

MINUTES FOR THE CITY OF NEWBERG CITY COUNCIL

MONDAY, JUNE 19, 2000

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)
Donna McCain (DM)
Lisa Helikson (LH)

Noelle Wilson (NW)
F. Robert Weaver (RW)
Brett Veatch (BV)

Staff

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

Others

Present: Pat Haight, Darlyn Adams, Delores Payton, Ron Fulham, Paul Morse, Robert Sopps, Deborah Luppold,

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

PUBLIC MEETING SECTION

IV. PUBLIC COMMENTS

Ms. Delores Payton, 1200 E. Fourth St., Newberg, announced that Making Every Day Earth Day was going to have a clean-up on July 19, at 9:30 to clean-up Main Street. She asked for the Council participation. She left a booklet for the Council and citizens to take regarding safe pesticides for a garden.

Councilor RW asked to whom he would send a letter to thank them for all they have done.

Ms. Payton said herself.

Ms. Darlyn Adams, 131 Johanna Ct., Newberg, announced that the next Newberg Animal Shelter Friends meeting was on the 28th in the Public Safety Room. She said the items for

discussion are the final vote on location, plans for the parade and the booth during the Old Fashioned Festival.

Councilor RC urged not to walk the dogs in the parade due to burns on their paws.

Ms. Adams said she will take that under consideration.

Mr. Paul Morris, 9759 SW Elrose St., Tigard, urged the Council to reconsider a motion they passed at the last meeting regarding selling a little piece of land near Arctic Circle to the State. He recommended to donate any remainder pieces back to Mr. Richie.

Councilor RC suggested to submit a letter to the state to urge them to continue the lease till they need the property.

Mayor Cox asked can we ask the state to continue the lease until the time of purchase.

TDM said we could ask but they do not have to abide by the lease.

MOTION:	RC/NW - for staff to draft a letter of recommending to the state that they offer a lease or opportunity to purchase any remainder to Mr. Ritchie. (Unanimous). Motion Carried.
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Ms. Pat Haight, 501 E. Illinois, Newberg, inquired if there had been any follow up on the R rated movies to be taken off the shelf. Ms. Haight asked why two years ago the Council denied a recycling plant on Wynooski but accepted the asphalt plant.

DRC said Council did not deny a recycling facility but they development was not followed through by the developer.

Councilor RC asked for a report on the progress of the permit process and the C-2 zones in downtown.

DRC said we will report back to you on that.

V. PUBLIC HEARING

1. Resolution No. 2000-2250 adopting the 2000-01 City Budget.

Proponent:

Mr. Ron Fulham, 3504 Vittoria Way, Newberg, said he was satisfied with the budget that the budget committee approved. Mr. Fulham suggested that next year the finance committee get more involved in the process.

Mr. Robert Soppe, 709 E. Sheridan, Newberg, said this was a hard budget to pass and is satisfied with the results. Mr. Soppe indicated that he wants to offer information at the opening of the City Hall regarding the City budget.

Ms. Pat Haight, 501 E. Illinois, Newberg, expressed her concern for the cut in budget from the Senior Citizen Transportation Fund. Ms. Haight urged the Council to take another look at the budget before approving it.

Councilor RC during the reduction of budget Council asked every department and fund to cut 20%.

Kathy Tri gave the staff report. She discussed the financial impact of the City budget and displayed overheads explaining expenditures.

DRC addressed and showed overheads of the strategic financial issues for the City in the year 2000-2001 budget.

Staff recommended adopting Resolution No. 2000-2250.

Councilor LH announced a potential conflict of interest due to her husband being a volunteer fire fighter for the City. She would not abstain from voting.

Councilor NW announced an actual conflict of interest and would not be voting.

Council Deliberation:

MOTION:	RC/DM - approve Resolution No. 2000-2250 adopting the 2000-01 City Budget. (5 yes/1 abstain [NW]). Motion Carried.
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2. **Resolution No. 2000-2249** adopting Library Non-Resident Fee Schedule to take effect July 1, 2000.

Leah Griffith gave the staff report.

Councilor RW asked for clarification on what encompasses the household.

Leah Griffith said a household covers anyone that is living under that roof.

Council Deliberation:

MOTION:	RW/RC - to approve Resolution No. 2000-2249 adopting Library Non-Resident Fee Schedule to take effect July 1, 2000. (Unanimous). Motion Carried.
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3. **Ordinance No. 2000-2530** renewing Cable Television Franchise agreement for twelve (12) years with TCI Cablevision of Oregon, Inc. (TCI-OR), a subsidiary of AT&T.

Proponent:

Mr. Ron Fulham, 3504 Vittoria Way, Newberg, suggested having a cable commission to approve any expenditure of the cable fund. He recommended including the public schools to

be connected to cable along with George Fox University.

Ms. Debra Luppold, Representative for AT&T, 4640 N.E. Alameda, Portland, urged the Council to accept this agreement.

Councilor RC asked if there would be a local customer service office.

Ms. Luppold said in the agreement there are provisions stating there be an office within 15 miles for pick-up of equipment and access to pay bills.

Councilor RW asked what would activate a periodic performance evaluation.

TDM said AT&T is to report to the City annually on customer service. The City then would take the report AT&T furnished and do a performance evaluation.

Councilor DM asked has there been any provisions for a toll free number.

Ms. Luppold replied that AT&T has provided a toll-free number for customers to call.

TDM reviewed the Resolution and the staff report. Staff recommended approval of Resolution No. 2000-2530.

