

NEWBERG CITY COUNCIL MINUTES
MARCH 20, 2006
7:00 P.M. MEETING
PUBLIC SAFETY BUILDING - TRAINING ROOM

I. CALL MEETING TO ORDER

Mayor Bob Stewart called the meeting to order.

II. ROLL CALL

Members

Present:	Mayor Bob Stewart	Bob Andrews	Mike McBride
	Roger Currier	Mike Boyes	Dawn Nelson
	Robert Soppe		

Staff

Present: James Bennett, City Manager
Terrence Mahr, City Attorney
Robert Tardiff, Police Chief
Leah Griffith, Library Director
Dan Danicic, Public Works Director
Michael Sherman, Fire Chief
Barton Brierley, Planning and Building Director
Dave Brooks, IT Manager
Kathy Tri, Finance Director
Kathleen Bochart, Recording Secretary

Others

Present: Darlyn Adams, Newberg Animal Shelter Friends; Harry Morter, Pacific Broadcasting Corporation.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

IV. CITY MANAGER'S REPORT

James Bennett, City Manager, presented his report. Mr. Bennett stated that the Council should have received the minutes from the Goal Setting session. Mr. Bennett stated that he would like to set up a date to go over those with the Council. There is a special meeting on April 26, 2006 and we could do it then or sometime between now and then.

Mayor Stewart stated that he would not be able to participate if it is after April 24, 2006.

Councilor Soppe asked if the Council could have the meeting in City Hall.

The Council discussed a date for a follow up meeting.

Mr. Bennett stated that he would talk with Mr. Galati at MWVCOG to set up a date that works for everyone.

Mr. Bennett stated that there will be a meeting of the stakeholders group tomorrow on the Interchange Area Management Plans for the bypass interchanges t. It will be held at Mountain View Middle School from 3:30 to 5:30 pm. There are still a number of meetings to come. Dundee and Dayton are going to go through the same process.

Mr. Bennett stated that the Chamber of Commerce would hold their awards banquet on April 6 at 6 pm at Newberg High School.

PUBLIC MEETING SECTION

V. PUBLIC COMMENTS

Darlyn Adams, Newberg Animal Shelter Friends, thanked everyone who voted for the First Federal Customer Ballot. A check was received for \$1,130. The total in the building fund is \$194,170. The Mega Yard and Plant Sale is scheduled for April 28 and 29, 2006 at the Zion Lutheran Church. The sale runs from 8 am to 4 pm both days.

Councilor Currier asked Ms. Adams if she has met with the City Attorney and the City Manager about the operation agreement.

Terry Mahr stated that he would meet with Ms. Adams at the Animal Shelter Friends meeting on March 30, 2006.

Harry Morter, Pacific Broadcasting Corporation, stated that a year ago he was here asking to start Pacific Broadcasting Corporation. Mr. Morter stated that some things are going well and some are not. Mr. Morter stated that he is unhappy with the amount of community involvement. Mr. Morter stated that he is currently working with George Fox University and Newberg's middle schools for use of the studio.

Councilor Soppe asked what Pacific Broadcasting Corporation is doing to get more people involved.

Mr. Morter stated that he has gone to the schools to try and get them involved, but not to much extent elsewhere.

Councilor Soppe asked if it was possible to put something in the paper about it.

Mr. Morter stated that it could be done.

Councilor Currier asked if it was possible to do something on the station that tells people what the PBC does and what is available for them along with possible training opportunities.

Mr. Morter stated that MCM puts a list of programming on their station twice daily and the preview channel only says public broadcasting.

Councilor Boyes asked what the Dundee meeting was that was televised on March 14, 2006.

Mr. Morter stated that it was a meeting with ODOT.

Councilor McBride asked if Mr. Morter has been successful with donations.

Mr. Morter stated that he has not been working on donations at this time.

Councilor Soppe stated that he agrees that there is a lack of community involvement. He suggested setting up a booth at the Newberg Old Fashioned Festival to publicize the station.

V. CONSENT CALENDAR

None.

VII. PUBLIC HEARING

1. Public Hearing to consider **Ordinance No. 2006-2633** amending Code Section 92.27 and 92.99 relating to dogs at large.
Legislative Hearing

Terry Mahr, City Attorney, presented the staff report. Mr. Mahr stated that this will revise the current code that was last amended in 1951. This will bring the city code into consistency with the state code.

Councilor Soppe asked who would enforce state regulations.

Mr. Mahr stated that Yamhill County does that.

There were no public comments.

MOTION: McBride/Andrews to adopt **Ordinance No. 2006-2633** amending Code Section 92.27 and 92.99 relating to dogs at large. (Unanimous) Motion carried.

BUSINESS MEETING SECTION

VIII. NEW BUSINESS

1. Consider adopting **Resolution No. 2006-2631** authorizing the City Manager to enter into an agreement with Groundwater Solutions, Inc. for the 2006 Springs Improvement Project.

Dan Danicic presented the staff report. This is an agreement for the design and construction of the springs improvement project.

Councilor Andrews asked if the \$149,707 was in addition to the \$472,500.

Mr. Danicic stated that the \$149,707 is included in the \$472,500.

Councilor Boyes asked Mr. Danicic what would happen if he came back asking for more money.

Mr. Danicic stated that he does not anticipate coming back.

Councilor Soppe stated that from the report, the city would not need easements in most cases.

Mr. Danicic stated that in the original design we wanted to account for that possibility. In developing this further we have changed some things but can't guarantee that easements will not be needed.

Councilor Soppe asked who would handle the easements if they were needed.

Mr. Danicic stated that city staff could prepare the legal descriptions and maps for the easements.

Councilor Currier stated that he still thinks that there could have been some other better way to take care of this.

Councilor Soppe stated that he still has concerns over who is going to pay for it, but it will come back to us and the council will decide who will pay for it and how much.

Councilor McBride stated that there are legal contracts and the city needs to fulfill its obligations to the springs customers.

Councilor Soppe stated the contracts are only with some of the properties.

MOTION: Andrews/Soppe to adopt **Resolution No. 2006-2631** authorizing the City Manager to enter into an agreement with Groundwater Solutions, Inc. for the 2006 Springs Improvement Project. (5 Yes/ 1 No [Currier]) Motion carried.

2. Consider adopting **Resolution No. 2006-2634** initiating an amendment to the Newberg Comprehensive Plan and Development Code to clarify Bypass Interchange Policies.

Barton Brierley, Planning and Building Director, presented the staff report. This is just to initiate the amendment process. Mr. Brierley stated that this would go into public hearings at the Planning Commission and then onto the City Council. Mr. Brierley stated that this is to clarify the issue of the development of the Northern Arterial as it applies to the bypass interchange policies. Mr. Brierley stated that he expects to remove all of Section III on page 4 and 5 from the application.

MOTION: Andrews/Currier to adopt **Resolution No. 2006-2634** initiating an amendment to the Newberg Comprehensive Plan and Development Code to clarify Bypass Interchange Policies. (Unanimous) Motion carried.

IX. CONTINUED BUSINESS

None.

X. EXECUTIVE SESSION

1. Executive Session pursuant to ORS 192.660(2)(e) relating to a real property transaction.

Executive session was held during work session and continued following the regular meeting at 7:55 pm. The Council reconvened into open session at 8:27 pm. No action was taken.

XI. ADJOURNMENT

MOITON: Andrews/McBride to adjourn at 8:27 pm. (Unanimous) Motion carried.

ADOPTED by the Newberg City Council this 17th day of April, 2006.



James H. Bennett, City Recorder

ATTEST by the Mayor this 20th day of April, 2006.



Bob Stewart, Mayor