MINUTES FOR THE NEWBERG CITY COUNCIL MEETING
MONDAY, FEBRUARY 7, 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)	**Noelle Wilson (NW)**
Donna McCain (DM)	**F. Robert Weaver (RW)**
Lisa Helikson (LH)	**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
Leah Griffith, Library Director
Norma Alley, Recording Secretary

Others Present:
Kelli Highley, Pat Haight, Ron Fulham, Debora Warner, Darlyn Adams, Nancy Jiosa, Tomina Carter, Don Holland, Kate Copenhaver, Dan Mills, Janet Jacobs, Dell Washburn, Dan Mills

III. *PLEDGE OF ALLEGIANCE*

Pledge of Allegiance was performed by Dan Mills, Boy Scout.

IV. COMMUNICATIONS FROM THE FLOOR

Ms. Kelli Highley, 619 S. River, Newberg, asked with the building permits declining is the revenue in development adequate in paying on the Werth Property loan? DRC said this year with a 1.7% increase in population the City will still have working capital.

Ms. Pat Haight, 501 E. Illinois #12, Newberg, said she received a letter from DRC saying the windows are cleaned in the Public Library. However, the carpet is going to be left until after the rainy season to get a good cleaning. This weekend she went to the children's department and children were playing on the dirty carpet. Their health is at risk and it is terrible that the City doesn't have the money to clean this part of the library.

Ms. Daryln Adams, 131 Johanna Ct., Newberg, representing Animal Shelter Friends, said there are invitations in the mail for the next meeting and she would like the Council's support.

Ms. Adams asked the Council if there is anyone she could contact to donate land? She also discussed her concern about the recent survey sent out. Ms. Adams discussed the possibility of attaching the animal shelter to the Police Levy? Mayor Cox said it may be possible.

Councilor RC followed up on the last Animal Shelter Friends meeting, January 26, 2000. The discussions for the evening were formation of the group as nonprofit, the use of the existing land, looking at surrounding animal shelter facilities and what is working for them, and what we can do to make the current shelter we have better.

Councilor RW said he would like the Council to support the efforts of this group. He also complimented Ms. Adams for the work she has done to start the program.

Councilor RC extended a personal thank you for the lady who called in the chimney fire at their home. He also extend a thank you for the Fire Department for checking it out.

Councilor RW motion to approve support RC all favor the committee to bring the group.

Councilor RW asked if Darleen Harding was an officer of the police force? DRC said she is not a sworn officer but is part of the Police Department. Councilor RW recommended that she wear a uniform. Councilor RC said when he met Darleen the shirt she was wearing said Code Enforcement? DRC said she does animal control along with some code enforcement.

V. CONSENT CALENDAR

1. Approve minutes from meetings held on November, 1, 1999; November 15, 1999 and December 6, 1999.

2. Appoint Myrna Miller to the Citizens Rate Review Committee.

MOTION:	RC/RW - to approve Minutes from meetings held on November 1, 1999; November 15, 1999 and December 6, 1999 with corrections and appoint Myrna Miller to the Citizens Rate Review Committee. (Unanimous). Motion Carried.

VI. PUBLIC HEARING

1. Public hearing on the vacation of a portion of East North Street, from Villa Road westerly to its terminus at tax lots 3217CD-4501 and -5600. **Ordinance No. 2000-2523** approving the vacation of a portion of East North Street.

Mayor Cox called for Declaration of Conflict of Interest or Abstentions.

Councilor BV said he will abstain because his wife works at the hospital. Councilor RC said he spoke with Mr. Newman about this issue. Councilor RW said he is on the Hospital Foundation.

Mayor Cox called for objections. None stated.

Barton Brierley gave the staff report (referred to an overhead). The surrounding property is owned by Providence Newberg Hospital. They have requested this vacation to allow reconstruction of the parking lot. The street currently is not built to City standards, the right of way is inadequate. It is considered an alley rather than a street and there is no need for public access in this area. There are utilities on the street and staff recommended that the City retain an easement for future needs.

Proponent:

Ms. Janet Jacobs, representing the hospital, said because of the growth in Newberg the hospital is experiencing an increase use of the facility and parking area. It has become difficult for people to find safe and convenient parking at the entrance side of the hospital. If the street is vacated it will allow more parking for employees. This would leave the other main parking lot for patients or visitors.

Councilor DM asked how the street is going to be marked or if it was to be blocked off? Barton Brierley stated some tentative goals of for the property. The Hospital indicated they would like to keep this as a driveway to the property. It would serve as a driveway rather than a street. DRC said a private drive sign would be posted.

Councilor RC asked is there any requirements of following up on paving the street? Barton Brierley said there is no guarantee that they will pave it. Ms. Jacob said it is the intent to pave that road and have curbs up to the second access of the lot.

Councilor RC asked Ms. Jacob's if they have any kind of buffering. Ms. Jacob said they are going to comply with the landscaping requirements.

