

**TOLEDO CITY COUNCIL
REGULAR MEETING
April 6, 2022**

1. CALL TO ORDER

Mayor Rod Cross called the meeting to order at 6:11 p.m. electronically via Zoom in Toledo, Oregon.

Present	Absent	
<u>X</u>	<u> </u>	<u>Mayor Rod Cross</u>
<u>X</u>	<u> </u>	<u>Council President Betty Kamikawa</u>
<u>X</u>	<u> </u>	<u>Councilor Jackie Kauffman</u>
<u>X</u>	<u> </u>	<u>Councilor Rob Duprau</u>
<u>X</u>	<u> </u>	<u>Councilor Todd Michels</u>
<u>X</u>	<u> </u>	<u>Councilor Wade Carey</u>
<u>X</u>	<u> </u>	<u>Councilor Tracy Mix</u>

Staff present: City Manager (CM) Judy Richter, City Recorder (CR) Lisa Figueroa, Police Chief (PC) Michael Pace, Public Works Director (PWD) Bill Zuspan, Fire Chief (FC) Larry Robeson, City Attorney (CA) Mike Adams, Contract Planner (CP) Justin Peterson

2. PUBLIC HEARING

Mayor Cross opened the public hearing at 6:14 p.m. and asked Council members for any ex-parte contacts or conflicts of interests. Councilor Mix declared ex-parte contact because her husband John Mix serves on the Planning Commission. Councilor Duprau said he has driven by the site. Mayor Cross said he has driven by the site. Councilor Carey recused himself from the discussion because his employer has current dealings with the property owner. Mayor Cross reviewed the public hearing and appeal process.

CP Peterson presented the council report and said the application is for an annexation, re-zone and Comprehensive Plan amendment. He said the property is approximately 30 acres located on the West and East side of Arcadia Road and within the Urban Growth Boundary (UGB). He said it is contiguous with the City limits for annexation. He described the property layout and said city water and sewer are not currently available to the site but will need to be extended to the site. He said if the property were to be developed, it would have to comply with the Toledo Municipal Code (TMC) in regards to services. He summarized comments received from the public and Central Lincoln PUD. He said for the re-zone request, there are specific criteria per TMC 17.80.50 and noted it complies with the statewide planning goals. He proceeded through the findings of the council report.

CeCe Kelley represented the applicant and addressed the Council. She indicated the water service line on Skyline Drive is the newest of all the water service lines and would have to be extended to reach the property in the future. She said there were objections from nearby property owners and clarified there is no developed proposed for the area at this time. There were no questions from the Council.

Mayor Cross opened the floor for public comments in favor or opposed to the application. There were no comments.

After hearing no additional comments, Mayor Cross closed the public hearing at 6:51 p.m.

Motion – It was moved and seconded (Kamikawa/Kauffman) that based on the staff report and attachments, testimony and evidence presented to the City Council at the public hearing on April 6, 2022, the Toledo City Council approves the annexation, rezone request, and comprehensive map change as meeting the applicable criteria including ORS 222.111 (1) and (2) and ORS 222.125, The 2000 Toledo Comprehensive Land Use Plan, and Toledo Municipal Code Section 17.80.050 and the Council adopts the proposed facts and findings presented in the staff report, allowing for the correction of typographical and grammatical errors and the motion carried with six in favor; noting the abstention of Councilor Carey.

Motion – It was moved and seconded (Kamikawa/Mix) to adopt Ordinance No.1400, title only [reading twice] An Ordinance proclaiming the annexation and rezone of real property, amending the 2000 Toledo Comprehensive Land Use Plan and Zoning Map, and the withdrawal from Toledo Rural Fire Protection District and the Lincoln County Library District certain real property being annexed to the City of Toledo, Oregon and the motion carried with six in favor; noting the abstention of Councilor Carey.

The Council recessed for a break at 6:58 p.m. and reconvened at 7:05 p.m.

