

TOLEDO CITY COUNCIL MINUTES
SPECIAL SESSION
January 4, 2017

Mayor Billie Jo Smith called the meeting to order at 6:00pm. Councilors present: Jerry Seth, Terri Strom, and Michele Johnson. Council elect present: Josh Smith and Deanne Dunlap. Councilor Jackie Kauffman arrived at 6:09pm.

Staff present: City Manager Pro Tem (CMPT) Craig Martin, Police Chief (PC) Dave Enyeart, Finance Director (FD) Polly Chavarria, Library Director (LD) Deborah Trusty, City Recorder (CR) Nancy Bryant and Assistant City Recorder (ACR) Melodi McGee.

Visitors present: Jim Chambers, C Scillian, Gloria Tucker, Brenda Brown, Peter Vince, Kelsie Stringham-Marquis, Matilda Stringham-Marquis, Mereline Schneidecker, Melany Burchett, Kevin Cool, Candace Rogers, Mindy Baxter, Sandy Blackman, Jillian Vann-Monaghan, Ron Manning, Marilyn Manning, Bob Manning, Frank Gruber, Sandy Gruber, Peter Lohonyay, Janet Lohonyay, Merrick Kriz, Jack Dunaway, Geoff Wilkie, Carol Edwards, and Pat Timme.

Oath of Office

CR Bryant officiated the oath of office for the following elected officials:

Mayor Billie Jo Smith
Councilor Joshua Smith
Councilor Deanne Dunlap

Visitors/Public Comment

There were no visitor comments.

Discussion Items

KOPOCC Toledo Swimming Pool Plan Presentation

Jim Chambers and Mindy Baxter, Co-Chairs of the “Keep Our Pool Open” (KOPO) Steering Committee, submitted a proposed plan for moving forward with the creation of the “Greater Toledo Pool Recreation District” as follows:

- The chief petitioners for KOPO submitted a petition, an economic feasibility statement, and boundary description map to the Lincoln County Commissioners which was approved by order on December 21, 2016.
- The proposed tax rate for the district is \$0.77 per \$1000 of assessed property value.
- The boundaries of the proposed taxing district, as submitted, is the same as the Toledo Rural Fire District boundaries which includes the City of Toledo.
- The County petition requires that the City of Toledo adopt a resolution to approve the inclusion of the City into the district. Providing that the City adopts the resolution, the Lincoln County Commissioners will hold two additional public hearings, on January 25, 2017 and February 15, 2017, regarding the petition to form the Greater Toledo Pool Recreation District.
- Following the February 15th public hearing the County Commissioners will determine if it will proceed with the process by submitting the ballot title and explanatory statement to the County Clerk for the May 2017 election.

Councilor Smith asked the following:

- In review of Exhibit A, of County Order No. 12-16-332 (page 4 of 6), Councilor Smith asked about a discrepancy of \$1,000 in the transfer to the Building & Property Reserve fund. Mayor Smith stated that it changes in the different years. She noted that what is presented is a proposed budget and subject to change after a board of directors has been elected to serve the district. Chambers stated that if the district is approved by the voters in May, it will not receive funds until November of 2017. Mayor Smith stated that the committee is requesting that the City continue to fund the swimming pool to December 31, 2017.
- What if the measure to form the district passes but the grant funding doesn't come in? Mayor Smith stated that the grant funding is one time money and not for operation. Once the district has operational funding from taxation it will be more likely to receive grant funding.

Councilor Seth voiced the following concerns:

- The proposed budget does not show funds that would be unappropriated funds. Mayor Smith stated that the Stabilization Fund will be used for unappropriated funding.
- The budget notes the City for providing the district's payroll services. He said it is his understanding that the City wants to remove itself from all operation of the swimming pool and the City may not have adequate staffing to provide payroll services. Mayor Smith stated that it is only a proposed budget and the district will have to pay someone to provide payroll services. She stated that it will need to be discussed in negotiating a memorandum of understanding agreement between KOPO and the City.
- Year two is not included in the proposed district budget. Mayor Smith stated that the proposed budget follows the state guidelines and committee turned in years one and year three. The ten year budget estimate was done at the advice of Lincoln County Legal Counsel.

Councilor Seth commended the committee for its accomplishments within the last seven months. He said that the proposed plan falls short of being a viable plan and it does not speak to the transition for taking over the facility. He noted that three council members are also on the KOPO steering committee but four of the remaining Councilors are not privy to everything that the committee has discussed. He said that Council needs more time to determine if it will approve this plan. He said he does not want to vote on something presented within the hour to vote on it; he does not want to vote on half a plan. He also noted that the Council should determine who will represent the City in negotiating its involvement, not the KOPO committee. He said the Council represents the entire community and not just what is brought before it by this committee. The plan should answer how the city will limit its liability in regards to the swimming pool facility.

Mayor Smith stated that the committee chairs will need to meet with the City Manager, City Attorney and City Finance Director to discuss a memorandum of understanding regarding the transition. Chambers stated that the Council will have the opportunity to review the transition plan once the memorandum of understand is prepared for its review.

Councilor Johnson stated that her concern is with the liability of the property; is it best for the city to lease the property. She said that the district should be responsible for all liability for the facility. She also noted her concern that if the property is not properly maintained it will become an eyesore. Councilor Johnson also noted that the purchase of water by the district is in question.

Mayor Smith stated that her thought on how Council should look at this is that the district is helping to keep an important asset in the City. If it doesn't pass, then the citizens have shown nonsupport. The last thing she wants to do is take something away from the community that is

important to the people it serves. She is hopeful that in the transition plan that the city will be helpful to provide what it can.

There was then a general discussion regarding the proposed district budget.

Motion-it was moved and seconded (Strom/JSmith) to adjust the agenda to allow public comment and allow time for Councilor Kauffman to be sworn in.

Motion passed 6-0, noting that Councilor Kauffman was not sworn in at this time and did not vote.

CR Bryant officiated the oath of office for Councilor Jackie Kauffman at 7:03PM.

Public comment:

Peter Lohonyay, Teacher at Toledo High School testified in support of the swimming pool.

Frank Gruber of Salem testified in support of the swimming pool.

Sandy Blackman of Newport testified in support of the swimming pool.

Janet Lohonyay testified in support of the swimming pool.

Marilyn Manning of Toledo testified in support of the swimming pool.

Sandy Gruber of Lincoln City testified in support of the swimming pool.

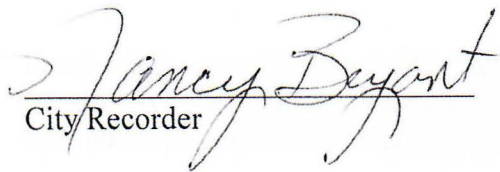
Lillian Vann-Monaghan of Toledo testified in support of the swimming pool.

Mayor Smith thanked the visitors for their comments.

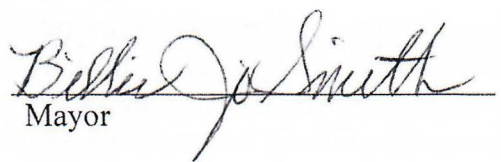
Adjournment of Special Session

Mayor Smith adjourned the meeting at 7:30pm.

ATTEST:


City Recorder

APPROVE:


Mayor