

**TOLEDO CITY COUNCIL
REGULAR MEETING
May 17, 2023**

1. CALL TO ORDER

Council President Betty Kamikawa 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 (CP) Betty Kamikawa
	X	Councilor Jackie Kauffman
X		Councilor Tracy Mix
X		Councilor Kim Bush
X		Councilor Wade Carey
		Vacant

Staff present: City Manager (CM) Judy Richter, City Recorder (CR) Lisa Figueroa, City Attorney (CA) Mike Adams, Police Chief (PC) Michael Pace, Fire Chief (FC) Larry Robeson, Library Director (LD) Deborah Trusty

2. PROCLAMATIONS/PRESENTATIONS

Employee Recognition

This item was moved to the next meeting.

3. VISITORS/PUBLIC COMMENT

Tony Molina, President of the Toledo Cemetery Association addressed the Council. He recalled a situation between the Cemetery Association and the City several years ago and a conversation he had with the City Manager employed at that time.

4. CONSENT AGENDA

There were no items for consideration.

5. DISCUSSION ITEMS

Clarification of calculations for Transfer from Stabilization Fund for Fiscal 2023-2024 budget

This item was postponed to a future meeting.

6. DECISION ITEMS

Approve an Intergovernmental Agreement with the City of Siletz to provide judicial services

This item was postponed to a future meeting.

Ordinance No. 1409, An Ordinance amending Toledo Municipal Code Chapter 8.20 – Adoption of the State Fire Code

CA Adams provided the council report. He said it was posted in accordance with the Toledo Municipal Code (TMC) requirements. He indicated the ordinance would streamline the

authoritative position of the city without requiring the State Fire Marshal's office. He reviewed the amendments in the ordinance such as enforcement procedures and changes to the definitions. There were no questions from the Council.

Motion – It was moved and seconded (Bush/Carey) to adopt (with specified changes, if any) Ordinance No. 1409, an ordinance of the Toledo City Council amending the Toledo Municipal Code; Chapter 8.20 – Adoption of the State Fire Code, updating Section 8.20.010, adding new Sections 8.20.030 – 8.20.120 and declaring an emergency by title only (read twice) and the motion carried unanimously.

Ordinance No. 1410, an ordinance amending Toledo Municipal Code Section 10.04.020 – applicability of State traffic laws

CA Adams addressed the Council. He said it would add Oregon Administrative Rule (OAR) 825 and OAR 740.100.010, which limits regulations for trucks. He reviewed the administration section of ordinance. He noted he reviewed House Bill 1095, which was included in the packet. He said it allows a city to reduce the statutory speed by five (5) miles an hour. He said the language exists and does not need to be incorporated into the ordinance.

Motion – It was moved and seconded (Carey/Bush) to adopt (with specified changes, if any) Ordinance No. 1410, an ordinance of the Toledo City Council amending Toledo Municipal Code Section 10.04.020 – applicability of state traffic laws, Section 2 of Ordinance 1072 (1979) as amended by Ordinance 1169 (1985) as amended by Section 1 of Ordinance 1184 (1988), amending Chapter 10.08 –Administration and Enforcement, and declaring an emergency by title only (read twice) and the motion carried unanimously.

Resolution No. 1513 and Resolution No. 1514 to set new water/sewer rates effective May 21, 2023

CM Richter said the Council voted at the last meeting the increase the water rates by 3%. She said the resolution reflects that increase, which would be effective with the billing beginning in June. She noted there was an error in the resolution caught by CA Adams.

CA Adams referenced Section 4 of Resolution No. 1513 should read, “The connection fee for a 5/8”, 3/4” or 1” service connection ~~in a location within the boundaries of the City and not~~, which previously served shall be the actual cost of labor, equipment, and material furnished by the City, as defined in Section 13.12.330 of the Toledo Municipal Code.

Motion – It was moved and seconded (Carey/Bush) to adopt Resolution No. 1513 as amended, a resolution of the Toledo City Council adjusting the rates and charges to be paid by the users of the water system of the City of Toledo and repealing Resolution No. 1489 and the motion carried unanimously.

Motion – It was moved and seconded (Bush/Carey) to adopt Resolution No. 1514, a resolution of the Toledo City Council adjusting the rates and charges to be paid by the users of the sewerage system and repealing Resolution No.1490 and the motion carried unanimously.

CA Adams noted for the record that CP Kamikawa is repeating Councilor Mix's visual votes for the recording to ensure her vote is captured.

Resolution No. 1515, a resolution setting new Water Standby Rates effective May 21, 2023

CM Richter provided the council report and noted she listened to the recording from the last discussion. She said she prepared the resolution according to the discussion. She said the two (very high) meters the Council discussed were actually the schools. The Council inquired about their discussion to include a base rate and it was noted the standby rates are higher than normal rates to account for that infrequent usage.

CM Richter indicated the ordinance stipulates the entity is required to notify the city within a specific amount of time.

Motion – It was moved and seconded (Carey/Bush) to adopt Resolution No. 1515, A Resolution of the Toledo City Council to set new Water Standby Rates effective May 21, 2023 and the motion carried unanimously.

Resolution No. 1516, a resolution establishing a policy related to signs located along Main Street, at the east and west junction entrances into the City of Toledo

CA Adams provided the council report. He said the resolution is limited to temporary signs at the East and West junctions into Toledo. He reviewed the policy and noted it does not regulate content, only time, place and manner. Council Carey suggested they include a section 8 under item L, Banner Construction Standards in regards to utility light pole standards and must comply with utility and electric requirements because Central Lincoln PUD would already have pole attachment requirements. Councilor Carey indicated he could send those requirements to staff to include in the resolution. After further discussion, staff indicated they could bring back the resolution for adoption in a future meeting.

7. REPORTS AND COMMENTS

FC Robeson provided an update about outdoor debris burning and indicated the County is monitoring the weather on a week by week basis.

Community Outreach Specialist Katy Keuter updated the Council on her projects for Art Toledo. She said she participated in the interviews for the summer intern.

CR Figueroa noted Ordinance 1409 that was adopted earlier in the evening has a scrivener's error, the date said adopted 2022 not 2023. She said she would make that amendment before it is signed.

CM Richter said the RARE application she submitted was declined.

Councilor Carey announced as of June 1 he will no longer be with Central Lincoln PUD and accepted a job with another City of Monmouth to lead their utility division. He said the commute will prevent him from serving on the City Council and officially submitted his resignation.

There was a discussion about adding a section to the newsletter informing the public on how much it costs the city to operate various tasks such as removing an abandoned recreational vehicle from the city, etc.

CP Kamikawa said she attended the small cities meeting in Florence and noticed all the changes in the city. She said there was an update from the state in regards to low-income and work force housing. She said it was very informative.

8. ADJOURNMENT

The meeting adjourned at 8:45 p.m.

Approve:

Attest:

/s/Mayor Rod Cross

/s/City Recorder Lisa Figueroa