3. PROCLAMATIONS/PRESENTATIONS

Presentation – Lincoln County Library Funding Model

Library District Director Mary Kay Dahlgreen addressed the Council. She provided some background information about the Library District and then referenced the model and spreadsheets included in the Council packet. She said there is a new funding distribution model, which will allocate more funds to the Toledo Public Library over the next three years. She reviewed services and programs offered through the Library District.

Interviews for Budget Committee vacancies

The Council interviewed two applicants, Anne Learned-Ellis and David Robinson for the vacancies on the Budget Committee.

The vote to fill the vacancies was scheduled later in the meeting.

Proclamation – National Library Week

Mayor Cross read a proclamation and declared April 3-9, 2022 as National Library Week.

Proclamation – Public Safety Telecommunicators Week

Mayor Cross read a proclamation and declared April 10-16, 2022 as Telecommunicators Week.

4. VISITORS/PUBLIC COMMENT

There were no comments.

5. CONSENT AGENDA

Minutes from the meeting held executive session meetings held February 16 and March 16, the regular meetings held February 16 and March 2 and the work session held February 23, 2022

CP Kamikawa referenced the February 23 minutes, page 3, line 9 and asked for clarification as to whether the motion was \$60,000 or \$70,000. CR Figueroa could not recall and indicated the Council could pull those minutes from the vote and she would go back to audio for clarification and bring them back in the future.

Motion – It was moved and seconded (Kamikawa/Kauffman) to approve the minutes from the meeting held executive session meetings held February 16 and March 16, the regular meetings held February 16 and March 2, 2022 and the motion carried with six in favor noting the abstention of Councilor Mix.

6. DISCUSSION

There were no items for discussion.

7. DECISION ITEMS

Consider appointments of individual to the Budget Committee

Motion – It was moved and seconded (Mix/Kauffman) to appoint Anne Learned-Ellis and David Robinson to fill vacancies on the Budget Committee and the motion carried unanimously.

Resolution No. 1487; Authorizing staff to apply for a grant for an Oregon Parks and Recreation Local Government Grant Program for improvements to Arcadia Park

CM Richter presented the council report and indicated the City previously applied for a grant in 2020 but was declined. She said the City will attempt to re-apply for a grant from the Oregon Parks and Recreation Department and noted the lack of restroom facilities was a factor of being denied. She said the 2022-2023 budget will include a proposal for restroom facilities. She said the resolution is required for the grant application and answered clarification questions in regards to the grant.

Motion – It was moved and seconded (Kamikawa/Mix) to approve Resolution No. 1487, a resolution of the Toledo City Council authorizing the City of Toledo to apply for a local government grant from the Oregon Parks and Recreation Department for an improvement project at Arcadia Park and delegating authority to the City Manager to sign the application and the motion carried unanimously.

Resolution No. 1488, finalizing the sale of the Toledo Industrial Property Tax Lots 11-10-18-AA-00800-00 and 11-10-18-AA-00900-00 known as 800 and 900 and authorizing the City Manager to proceed with the sale

CA Adams addressed the Council. He requested the motion include the name of the buyer TD Enterprises and summarized the council report.

Motion – It was moved and seconded (Mix/Kauffman) to adopt Resolution No. 1488, finalizing the sale of the Toledo Industrial Property Tax Lots 11-10-18-00800-00 and 11-10-18-AA-00900-

00 known as 800 and 900 and authorizing the City Manager to proceed with the sale to TD Enterprises, LLC and the motion carried unanimously.

Decision regarding proceeds from the cell tower lease, sale of Toledo Industrial property and American Rescue Plan Act funds

CM Richter said the Council had access to the proposed allocations by the Council members. She requested the Council be able to decide on where to distribute the funds.

