

**TOLEDO CITY COUNCIL
REGULAR MEETING
November 16, 2022**

1. CALL TO ORDER

Mayor Rod Cross called the meeting to order at 6:00 p.m. also via Zoom in Toledo, Oregon.

Present	Absent	
X		Mayor Rod Cross
X		Council President Betty Kamikawa
X		Councilor Jackie Kauffman
X		Councilor Rob Duprau
X		Councilor Kim Bush
X		Councilor Wade Carey
X		Councilor Tracy Mix

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, Assistant City Manager/HR Specialist (ACM) Sherry Meek, Training Captain (TC) Shannon Brecik, Library Director (LD) Deborah Trusty

2. PROCLAMATIONS/PRESENTATIONS

Presentation – Life Saving Award Presentation

TC Shannon Brecik addressed the City Council and presented a life-saving heroism award to Volunteer Blaylock.

The Council recessed at 6:04 p.m. and reconvened at 6:08 p.m.

Presentation – Georgia Pacific Mill

Public Affairs Manager Jonathan Farmer was not able to attend the meeting but Mayor Cross noted Georgia-Pacific's Juno program received a business award from the state.

3. VISITORS/PUBLIC COMMENT

There were no comments.

CM Richter introduced Sherry Meek as the Assistant City Manager/Human Resourced Specialist to the City Council. She said she will focus on human resources for the first six months to get caught up on a few items.

4. CONSENT AGENDA

There were no items for consideration.

5. DISCUSSION ITEMS

There were no items for consideration.

6. DECISION ITEMS

Consideration of street closure request from the Chamber of Commerce

CR Figueroa presented the council report and indicated the request to close the street is for an umbrella parade along Main Street for approximately one hour and should not have much impact on the community.

Motion – It was moved and seconded (Mix/Bush) to approve the street closure request from the Chamber of Commerce on November 26 between 5:00 – 6:00 p.m. and the motion carried unanimously.

Ordinance No. 1403, An Ordinance amending the Toledo Municipal Code by repealing Section 4 of Ordinance 820 (1966), as amended by Section 9 of Ordinance 1294 (2001), amending Ordinance 1294 (2001) and declaring an emergency

Mayor Cross opened the Public Hearing at 6:15 p.m.

CA Adams presented the council report. He said it will replace Toledo Municipal Code (TMC) Chapter 6.04, Animals, delete Section 8.04.040, Livestock and Poultry and enforces the Ordinance to refer to the Lincoln County Code process for animal control.

Mayor Cross opened the floor for public comment. After hearing no comments, the Council asked clarification questions of staff in regards to the Ordinance. The Council deliberated the restrictions within the Ordinance and the process of how a violation would be addressed by the City and/or County. After hearing no more questions, Mayor Cross closed the public hearing at 6:33 p.m.

The Council continued through the ordinance and suggested a couple of amendments:

- Definitions; “At Large” read as, “means a dog ~~or other animal~~ inside the corporate...”

There was discussion as to why an owner whose dog was attacked would be in violation if they defended their dog. CA Adams said it is a violation but could include “fear of imminent serious physical injury of a person and/or other animal.”

Section 10(D)

- “...fear of imminent death or serious physical injury of a person or *other animal*.”
- “...means to avoid the potential harm or injury ~~to a person~~.”
- Definitions; “Dangerous Dog” “...injury or death on a person *or other animal or livestock* or is found...”
- Definitions; “Potentially Dangerous Dog”

Motion – It was moved and seconded (Mix/Bush) to adopt Ordinance No. 1403, an ordinance of the Toledo City Council amending the Toledo Municipal Code by repealing Section 4 of Ordinance 820 (1966), as amended by Section 9 of Ordinance 1294 (2001), amending Ordinance 1294 (2001) and declaring an emergency by title only (read twice) and the motion carried unanimously.

7. REPORTS AND COMMENTS

FC Robeson reported on department activities. He said the department continues to train its volunteers and said there will be an event with other departments over the weekend. He said the department received a grant recently for a communications package. He indicated he is looking for a new vehicle.

PWD Zuspan said staff has been going through training lately and finishing up maintenance projects. He said he attended a conference recently and learned it is a challenge to hire new employees into the water/wastewater industry. He updated the Council on the street project along French Street. He said there was another break in the Mill Creek line earlier this week.

There was discussion in regards to the transfer of Meadow Lane from Lincoln County to the City and Mayor Cross suggested CM Richter and he [Mayor Cross] meet with the County Administrator.

CA Adams updated the Council on the status of the livability code.

CM Richter noted she met with Denny Elmer, the potential buyer for Yaquina Hotel, who said he intends to move forward with the purchase of the property.

Councilor Bush commented it would be nice to have an occasional report from the Chamber of Commerce on their activities at the Council meetings to hear about upcoming events the Chamber hosts.

Councilor Kamikawa said she attended an Oregon Department of Transportation (ODOT) Commission meeting in Salem where they discussed modes of transportation versus. She said she commented on the lack of communication from ODOT and reported on the projects that were funded by ODOT.

Mayor Cross said there was a small cities meeting earlier in the day where they discussed current homelessness projects within the County and explained options that have been suggested to improve/increase affordable housing. He reminded the Council and staff there is no work session in November.

8. ADJOURNMENT

The meeting adjourned at 7:45 p.m.

Approve:

Attest:

/s/Mayor Rod Cross

/s/City Recorder Lisa Figueroa