

TOLEDO CITY COUNCIL MINUTES
REGULAR SESSION
July 19, 2017

Mayor Billie Jo Smith called the meeting to order at 6:30pm. Councilors present: Joshua Smith (JSmith), Deanne Dunlap, Jackie Kauffman and Council President Terri Strom. Councilor Michelle Johnson arrived at 7pm.

Staff present: City Manager (CM) Craig Martin, Police Chief (PC) Dave Enyeart, City Attorney/Planner (CA) Michael E. Adams, City Recorder (CR) Nancy Bryant, and Public Works Director (PWD) Michael J. Adams.

Visitors present: David Gomberg, Ginger Coxen, Stu Strom, Peter Vince, Michael Gibbons, Judy Gibbons, Candy Golden, Tom Ing, Sparrow Houchens, Joan Brown, Kendra Glenn, James Nelson, Catherine Rickbone, Zachary Casberg, Sparrow Houchens, David James Robinson, Caroline Bauman, Fran Recht, Janet Webster, Steve Bennett, Sue Bennett, Tom Webb, Heather Dukich, Jill Pridgeon and Jeff Pridgeon.

Introduction and Recognition of Special Guests

Mayor Smith introduced Michael and Judy Gibbons as well as the Board members of the Yaquina River Museum of Art; Tom Ing and Candy Golden.

Mayor Smith introduced Oregon State Legislature Representative David Gomberg.

Mayor Smith introduced her husband Peter Vince. Mr. Vince then introduced Sparrow Houchens, Kendra Glenn, and Zach Casberg as three Toledo Youth who worked with him on the video to be shown later in this meeting.

Mayor Smith introduced Gabriel Salsado, Composer and Performer of the musical suite "Yaquina Impressions" which accompanies the video to be shown later in this meeting.

Proclamation- Recognizing the Art of Michael Gibbons and His Contributions to the City of Toledo

Mayor Smith proclaimed that the City of Toledo recognizes and greatly appreciates the art of Michael Gibbons and his contributions to the establishment of the Arts District, arts events, and the expanding community of artists in our city. She urged citizens and visitors to participate in and celebrate the First Weekends and Labor Day Art Walk events and to visit the Yaquina River Museum of Art.

Showing of "Yaquina: A Painted Voice for a Sacred Landscape"

The group viewed a video titled "Yaquina: A Painted Voice for a Sacred Landscape".

Statements of Appreciation

Tom Ing on behalf of the Yaquina River Museum of Art and Michael and Judy Gibbons, thanked Council for inviting them to this meeting. He stated that the video could not have been done without a grant from the Consolidated Tribes of the Siletz Indians. He said as a consequence the

DVD will be an important part of the publicity for the upcoming traveling exhibit of forty plus paintings around the North West. He then presented Mayor Smith and Peter Vince with a Michael Gibbons print.

Mayor Smith called for a brief recess at 7:05 pm. The meeting resumed at 7:17pm.

Visitors/Public Comment

There was no public comment.

Consent Calendar

Motion- It was moved and seconded (Strom/Kauffman) to approve the consent calendar consisting of City Council minutes dated July 5th, 2017.

Motion passed 6-0.

Discussion and Information Items

2017 Legislative Session and Future Priorities-Senator Arnie Roblin

Senator Roblin was unable to attend this meeting.

2017 Legislative Session and Future Priorities-Representative David Gomberg

David Gomberg Representative from House District 10, announced that the Oregon Legislature just concluded the 2017 session. He stated that the session began under daunting circumstances and with a great deal of uncertainty from Washington DC; a \$1.8 billion dollar financial deficit and a quarter of the members serving a first term.