Councilor LH asked as a private street that dead-ends what is the requirement for emergency response? Barton Brierley said there would be an access area at the Northern section of the property. Ms. Jones said she spoke with the Fire Marshall and is in agreement with the way that it is laid out. We would maintain the 20 foot dimension with small curb cuts and the trucks will be able to make a turn-a-round in the northern parking lot and get out.

TDM closed the Public Hearing.

Deliberation:

MOTION:	RW/DM - to approve **Ordinance No. 2000-2523** and to read by title only. (5 yes/1 abstain [BV]). Motion Carried. TDM read by title only.

ROLL CALL VOTE:	(5 yes/1 abstain [BV]). Motion Carried.

2. Public hearing on annexation of 5400 sq. ft. contained within the south 60 feet of tax lot 3219DB-3200. The parcel is part of one of two tax lots comprising an island of unincorporated territory within the City limits.

Located at: 110 E. 9th St., Annexation file #ANX-22-99 - Del & Darlene Washburn.
Ordinance No. 2000-2524 approving the annexation of tax lot 3219DB-3200.
Resolution No. 2000-2221 approving the ballot title for election of an annexation relating to the Washburn annexation

Mayor Cox called for Abstention and Conflict of Interest.

Councilor BV said he may have consensual Conflict of Interested. There would not be any personal benefit if it went through. TDM said there is a potential.

Mayor Cox called for objections. None stated.

Barton Brierley said this is a request for annexation of a property on East 9th Street. There is a small property on the South side of 9th Street. This particular property is owned by the Washburn's whom are requesting the annexation. The back side of the property of these two lots are not in City limits. They are applying to annex about 5,400 sq ft. If annexed this would allow a partition of the property. The applicable criteria has been satisfied.

Proponent:

Mr. Dell Washburn, 10820 Stevenson Rd., Newberg, said he purchased this property and later found the back yard is in the County. Mr. Washburn asked the Council to approve this.

Opponent:

Ms. Debora Warner, 1004 Charles St., Newberg, said she is not opposed to the annexation but is concerned about the parking for this property. She doesn't want to see parking on the road.

Councilor DM asked what does it mean to split the property? Councilor BV said to partition it.

TDM closed the Hearing closed.

Deliberation:

Councilor RC asked who is going to reap the tax benefits of the lot? Barton Brierley said currently the City is from the front and the County from the back.

MOTION:	BV/LH - to approve and read **Ordinance No. 2000-2524** by title only. (Unanimous). Motion Carried. TDM read by title only.

ROLL CALL VOTE:	(Unanimous). Motion Carried.

MOTION:	RC/LH - to approve **Resolution No. 2000-2221**. (Unanimous). Motion Carried.

VIII. NEW BUSINESS

1. Presentation of Community Library Survey.

Ms. Kelli Highley, 619 S. River St., Newberg, said Newberg citizens have been paying for that library. The reason Dundee has a fee access is because they don't pay taxes for it. Citizens out of District are going to want to pay $25 because it is cheaper for them. Ms. Highley suggested that if the people of Dundee want a library have them build their own library.

Ms. Pat Haight, 501 E. Illinois #12, Newberg, said she is opposed to districting in the first place. When the library was built it was for the citizens of Newberg and payed for by them. Ms. Haight suggested to Council that the library stay in Newberg.

Leah Griffith, Library Director, said some concerns are the City not providing service to those out of City limits and the library's hours. We wanted a broad scope of ideas and this survey provided that. We had a good response from inside the City. We did not get a good response from Dundee. Therefore, we reconstructed the survey, resent them and got a phenomenal response. Ms. Griffith went through the responses of each question (page 98-108 of packet).

Councilor LH asked for clarification of the filtering process. Leah Griffith said all comments were transcribed and sent to the library. We are reviewing them so they can get addressed.

Councilor RC stressed his concern about the survey and having to send out a secondary mailing to Dundee. This phenomenal response from Dundee would seem to slat the survey. Leah Griffith said the survey company filtered out the responses so the results would not be overwhelmed from a certain area.

Councilor RC asked if people are willing to pay for this right now? Leah Griffith said that of the 25% who said no 80% would not change their mind.

MOTION:	RW/NW - move to accept the report. (Unanimous). Motion Carried.

Councilor RW said is there a form that a person can fill out for comments on a book or article. Leah Griffith said yes this is a form and it would be acted on.

2. **Resolution No. 2000-2219** authorizing the City Manager to approve a three year lease/purchase of one Elgin Crosswind J Street Sweeper from Ben-Ko-Matic Brush and Equipment Company, in the amount of $119,662.00.

Mayor Cox called for a five minute break at 9:41 p.m. Meeting reconvened at 9:46 p.m.

Mike Soderquist, Development Director, gave the staff report. The City is in need of a new street. The current sweeper has 620 thousand miles on it now and is breaking down frequently, and parts are becoming harder to get. Staff is proposing to keep the current street sweeper for back up. There is $120 thousand budgeted and the City can save money by going to a three year lease option. Staff recommend approval.

Councilor RC asked how many bids came in? Mike Soderquist said this is a State bid which is the best price.

Councilor RW asked if the maintenance for the first three years is going to be low? Russ Thomas, Division Manager, said yes. The maintenance would be oil changes and service.

