

**ONTARIO CITY COUNCIL MEETING MINUTES
Monday, March 2, 2015**

The regular meeting of the Ontario City Council was called to order by Mayor Ronald Verini at 7:00 p.m. on Monday, March 2, 2015, in the Council Chambers of City Hall. Council members present were Ron Verini, Norm Crume, Tessa Winebarger, Charlotte Fugate, Thomas Jost, Larry Tuttle, and Betty Carter.

Members of staff present were Tori Barnett, Larry Sullivan, Marcy Siriwardene, Mary Dombay, Kari Ott, Mark Alexander, Al Higinbotham, Jerry Elliot and Cliff Leeper. The meeting was recorded, and copies are available at City Hall.

Charlotte Fugate led everyone in the Pledge of Allegiance.

AGENDA

Norm Crume moved, seconded by Charlotte Fugate, to adopt the Agenda as amended. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

CONSENT AGENDA

Charlotte Fugate moved, seconded by Betty Carter, to approve Consent Agenda Item A: Minutes of the Regular Meeting of February 17, 2015; Item B: Liquor License Application: Great Privilege – Ontario Mini Market; Item C: Liquor License Application: Additional Privilege – Winner’s Horseshoe Park; and Item D: Approval of the Bills. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

PUBLIC COMMENT

Scott Matthews, Emmett, Idaho, stated he had a marijuana facility and wanted to open a facility in Ontario.

Larry Sullivan, City Attorney, advised Mr. Matthews to speak to the City Planner since his facility was located in an I-2 Heavy Industrial zone, which might not be compatible with his business.

Mr. Matthews stated that he had been approved by the State of Oregon, but had not spoken to the Planning Department to get their approval.

William Lopez, Ontario, voiced his support for medical marijuana dispensaries in Ontario.

NEW BUSINESS

Notice to Proceed: Murray, Smith & Associates, Inc., for Professional Engineering Services for Final Design and Bidding Phase of the Water Treatment Plant Chemical Feed and Raw Water Supply Improvements Project.
Cliff Leeper, Public Works Director, CH2M HILL, presented.

The current project included the final design and bidding services for the development of the chemical feed and raw water supply improvements developed through the preliminary engineering process. The project would be funded through 105-160-719278 WTP Audit Projects.

In October, 2014, the Council approved the Preliminary Engineering Design phase by Murray, Smith, & Associates (MSA) for the referenced project. Around the same timeframe, the Council approved the development of a pilot program to review possible chemical use modifications in association with improvements to the Ontario Water Treatment Plant (WTP).

The scope of work was based on the conclusions of the August 2014 Water Treatment Plant Audit Report. Preliminary Engineering was completed and now final engineering design was needed to develop construction documents and to bid the project. MSA was selected in the spring of 2014 through a proposal process to be part of the city's roster for On-Call Engineering Services. Extension of the MSA Preliminary Engineering Contract would allow immediate action to begin on the final design phase for critical Water Treatment Plant improvements by a qualified engineering team with a deep understanding of the city's WTP challenges.

The Council could choose to not authorize the Notice to Proceed for Murray, Smith and Associates, Inc., and postpone needed improvements. If authorization was denied, options would include either "No Action" where no improvements would be designed at all or a Request for Proposal (RFP) could be developed and selection of a qualified engineering firm would follow.

Work would be billed on a time and materials basis, in accordance with the schedule of charges. MSA would manage the work identified to the aggregate total budget amount (\$202,500), which would not be exceeded without prior written authorization from the City.

Councilor Tuttle stated he would be voting no on this action. As a Council, they were responsible for the funds that were in the city's budget, and he thought the continuation of the contract...the original contract was with MSA, an extension of that contract for \$120K, that had been passed, and now they were being asked to extend that contract one more time for \$233K. He understood, following a conversation with Larry Sullivan, that that was legal, but he had a question about how we expected to be competitive and receive competitive bids if things like this weren't bid out. He wasn't comfortable with a continuation on this contract. He also wanted an explanation on what CH2M HILL's, currently under contract with the city, connection to MSA, and how much money, if any, they'd receive out of the \$233K. It appeared there might be, or maybe there wasn't, some type of conflict. He stressed that when they went into projects of this size, they needed to go with competitive bidding.

