

**MINUTES OF THE NEWBERG CITY COUNCIL
TUESDAY - SEPTEMBER 4, 2001
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)

Noelle Wilson (NW)

Lisa Helikson (LH)

F. Robert Weaver (RW)

ABSENT: Brett Veatch (BV)

STAFF PRESENT: Duane R. Cole, City Manager (DRC)
Terrence D. Mahr, City Attorney (TDM)
Katherine Tri, Finance Director (KT)

III. PLEDGE OF ALLEGIANCE

The pledge of allegiance was performed.

PUBLIC MEETING SECTION

IV. PUBLIC COMMENTS

Councilor Currier discussed the use of air brakes within certain areas of the City. He noted that he talked with Ed Cantrell from ODOT who indicated that it was a safety issue in order to use air brakes; and that if he wanted to pursue the issuance of a sign entitled "Please do not use" in certain neighborhoods, it would be better to have the Council's approval. He asked that the matter be discussed and placed on the Council's agenda. Discussion was held concerning the specific areas of concern (east of the Dairy Queen toward Brutscher Street) which is state highway. Discussion was held concerning obtaining more information prior to making a decision. City Manager DRC said that staff would work to provide additional information to the Council.

1. Proclamation declaring September 7, 2001 as "Ben Erb Day" in the City of Newberg.

Mayor Cox presented the proclamation to Ben Erb declaring that September 7, 2001 as "Ben Erb Day". Ben Erb expressed his appreciation to the Mayor, City Council, Fire Department staff and the citizens of Newberg.

V. PUBLIC HEARING

None.

BUSINESS MEETING SECTION

VI. CONTINUED BUSINESS

1. Continued item to Adopt **Ordinance No. 2001-2548** amending Ordinance No. 1040 related to rules and regulations for the use of water from the Municipal Water System of the City of Newberg.

Finance Director Katherine Tri presented the staff report. Ms. Tri stated that the City's water ordinance did not provide for connection to the City water system when the property is located inside the City limits. When a property annexes and water is within 100 feet of the waterline, it would be up to the discretion of the City Manager to require that they connect within 180 days of the notice. It provides a mechanism to allow disconnection from a water district to provide for service by the City. She said that if the property was partitioned and split, there would be a system development charge. There is a cost that is the responsibility of the property owner and the City would opt to finance it through a 10 year semi-annual payment program. It is the same policy as it is now.

She added that the amendment pertains to Section 4 of the City's water ordinance. Discussion was held concerning the City taking over the water service which may need some repair and maintenance. Ms. Tri discussed change of ownership in the water district.

Councilor Currier reviewed the connection off Honey Lane. Ms. Tri said that most properties connect to the City because of a need for the development process. Councilor Currier addressed the City staff having to address hit and miss around the water district to monitor the water service. The out-of-City water district rates are higher than in-City

Motion:	Weaver/Currier to adopt Ordinance No. 2001-2548 amending Ordinance No. 1040 related to rules and regulations for the use of water from the Municipal Water System of the City of Newberg as amended. (5 Yes/1 Absent [Veatch]). Motion carried.
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VII. NEW BUSINESS

1. **Resolution No. 2001-2313** authorizing the Council of Governments to provide re-apportionment mapping services.

City Manager reviewed the policy items for each district. The new districts would be contiguous with other districts; issues dealing with boundaries and not favoring a political party or other person. DRC said a proposal will be received from the COG. Charles Stern, Yamhill County Elections Officer, may be involved in presenting the option. Discussion was held concerning dividing the City to combine communities of common interests.

Councilor Weaver asked that the City remove the districting and go back to what it used to be. He felt that the City is too small and the citizens vote City-wide rather by districts anyway.

Councilor Currier discussed common interests for the various districts such as development of certain areas. Discussion was held concerning placing the removal of the districts on a ballot for the citizens to vote in opposition or in favor of the districting format.

Councilor Weaver asked TDM if the Council did want to move toward removing the districting, could the City Council do so. City Attorney TDM said that the Council could propose a Charter amendment, hold a public hearing and then place it on the ballot. Discussion was held prior proposals involving Charter amendments.

Mayor Cox discussed the repercussions and the elements in opposition which would give rise to doing something that the citizens would not want to do.

Councilor McCain reviewed narrowing the opportunity to have people apply for Council positions wherein certain positions are available according to a district. In the past, there has been problems with people stepping forward to serve on the Council. Councilor Currier said that the original intent of the districting was to provide a Council member to represent their neighborhood district. Further discussion was held concerning eliminating a potential power struggle in the governance of the City. Discussion was held concerning the time periods involving in preparing the district boundaries, ballot title, hold hearings, etc. Duane Cole said that the March, 2002 ballot will contain the School Board election. Duane Cole said that the Council should not enter into an agreement to provide a districting program with the COG prior to finding out what is the direction from the Council. Discussion was held concerning tabling the matter. DRC said that the matter would be reset to the first part of October after receiving information on the Council's

alternatives. Discussion was held concerning creating a task force to review the issues and provide a report.

Motion:	Currier/Helikson to table the matter in order to receive further information concerning the alternatives. (5 Yes/1 Absent [Veatch]). Motion carried.
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2. **Resolution No. 2001-2314** authorizing reimbursement for expenses related to design and construction of the Corral Creek Road Reservoir and transmission lines.

Katherine Tri, Finance Director, reviewed the reimbursement procedure related to the design and construction of the Corral Creek Road Reservoir and transmission lines. Ms. Tri said that bond counsel and approved the program.

Motion:	Helikson/Currier to adopt Resolution No. 2001-2314 authorizing reimbursement for expenses related to design and construction of the Corral Creek Road Reservoir and transmission lines. (5 Yes/1 Absent [Veatch]). Motion carried.
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VIII. CONSENT CALENDAR

1. Approve minutes from Regular City Council meetings held on July 2, 2001, July 16, 2001, August 6, 2001 and August 20, 2001.

Motion:	Currier/Helikson to approve the Consent Calendar (5 Yes/1 Absent [Veatch]). Motion carried.
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IX. EXECUTIVE SESSION

None.

X. ADJOURNMENT

Adopted by the Newberg City Council this 17th day of September, 2001.



Duane R. Cole, City Recorder

Attest by the Mayor this 17 day of September, 2001.



Charles B. Cox, Mayor