The Council deliberated and reviewed the funds. After further discussion a consensus of the allocated the funds as noted below:

	STAFF REQUESTS	URBAN RENEWAL AGENCY	ARPA FUNDS ROUND 1	CELL TOWER	TIP PROPERTY	ARPA FUNDS ROUND 2		4/6/2022 CC MTG
		\$400,000	\$404,000	\$400,000	\$400,000	\$404,000		
SECTION 1								
BUSINESS LOANS		\$50,000						\$50,000
PUBLIC SAFETY BUILDING		\$170,000						\$100,000
INFRASTRUTURE		\$150,000						\$418,000
PARKS								\$25,000
ADMIN & OTHER		\$30,000						
SETTLEMENT AGREEMENT	\$50,000		\$0			\$0		\$50,000
PAVING PW SHOPS	\$50,000							\$50,000
REBUILD GENGERAL FUND								
CONTINGENY	\$90,000							\$208,000
SAFE ROUTES TO SCHOOL GRANT MATCH								\$325,000
SECURITY-INSTALLATION TO-TREATMENT PLANTS								
RESTROOM FOR ARCADIA/SKATE PARK	\$50,000							\$50,000
HOUSING REHAB (LOANS)								\$0
COVID BONUS								\$75,000
SECURITY CAMERAS & SERVERS								\$30,000
CC STRATEGIC RESERVE								
RADIO STATION								\$10,000
NEW HOUSING SUBSIDY (SYSTEM DEVELOPMENT CHARGES)			\$0			\$0		\$100,000
POLICE DEPARTMENT LOCKERS	\$27,000							\$27,000
PART TIME LIBRARY STAFF	\$30,000							
SECTION 2								
Commitment for Treatment Center								\$15,000
Abatement fund								\$75,000
								\$1,608,000

Motion – It was moved and seconded (Carey/Michels) to allocate the proceeds of the sale of the cell tower lease, the sale of the Toledo Industrial Property and the American Rescue Plan Act funds as recorded by the City Recorder during the discussion that took place this evening, April 6, 2022 at the Toledo City Council meeting and the motion carried unanimously.

8. REPORTS AND COMMENTS

CP Kamikawa reported on the Solid Waste Advisory Committee meeting and noted there will be a hazardous waste event in Toledo on July 31.

PC Pace reported on the department and said two new employees began recently.

PWD Zuspan said there was a black liquor spill from the Georgia Pacific (GP) Mill recently, which ended up in the storm drain and in the slough. He said a 10 to 12-inch uncapped line was found near GP and there has been some cleanup in the area. He said there will be a new play structure at Memorial Field, move the trailers from the gravel area and possibly add some asphalt to include parking.

LD Trusty recalled a previous report in regards to the Images of Hope youth art exhibit at the County Courthouse and said the Library will partner with the Oregon Coast Children's Theater to install several pieces of the exhibit at the Library. She noted the Library received a \$5,000 grant to host a teen internship during the summer. She listed upcoming activities including an Arbor Day activity on Saturday April 23, 2022.

FC Robeson said the department will conduct a live-fire event with the Siletz Fire Department in late April, weather permitting. He noted they will hold an open house next week for wildland/wildfire information.

CA Adams updated the Council on projects he has been working on including the cemetery.

CM Richter reported to the Council an update on the Cycle Oregon event and noted Cycle Oregon has not heard from the Council in regards to volunteer events. The Council decided to volunteer at the parking lot on May 20. CM Richter said there is another potential budget committee member that will be presented to the Council at the next meeting. CM Richter said staff is working with the Toledo High School to host an Emergency Preparedness Fair on May 2, 2022 from 5:00 – 7:00 p.m. for the community.

The Council decided to go back to the Council Chambers beginning in May. The Council briefly discussed having a community event.

CP Kamikawa informed the Council that the Lincoln County Animal Shelter will not be located near the airport as anticipated and they are looking for a new location.

Mayor Cross indicated he may not be at the next meeting because he will be at the Oregon Mayor's Association conference. He commented on staff's efforts in getting projects done in the City and commented the Council keep that in mind as they proceed into the budget process.

9. ADJOURNMENT

The meeting adjourned at 9:19 p.m.

Approve:

Attest:

/s/Mayor Rod Cross

/s/City Recorder Lisa Figueroa