Mr. Leeper stated his understanding of Councilor Tuttle's issues, but CH2 would provide oversight with MSA, working with them, but would not receive any of the money associated with this bid. Secondly, MSA had a detailed and long-term knowledge of this particular facility, and they would be able to provide significant insights into the final design for this chemical feed system. To go for a second or outside bid would increase the time associated with moving this project forward and getting it completed.

Jerry Elliott, CH2M HILL, City Engineer, stated, with confirmation from Mr. Sullivan, his understanding was that Oregon's Professional Procurement Law stated that you must first pick on qualifications. If they went out and reselected engineers for this piece of the project, based on his own experience, there were only four engineers within a 100-mile radius that would have any chance of putting together a proposal on this, and two of those four were on the current Docket. If they went out for proposal, Oregon Law dictated they had to select on qualifications. They'd get four proposals, maximum, and from those four, they'd want to select the most qualified firm, which was the firm that already had their boots on the ground. They were not really allowed, under Oregon Law, to bid for professional services.

Mr. Sullivan stated that was correct. The law required that they selected solely on qualifications, and once that selection was made, then the public body could negotiate price.

Mayor Verini stated he had spoken with Betsy [Roberts, CH2M HILL, City Engineer], on this issue, and he felt relatively comfortable with the selection.

Councilor Jost asked about the difference in numbers – those presented on Thursday.

Mr. Leeper stated the \$233K was a contingency fund. The actual cost was \$202K, so the extra was for unforeseen issues.

Norm Crume moved, seconded by Charlotte Fugate, to authorize a Notice to Proceed for Professional Engineering services for the Final Design and Bidding Phase of the Water Treatment Plant Chemical Feed and Raw Water Supply Improvements Project. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-no; Tuttle-no; Carter-no; Verini-yes. Motion carried 4/0/3.

(ADDITIONAL) PUBLIC COMMENT

Candy Mockaby, project manager for marijuana growers, was there to answer questions the Council might have. She handed out paperwork, with some bullet-points from various entities involved with medical marijuana cards or programs. Much more information was available. Basically, Oregon provided a moratorium for counties and cities who weren't on board with having a medical marijuana dispensary in their community, to allow them to review various options, such as hours of operation, additional ordinances, etc. Ontario decided to act on the moratorium, which was scheduled to end May 1, 2015. It was her understanding now that the Ontario Council was looking to extend that. She wasn't sure how that would work. Medical marijuana dispensaries allowed lawful, card-holding patients to enter an establishment. She encouraged the Council to read the hand-outs she provided. Her group wanted to work with the city and county. The owners and investors asked that she appear before the Council, encouraging her to emphasize they wanted to be a good neighbor. A site had been established in a Neighborhood Commercial zone, which met the state requirements. There were no ordinances or business licensing for Ontario currently. They had begun asking questions a year ago, then six months ago, and three weeks ago, but there was still nothing that would hold anyone back. There was nothing that said they couldn't move forward. They wanted to complete this, but also wanted to be part of the Ontario community.

(BACK TO) NEW BUSINESS

Notice to Proceed: CH2M HILL for Professional Engineering Services for Final Design Services and Services During Construction for the Eastside Tank Repair

Cliff Leeper, Public Works Director, CH2M HILL, presented.

In December, 2014, the Council approved the structural on-site inspection and evaluation of the East Side Tank #2 by CH2M HILL. Staff was now requesting the City of Ontario provide a Notice to Proceed to the CH2M HILL structural team to develop final design drawings for the repair of the leak at the East Side Tank #2. Final design drawings would be based on a site investigation and tank evaluation conducted in January, 2015. The Notice to Proceed would also include time and budget for engineering services during construction (SDC). Funding for this project was in the current fiscal year budget, and would pull from line item 105-160-719279.

The following list summarized the findings of the investigation:

- Nearly all of the pre-stressing wires exposed exhibited no corrosion and were in good condition.
- A moderate amount of cracking in the exterior shotcrete (exterior face of wall) was observed and a small number of locations were found where the shotcrete exhibits a hollow sound (characteristic of delamination or subsurface cracking).
- Local light corrosion was observed on wires observed near previously repaired crack (stained wires with no section loss).
- The exterior wall coating has failed in areas where water seepage is present.
- The coating on the roof slab has been weathered, notably the south side where the sunlight exposure is greatest.
- Significant interior liner separation from reservoir over much of the floor and concentrated areas on walls.