Mayor Cox asked what becomes of the old sweeper? Mike Soderquist said to keep it as a spare.

MOTION:	RW/BV - to approve **Resolution No. 2000-2219**. (Unanimous). Motion Carried.

3. **Resolution No. 2000-2222** accepting an Engineering Services Proposal from Jeddeloh-Hayes, Inc. for Wastewater Treatment Plant Composter Odor Control System Design, Construction Phase and Start-up Services.

Mike Soderquist gave the staff report. When we first designed the Waste Water Treatment Plant there was a composter that would have eliminated odors. Now we are two steps away from fixing the odor problem. The budget for the entire project is $930 thousand. Staff recommends approval.

Councilor RC said the government was able to pay the full bill for an experimental project. We made a settlement and ended up paying the bill. Mike Soderquist said this was an innovative alternative project. They did stand behind it but this is not the first failure of the system. DRC said they gave us a half a million dollars to get this back on its feet. We would have had to pull all the funding out of our own funds. TDM said the City did apply to the government and EPA when that failure occurred. They rejected to rebuild the entire project. We then went to the contractors.

MOTION:	DM/LH - to approve **Resolution No. 2000-2222**. (5 yes/ 1 no [RC]). Motion Carried.

4. Appoint three members to the Budget Committee. Candidates are:

Pat Haight — Debora Warner
Kelli Highley — Kenneth Williams
Nancy Jiosa

Additional Candidates:

Tomina Carter
Don Holland
Kate Copenhaver

Mr. Ron Fulham, 3504 Vittoria Way, Newberg, recapped the events that lead up to today (his application, the first budget committee meeting since he was on there, the second meeting that announced the vacancies, inquiry to the Council on the vacancy, announcement of the vacancies to the committee) and the time frame.

Ms. Pat Haight, 501 E. Illinois #12, Newberg, said she would like to be on the Budget Committee because she is concerned for the City budget. The people of Newberg deserve to know what is going on with our money.

Ms. Kelli Highley, 619 S. River, Newberg, said she would like to be on the Budget Committee because she would like to understand more of what is going on. She is currently on the Citizen Rate Review Committee.

Ms. Nancy Jiosa, 1335 Creekside Lane, Newberg, said she is in a leadership program where she is learning a lot more about our community. She desires to contribute to the community and has no hidden agendas.

Councilor RW asked what is your background in finance? Ms. Jiosa said she worked with Newberg Chamber of Commerce's limited budget and finance and has twenty plus years of experience in accounting.

Ms. Debora Warner declined to speak.

Mr. Kenneth Williams declined to speak.

Ms. Tomina Carter, 2501 E. Second St., said has been in Newberg about a year. She offers a fresh perspective and would question the reason we do things.

Councilor NW asked what experience she has had with budgets? Ms. Carter said in law school I was the President of the Budgeting and Activities Committee.

Councilor DM asked how long have you lived here? Ms. Carter said one year and two weeks.

Councilor RW asked do you feel you have the time to commit? Ms. Carter said yes.

Kate Copenhaver declined to speak.

Mr. Don Holland, 3301 B Aquarius Blvd., Newberg, said he is a Mechanical engineer and deals with fabrications. He has lived in Newberg for two years and has never worked for a City before and is interested in helping out.

Councilor RW asked do you understand program budgeting? Mr. Holland said he is not positive of what that is.

Councilor RW asked if there was going to be any training for the committee members? Kathy Tri said yes.

Councilor LH asked what interested you? Mr. Holland said he is looking at the future for his kids and wanted to help out.

Councilor RW asked Tomina Carter what is program budgeting? Ms. Carter said I am not sure what you mean by the term.

Councilor RW asked Nancy Jiosa what is program budgeting? Ms. Jiosa said not strongly but a little.

NOMINATION: **3 year term:** RC - everyone that showed up.

Pat Haight - 0, Kelli Highley - 0, Nancy Jiosa - 0, Tomina Carter - 2, Don Holland - 4, Debora Warner - 0

2 year term: RC - remainder that were present at the meeting tonight.

Pat Haight - 1, Kelli Highley - 1, Nancy Jiosa - 0, Tomina Carter - 4, Debora Warner - 0

2 year term: RC - remainder that were present at the meeting tonight.

Pat Haight - 0, Kelli Highley - 2, Nancy Jiosa - 4, Debora Warner - 0

Mayor Cox announce the openings on Finance Committee and the Citizen Rate Review Committee.

Councilor RW said he would like Kathy Tri to send a letter to each candidate to thank them and let them know about other committees.

IX. EXECUTIVE SESSION

Executive Session held during Work Session as noticed.

1. *Executive Session pursuant to ORS 192.660(1)(e) relating to a real property transaction.*

X. ADJOURNMENT

MOTION:	RC/LH to adjourn at p.m. (Unanimous). Motion Carried.

ADOPTED by the Newberg City Council this 3rd day of April, 2000.

Duane R. Cole

Duane R. Cole, City Recorder

ATTEST by the Mayor this ___ day of April, 2000.

Charles B. Cox, Mayor