99-2214** creating a fee for an expedited land division.

Barton Brierley gave the staff report. An expedited land Division is when a developer asks for a fast track application. This allows the applicant to access a state process, use a hearings officer and go straight to the appeal. \$4,000 is to pay for this process. This change would allow a refund if the estimated cost does not exceed \$4,000.

Staff recommends approval of a new fee for an expedited land division and would allow a refund if the hearing officer cost is less than the proposed fee.

DRC said when he priced a hearing officer and it was \$175 an hour.

Mr. Warren Parrish, 30450 N.E. Wilsonville Rd., Newberg, Oregon, said he is not in opposition or in favor. Mr. Parrish would like the Council to think about why they should institute a fee if we have not had one in the past. Mr. Parrish asked why have one if it does not happen very often?

Councilor RC said a hearing officer would not start for less than \$1,500 on a contingency basis. TDM said when looking for a hearing officer we need to remember the hearing may not last ten hours but the officer must look at the record and review the record. This takes a considerable amount of time. Councilor RC said it happens so rarely that they would probably make some of that back by rushing the process.

MOTION: RC/LH to approve Resolution No. 99-2214. (Unanimous). Motion Carried.

VIII. NEW BUSINESS

1. **Resolution No. 99-2213** authorizing the City Manager to sign agreement to exchange Federal Funds for State Highway monies for costs associated with the overlay and street maintenance of various City Streets.

DRC said this allows the use of Federal money under state purchasing program for road improvements.

MOTION: RC/DM to approve all favor. (Unanimous). Motion Carried.

2. **Presentation of the 1998-99 Annual Financial Report.**

Kathy Tri gave the staff report. Kathy Tri thanked Debbie Smith-Wagar for her work and the long hours. Kathy Tri turned the floor over to Perry Ankersen, Principal, Panly, Roger and

Co., PC. Mr. Ankersen said the annual financial report is available to the public. Debbie Smith-Wagar and Kathy Tri do the report and the auditors review it. The City of Newberg is one of the few that still does their own report. Mr. Ankersen said they were pleased to be working with Newberg.

3. Motion to approve letter of support for a Spirit Mountain Community Fund grant request for the creation of a downtown Newberg Historical Walking Tour Brochure

Barton Brierley gave the staff report. The City has been working with a Newberg Downtown Association. They have created two brochures one for the north and one for the south of downtown. There is not one on downtown. The Newberg Downtown Association goals are to educate the visitors on the history and to influence the visitors to go downtown and shop. The City has talked with George Fox University and a class is interested in doing the research for this brochure. The funding is proposed to be through the Spirit Mountain Community Fund. The Fund is for nonprofit agencies and the City would be requesting \$3,000 to cover printing costs for the brochure. He sees a high chance of success because this is a relatively small amount, meets their mission statement and goals (education, historic preservation). We do feel the brochure will be funded.

Councilor LH asked what the time frame would be for the grant and response? Barton Brierley said you can submit one grant per year so we want to get it done before the year is over, nine months for a response and six months to get the brochure finished.

MOTION: RC/DM to approve letter of support. (Unanimous). Motion Carried.

4. Report on the 1999 League of Oregon Cities Conference held in Eugene on November 11-14, 1999.

DRC shared with the council the policy actions. He said the League Board is comprised of mayors and a couple city managers from all over the state. When these policies get passed, the members are encouraged to support these policies. The first item was internet taxation. Some testified against this. The league supported the approved equitable financial operation of the internet. The second policy is retirement plans and PERS System. The PERS Board has legally defined it to benefit the employees interest which has created, among other items, a serious intended liability. Kathy Tri and DRC recommended that the City to go into PERS in 1994 and the poor PERS performance is surprising many agencies. The Resolution proposes many changes. Third are the model code documents. The final is the support for opposing the repeal of the gas tax. There is a list of projects being prepared around the State by the State cities and countries.

Mayor Cox said Dundee and Newberg was chosen as a priority among those on the list.

Councilor RC asked if there is a reason the agenda does not go out before the LOCC meetings? DRC said sometimes they have sent things out but this year they did not do this. Councilor RC said it would be nice if they produced the agenda ahead of time. DRC said he would mention it. Next year is the pre-legislative year so there will be more Resolutions.

5. **Resolution No. 99-2215** approving a hardship request for water by Dennis Buckley.

DRC gave a staff report on Crater Lane in the Urban Growth Boundary. Findings showed there is no other economical choice other than to receive service from the City. The only service on the line that is currently receiving water is leaking quite badly. The agreement requires the applicant to annex, no further alteration to the property and the applicant is required to pay all the fees. The fee was estimated at \$3,415. DRC complemented Mike Soderquist and Community Development for the quick return of this issue to the agenda.

MOTION: RC/BV - to approve Resolution No. 99-2215. (Unanimous). Motion Carried.

6. Presentation of First Quarter Reports from Visitor Information Center.

Ann Bisola presented the staff report. Everything is on schedule for the first quarter. Correction to the current quarter 99-00 and the next column is a comparison to the previous year, July, August and September should come back down and 357 to 404 will be brought down in the next report.

IX. EXECUTIVE SESSION

X. ADJOURNMENT

MOTION: to adjourn at 8:15 p.m. (Unanimous). Motion Carried.

ADOPTED by the Newberg City Council this 7th day of February, 2000.


Duane R. Cole, City Recorder

ATTEST by the Mayor this 22 day of February, 2000.


Charles B. Cox, Mayor