Based on the investigation, CH2M HILL now recommends the following repairs and actions be performed:

- Removal and reinstallation of the interior lining with investigation of interior concrete and shotcrete surfaces.
- Repair of leaking crack at diaphragm joint on south east side. Options for repair include but are not limited to the following:
 - Epoxy crack injection
 - Hydrophobic grout injection
 - Flexible tape waterstop
 - Consultation with concrete repair contractor to be performed during design phase of repair project
- Repair exterior coating at select locations on walls and entire roof slab
- Contractor to provide thorough sounding of the interior and exterior surfaces of the walls to check for delaminations.
- Repair of any interior concrete and shotcrete surface deficiencies
- City to consider possible seismic upgrade of reservoir

The design team would start immediately with the plan to produce drawings and specifications for bid documents as quickly as possible (approximately 3 weeks). During design process, the design engineers would hold discussions with the liner suppliers to best understand the requirements of the liner materials being proposed (removal time, applications time, set/dry time etc.) to gain a better understanding of the duration required for construction.

If the project cost appeared to be under \$100,000, it was possible the bid period could be shortened to an informal process in which the Public Works Department would approach three qualified bidders and solicit bids directly. If it appeared to be more than \$100,000, then the formal bid process would probably be required.

Typically, an increased call for water would begin around April with the peak calls being about July and August. The Public Works Department would not be comfortable taking this reservoir off-line any time after May 1st, but that could still depend on how hot the weather had been. Schedule discussions would develop as the project progressed.

The Council could choose to not authorize the Notice to Proceed for CH2M HILL, and postpone needed improvements. If authorization was denied, options would include either "No Action" where no improvements would be designed at all or a Request for Proposal (RFP) could be developed and selection of a qualified engineering firm would follow.

Work would be billed on a time and materials basis, in accordance with the schedule of charges. The City Engineer would manage the work identified to the aggregate total budget amount (\$20,000), which would not be exceeded without prior written authorization from the city.

Norm Crume moved, seconded by Betty Carter, that the City Council authorize a Notice to Proceed for Professional Engineering Services for the Final Design and Services During Construction for the Repair of the Leak in East Side Tank #2. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-no; Carter-yes; Verini-yes. Motion carried 6/0/1.

Resolution #2015-107: Receive/Expend Donation Funds (OPD)

Mark Alexander, Police Chief, presented.

The Police Department received unexpected revenue from donations and grant projects and would like to expend those funds. A budget change was required to do so.

The following donations were received for police projects and for the Citizens on Patrol Program:

- \$400 Ontario VFW
- \$200 Ontario American Legion
- \$50 Ontario American Legion Auxiliary
- \$100 Ontario Basque Club
- \$200 Ontario Rotary Club

The Department's a member of Malheur County Drug Free Communities Coalition and had the opportunity from the Coalition to reimburse the Department for the purchase of a mobile incinerator for the destruction of drugs and other evidence. The incinerator would cost \$4,250 and would be utilized by law enforcement agencies within Malheur County. The Department did not budget to receive and/or expend these funds and would like to make an adjustment in order to do so. It was proposed the budget change for expenditures be recognized within the Police Department's General Supplies line item.

Charlotte moved, seconded by Tessa Winebarger, the City Council adopt **Resolution 2015-107, A RESOLUTION ACKNOWLEDGING RECEIPT OF REVENUE FUNDS AND APPROPRIATING EXPENDITURES WITHIN THE GENERAL FUND**. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

Resolution #2015-108: Expend Funds from Public Safety Reserve Fund for Radio Equipment (OPD)

Police Chief Mark Alexander presented.

The Police Department was in need of public safety radio equipment and enhancements that had not been budgeted for. It was proposed the funds come from the Public Safety Reserve Fund. The Council approved allocating 26.5% of Motel Occupancy Tax to a Public Safety Fund in October 2013.

Effective and reliable radio communications for public safety was imperative. The Police Department realized some recent needs relating to its radio equipment. The details of those needs should not be in a public record due to the sensitivity and nature of work performed and security issues relating to the radio systems. The Drug Task Force officer needed a new portable radio with enhanced technology to monitor new transmissions relating to the new HIDTA program. Also, the mobile radios in this officer's vehicle were in need of upgrades to include better installation, cabling and antennas.

The Ontario Police Department's radio infrastructure has components about the city. A part of the system is on city property, but receives power from a building without city access. Recently, a breaker switch sustained failure and a responsible party to the building could not be located. The city's system was down over a weekend until access could be made to the building. It is recommended to install a new breaker switch and re-route power from an existing city building. Another location is in need of a new power UPS due to age and failure. Equipment is currently being used without a protected UPS system.