Highlights of the information provided by Representative Gomberg are as follows:

- The Federal Government advised the State of Oregon that the Housing Fund will be reduced by \$100 million dollars.
- The State was faced with a \$1.8 billion dollar deficit caused by the increase in Health Care costs with less reimbursements from the federal government, commitments made to the public employee retirement fund and ballot measures #96, #98, and #99 that were passed in November which called upon the State to commit more spending for designated programs but had no monies attached to them.
- The following were accomplished in the 2017 session:
 - \$30 million more dollars was put in affordable housing programs.
 - Restored all funding in the Veterans programs.
 - School budgets are funded at 8.2 billion dollars. An 11% increase over the last biennium. He noted that Oregon needs to do better for education.
 - Celebration of the 50th anniversary of the "Beach Bill".
 - Passed a measure to work on the completion of the Oregon Coast Trail; a hiking/biking trail reaching from California to Washington.
 - Passed measures to help the Dory Fleet in Depoe Bay and Pacific City, removing the requirement for commercial trailers to have mechanical breaks.
 - Passed measures to support Oregon Ports particularly the Port of Toledo; allowing them to operate shipyards.
 - Passed a Transportation Plan to invest in the State's infrastructure. It is a big package that will include an increase in gasoline taxes, payroll taxes to support mass transit, to bicycle excise taxes to help pay for bicycle paths. The Transportation Plan will generate approximately \$5 billion dollars with half of the funding focus on major issues throughout the State and the other half will go back to local governments.

Toledo will have \$90,000 a year to invest in roads and infrastructure and Lincoln County will have \$1.4 million dollars a year to invest in its infrastructure.

Representative Gomberg announced that he will be at a Town Hall meeting tomorrow evening in Newport.

Council Questions and Comments

Councilor Dunlap asked why other states do not duplicate Oregon's voting system. Rep. Gomberg stated that Oregon has been expanding the vote by mail system since it began. He did not have an answer to why more states are not doing the same.

Councilor Strom asked about taxes on health care premiums. Rep. Gomberg explained that one of the considerations in the 2017 session was the roll back in federal support for health care coverage. The legislature was faced with taking one-quarter million people off of the Oregon Health Plan. That issue was addressed with the Health Care Provider Tax which passed largely on partisan lines but with by-partisan support.

Representative Gomberg thanked Council for what they do.

Mayor Smith noted that the City of Toledo has infrastructure needs in water and sewer and will need help from the State. Rep. Gomberg noted that the gas tax may not be used for utilities but because the State plans to make improvements to bridges up and down the coast, plans should be made now for utilities that may be impacted by those improvements. He noted that the Coastal Caucus is aware of the issue and will be addressing it in the next legislative session.

Mayor Smith then noted that Senator Roblin would like to visit Toledo in September and may do a Town Hall here as well.

Committee Updates

Mayor Smith reported that there will be a Council of Governments meeting tomorrow and she will be attending the Thursday Street Market.

Decision Items

City Council Vacancy

CM Martin reported that Councilor Jerry Seth resigned effective July 11, 2017 which created a Council vacancy. Mr. Seth held a term ending December 31, 2018.

Council asked to review the City Council vacancy interview questions at its next regularly scheduled meeting.

Public Comment:

There was no public comment.

Motion-It was moved and seconded (JSmith/Kauffman) to open the Council vacancy, authorize staff to publicize the vacancy, and set a time line for the application process of August 23, 2017, at 5pm. **Motion passed 6-0.**

Request to Close a Portion of “A” Street for the Toledo Summer Festival Fireworks Display
CM Martin reported that due to the new location of the Festival Fireworks launch site the Summer Festival Committee has asked permission to close a portion of “A” Street from 1st Street NW to the end of the cul-de-sac, from 8:30pm to 10:30pm on July 29, 2017, to secure adequate safety.

Public Comment:

There was no public comment.

Motion-It was moved and seconded (JSmith/Strom) to approve the closure of a portion of “A” Street from 1st Street NW south to the end of the cul-de-sac for the conduct of the Toledo Summer Festival Fireworks show.

Motion passed 6-0.

Consider a Request to Purchase a Public Works Utility Truck

CM Martin and PWD Adams reported that the city has been accumulating funds in reserve for future equipment/project updates and/or replacements like this for a few years. This particular request is for the replacement of a 2006 utility truck utilized within the Public Works Department. It has been in one collision, the brakes have been an on-going problem, and the body is showing signs of fatigue. The proposed purchase is for a 2017 Ford Super Duty F-250 SRW XL 4WD regular cab in which a utility box and power lift gate will be added as after-market equipment to ensure ease of use and for maximum effectiveness by the crew. Total cost of the vehicle and utility box will not exceed the budgeted amount of \$37,000.