MOTION:	RW/LH - to approve Ordinance No. 2000-2530 renewing Cable Television Franchise agreement for twelve (12) years with TCI Cablevision of Oregon, Inc. (TCI-OR), a subsidiary of AT&T. To be read by title only. (5 yes/1 abstain [DM]). Motion Carried. TDM read by title only.
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TDM announced a potential conflict of interest for Councilor RW because he owns stock in AT&T. Councilor RW would not be abstaining from voting because his stock is valued below \$100.

Councilor DM announced a conflict of interest because her stock on AT&T is valued above \$100. Councilor DM said she would abstain from voting.

ROLL CALL VOTE:	(5 yes/1 abstain [DM]) Motion Carried.
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BUSINESS MEETING SECTION

VI. CONTINUED BUSINESS

1. Report on City of Newberg's Water Conservation Program.

Mike Soderquist reviewed the staff report. He said this was going to be a warm summer and staff was concerned.

2. **Resolution No. 2000-2251** awarding of Contract to W.A. Jones Co. For the River Street Sanitary Sewer Improvement Project (Phase Two).

Mike Soderquist gave the staff report. Staff recommends approval of Resolution No. 2000-2251.

MOTION:	LH/RC - to approve Resolution No. 2000-2251 awarding of Contract to W.A. Jones Co. For the River Street Sanitary Sewer Improvement Project (Phase Two). (Unanimous). Motion Carried.
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Mayor Cox called a break at 8:42 p.m. The meeting reconvened at 8:48 p.m.

3. **Resolution No. 2000-2252** authorizing the City Manager to file Land Use applications with Marion County for a permit to drill wells on City owned property.

DRC gave the staff report. Staff recommended to approve Resolution No. 2000-2252.

Councilor RC said he would not support this Resolution tonight because it is down river from the Waste Water Treatment Plant.

MOTION:	RW/NW - to approve Resolution No. 2000-2252 authorizing the City Manager to file Land Use applications with Marion County for a permit to drill wells on City owned property. (5 yes/1 no[RC])
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VII. NEW BUSINESS

1. Motion setting a Public Hearing for August 7, 2000 on **Resolution No. 2000-2236** to consider an increase in the transportation system development charge; clarifying the City's participation in the cost of certain street projects and adopting the update which defines street system development charges.

DRC gave the staff report and over heads.

Councilor RW asked about a project on Highway 219?

DRC replied when it is finished it is going to be a three-lane highway.

Councilor RC asked for explanation on the locations of the signal locations.

Mike Soderquist said the grant application being considered includes a signal at the intersection of College Street and Mountain View Drive. He stated that he was not sure about the location of a light on Villa Road and would look into that.

Councilor RC asked if the North side collector going through Oxburg Lakes Estates had been settled.

Councilor LH said she was not comfortable that the process goes into effect before the Council approves it.

DRC said staff could hold the process till January 31.

MOTION:	RC/DM - to set a Public Hearing for August 7, 2000 on Resolution No. 2000-2236 to consider an increase in the transportation system development charge; clarifying the City's participation in the cost of certain street projects and adopting the update which defines street system development charges. (Unanimous). Motion Carried.
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2. **Resolution No. 2000-2247** authorizing the City Manager to sign a letter allowing Time Oil Company to sell property to be granted to the City, to the Oregon Department of Transportation.

DRC gave the staff report. In order for them to sell the property to the state we must approve it. They are willing to reimburse us for the landscaping improvements on the property.

MOTION:	DM/RW - to approve Resolution No. 2000-2247 authorizing the City Manager to sign a letter allowing Time Oil Company to sell property to be granted to the City, to the Oregon Department of Transportation. (Unanimous). Motion Carried.
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3. Motion to accept the draft form of the Sister City Agreement.

DRC gave the staff report. This is a mutual partnership between the cities and is intended to support the schools' existing programs. The intent is to get it signed at the Old Fashioned Festival.

Councilor RC stated that he had concerns regarding the costs for the City when a visitor comes to town.

DRC said they had similar concerns and it is something that could be discussed further.

MOTION:	RW/BV - to authorize the Mayor to sign the Sister City Agreement. (Unanimous). Motion Carried.
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VIII. CONSENT CALENDAR

1. **Resolution No. 2000-2243** accepting the Canvass of Votes for the May 16, 2000, Primary Election:

Yes No

Fire Levy (Measure No. 36-6)
Police Levy (Measure No. 36-7)
Washburn Annexation (Measure No. 36-8)

2. Approve minutes from regular meetings held on May 1, 2000 and May 15, 2000.

3. Accept the Chehalem Community Vision Project - Proposed grant application to the Rural Investment Fund (RIF) program.

MOTION:	RC/RW - to approve Resolution No. 2000-2243 accepting the Canvass of Votes for the May 16, 2000, Primary Election; minutes from regular meetings held on May 1, 2000 and May 15, 2000; and accept the Chehalem Community Vision Project - Proposed grant application to the Rural Investment Fund (RIF) program. (Unanimous). Motion Carried.
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IX. EXECUTIVE SESSION

Executive Session was held during Work Session as noticed.

1. Executive Session pursuant to ORS 192.660(1)(d) relating to labor negotiations
2. Executive Session pursuant to ORS 192.660(1)(e) relating to a real property transaction.
3. Executive Session pursuant to ORS 192.660(1)(h) relating to pending litigation.

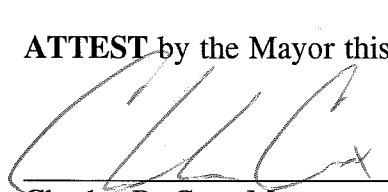
X. ADJOURNMENT

MOTION:	BV/DM - to adjourn. (Unanimous). Motion Carried.
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ADOPTED by the Newberg City Council this 2nd day of October, 2000.


Duane R. Cole, City Recorder

ATTEST by the Mayor this 19 day of January, 2001.


Charles B. Cox, Mayor