

MINUTES OF THE ORDINANCE/LEGISLATIVE COMMITTEE

Sub-Committee of the Newberg City Council

Thursday, 12:30 p.m.

July 6, 1995

******CITY OF NEWBERG******

WASTEWATER TREATMENT FACILITY

18301 WYNOOSKI STREET

Newberg, Oregon 97132

Members:	Donna Proctor, Mayor	Staff:	Terrence D. Mahr,
	T. Dan Wollam, Chairman		City Attorney
	Donna McCain, Council		Duane R. Cole,
	Shannon Stueckle, Member		City Manager
	Bob Engelke, Member		Peggy R. Hall, Paralegal

Others Present: Richard Meyers (Traffic Safety Commission)

I. Approval of Minutes of May 17, 1995

MOTION: Stueckle/McCain to approve the May 17th minutes. Unanimous. Motion carried.

II. Discussion of Legislative Program

1. League of Oregon Cities Legislative Updates - TBA

TDM reviewed the legislative updates scheduled for September. TDM further added that he would check at the next meeting who would like to attend these update sessions.

III. Continued Business

1. Ordinance Review:

(a) Abandoned Vehicles

TDM reviewed the definitions of the discarded and abandoned vehicles and the request for committee action presented. TDM noted that Officer Art Pohl, Newberg Police Department, stated that he had been working on the problem but it appears that people are not responding. Officer Pohl stated that stricter enforcement needs to be implemented. Discussion was held concerning recommending that additional language be added referring to lawfully affixed license plates or expired tags and also discarded vehicles. Further discussion was held concerning the nuisance abatement process and citing these as Ordinance violations. Discussion was also held concerning providing for 72 hours notice.

MOTION: McCain/Stueckle to approve the changes and refer the recommendations to the Council. (Unanimous). Motion carried.

(b) Truck Parking

TDM reviewed the problems that were presented concerning truck parking. These are issues arising from neighborhood complaints that trucks and trailers are parking in residential areas. This matter had been referred to the

Ordinance/Legislative Committee by the City Council. TDM introduced Mr. Richard Meyer from the Traffic Safety Committee. Mr. Meyer stated that a more clearer definition needs to be implemented. Discussion was held concerning due process issues (refuting complaints made). The truck parking permit could be revoked if the City has complaints of City Ordinance violations. The issues seem to be similar to the home occupancy permit issues. The City Manager would review the complaints and any further objections could be addressed at the Council level. Further discussion was held concerning making the community a "no trailer dumping city" (similar to Klamath Falls). Problem areas seem to be the industrial area (Second Street) and the Bi-Mart area. Most access areas are Deborah and Springbrook Road.

Discussion was held concerning the denial process for a parking permit. TDM reviewed that reasons for denial could be a number of complaints have been received already, it is a cul-de-sac area and/or the owner/driver does not live within the Newberg area.

It was the consensus of the committee to provide the recommendations to the Council as presented in the request for committee action.

(c) Complaint Procedure

TDM noted that these are issues arising from citizens going to elected officials with problems (citizen receives citation that he/she does not believe they deserve, problems with how departments are handling matters, etc.). Discussion was held concerning how the process would be handled (through the Police Department or through the City Manager). TDM added that it was hoped that through the process, the elected officials would not have additional pressures placed upon them in responding to citizens needs. It would prevent the elected officials from interceding on the complaint. They would have to follow proper channels. Councilor McCain stated that she felt that the citizens should have an opportunity to discuss the matter with the City Manager and if they were not happy with the results provided by the City Manager, they could be addressed at the Council level. Public officials' involvement in these types of matters is not a good idea and could prove to be illegal or unethical. TDM reviewed similar situations that may cause rise for persons to believe that impropriety exists. If proper steps are taken to handle these types of complaints, then it would not open the door for the elected officials to be criticized. Committee member Engelke agreed that he felt that if the proper channels were taken and followed, it would be hard for persons to criticize the public official for what others would view as assisting friends or provide other influence to help the complainant (absence of political pressure).

IV. New Business. - None

V. Adjournment

The meeting adjourned at 1:45 p.m.



Terrence D. Mahr
City Attorney