PWD Adams acknowledged and apologized for the fact that the vehicle has already been delivered to the city.

Public Comment:

There was no public comment.

Motion-It was moved and seconded (Strom/JSmith) to authorize the City Manager or his designee to negotiate and execute a purchase contract for the acquisition of a 2017 Ford Super Duty F-250 truck and its associated utility box in an amount not to exceed \$37,000. Purchase, delivery and associated equipment installation is included and will be acquired according to State contract and/or local purchasing procurement rules.

Motion passed 6-0.

Reports and Comments

Department Reports

CA Adams reported that he does not know when he will receive orders for deployment. He reported that the Planning Commission talked about accessory dwellings last night. The 2017 Oregon Legislation passed a bill that mandated all cities with a population of more than 2500 will allow for an accessory dwelling unit on every single family home. He noted that the Planning Commission has a head start on the design criteria for that in Toledo.

PC Enyeart reported that the department has begun recruitment for one dispatcher.

PWD Adams reported that the paving project is complete with the exception of street painting. The water line install on Alder Lane Drive is going well. Four engineering firms have submitted proposals for the Engineer of Record advertisement. He anticipates bringing information to

Council for action at its second regularly scheduled meeting in August. The Butler Bridge Sewer Force Main line was identified in the 2014 Facilities Plan for construction/replacement and there was a sewer line break there last week; the engineering is almost complete and it is anticipated to have that out for bid during the first of August. The City received the pre-enforcement notice from DEQ which says that the issues have been sent to the enforcement division who will determine the fine amount that the City will have to pay.

Visitor Stu Strom noted that Graham Street has just been paved and he asked that the parking alignment be changed to a different angle before it is striped again. PWD Adams stated that staff has talked about realigning those spaces and he is looking at the Transportation Master Plan for a standard angle to determine how that can be done. He noted that what he has found is that on Graham Street there should be eight foot wide sections of parking on either side.

City Manager's Report

CM Martin provided a written report addressing the following topics:

- Proposed Toledo Public Safety Building Acquisition.
- Summer Festival activities.
- Staffing updates.
- Upcoming meetings, activities and public events.

Council Comments

Councilor Johnson reported that she received a complaint from a citizen regarding giving free water and money to and the Greater Toledo Recreation District for the swimming pool. The citizen stated that she cannot find the Memorandum of Understanding (MOU) between the City and the District and that it is a big secret. The citizen also wrote that if the City is going to provide free water to the Pool than she will be excited to get her water free as well. Councilor Johnson noted that the transfer of funding and free water were discussed at a Council meeting but she is unaware of what the cost of providing treated water to the District will be. CA Adams noted that the MOU that was approved by Council is non-binding but rather an intent. The actual agreement has yet to be created and approved by Council.

Councilor Johnson also stated that she would like to know if the State is considering what to do with the mental health conditions of the citizens who have been on drugs for many years and are a hazard to themselves. Councilor JSmith noted that Oregon Legislature recently passed a bill to reduce the charges for drug offences.

Mayor Comments

Mayor Smith commented on the following:

- The department report was distributed to Council.
- She asked that Council consider a date to meet regarding participation in the Summer Festival Parade. The theme this year is "Happy Days".
- She also asked that Council consider participation in the Cardboard Boat Races at the Wooden Boat show this year.

Mayor Smith called for a brief recess at 8:31pm and announced an executive session to follow, according to ORS 192.660(2), (e) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.

Executive Session

Council returned from recess to executive session at 8:36pm. In attendance: Mayor Smith, Councilors Johnson, JSmith, Strom, Kauffman, and Dunlap as well as CM Martin, CA Adams and PC Enyeart.

CM Martin and CA Adams provided Council with an update regarding property purchase negotiations.

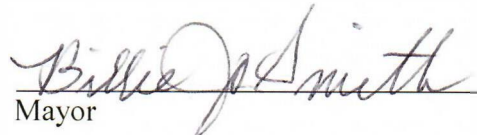
Adjournment:

The meeting resumed in regular session at 8:47pm. No decisions were made nor actions taken. Mayor Smith adjourned the meeting at 8:48pm.

ATTEST:


City Recorder

APPROVE:


Mayor