The Police Department has infrastructure equipment to cover one side of town and has been in place for several years. It has been realized the antenna system is not up to standards, resulting in decreased range and inaudible radio transmissions. A new antenna system is recommended.

Total needs and funds required:

- Portable Radio \$1,681.50
- Upgrades in mobile radios \$663.00
- New power source install and breaker switch \$800
- UPS \$895
- Antenna system \$1,000

Total: \$5,039.50, so \$5,040 would be transferred from the Public Safety Reserve Fund to fund the listed projects.

Councilor Fugate asked if each was for Police only, or would the Fire Department benefit?

Chief Alexander stated part would benefit the Fire Department.

Thomas Jost moved, seconded by Norm Crume, that the Council adopt **Resolution 2015-108, A RESOLUTION AUTHORIZING EXPENDITURES FOR RADIO EQUIPMENT FROM PUBLIC SAFETY RESERVE FUND**. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

Resolution #2015-109: Zoning Amendment to Title 10A to Permit Medical Marijuana Dispensaries as a Conditional Use in Certain Commercial Zones; Prohibit in all other Locations

Larry Sullivan, City Attorney, presented.

In 2014, the Oregon legislature passed Senate Bill 1531, authorizing local governments to place reasonable time, place and use restrictions on medical marijuana dispensaries. In response to that legislation, Oregon cities passed ordinances imposing such restrictions in the form of zoning ordinances and/or business license ordinances. If a city imposed those restrictions through an amendment to the city's zoning or development code, the city was required to provide a notice to the Department of Land Conservation and Development (DLCD) thirty five days before the first public hearing on the zoning ordinance.

At its last work session on February 12, 2015, the consensus of the Council was to proceed with both a zoning ordinance and a business license ordinance regulating medical marijuana dispensaries. Resolution 2015-109 was intended to formally begin the process of amending City Code Title 10A, the City's substantive zoning ordinance, by giving DLCD notice of the changes in Title 10A that the City Council is considering making in a final zoning ordinance.

If the Council passed Resolution 2015-109, staff would forward it to DLCD to begin the 35-day waiting period. During that 35 day period, a formal ordinance would be prepared by staff. A public hearing after the running of the 35 day period would be scheduled before the Planning Commission to approve or recommend changes to the proposed ordinance. After that public hearing, the Planning Commission would be able to make any recommended changes in the zoning ordinance before it was submitted to the Council for its approval after another public hearing. At every step in the process, staff, the Planning Commission and the City Council would be able to make changes without having to resubmit those changes to DLCD. Upon passage, any zoning ordinance approved by the Council would have to be sent to DLCD for a final review.

Exhibit "1" to Resolution 2015-109 set forth the changes proposed by staff to Title 10A. The Council should note that in the location restrictions in Exhibit "1", blanks were left for the Council to determine whether to impose restrictions on locating medical dispensaries near residential zones and day care facilities. Oregon law required that any restrictions be reasonable ones. Staff would need direction from Council on the distances to insert in Exhibit "1" prior to the final passage of Resolution 2015-109.

Mayor Verini asked about time limits.

Mr. Sullivan answered that it might be able to be in effect by July 1st, but that might be optimistic. If the Council passed the resolution that evening, it would still be at least a week before the required notice to start the 35-day process even went to DLCD. In addition to the resolution itself, the city would have to select a date for the first public hearing, and would either have to have a staff report ready to submit to DLCD at the time the notice was submitted, or they'd have to establish a date when that staff report would be available for review by the public. He hadn't spoken about any of that with the City Planner yet.

Councilor Fugate commented that there were people who invested money into the community, and continually changing the dates was unfair to them. The Council wasn't being efficient. She asked the City Manager if staff could have this taken care of in three months.

Tori Barnett, Interim City Manager, stated there was nothing that could be done regarding the 35-day waiting period, then they'd have the Planning Commission meeting, and then the Council. They'd begin tomorrow morning.

Councilor Fugate stated having to come back to ask for an additional period of time, 30 or 40 days, wasn't fair. They needed to get it done within three months.

Mr. Sullivan reminded the Council that normally with a zoning ordinance, there would be the 30-day effective date. It wouldn't be three months for the passage, if done with two readings. It would have to be 30 days before July 1st. That shortened the time to the end of May.

Councilor Fugate stated they should have known about this six months ago, not coming to the deadline and then trying to make decisions.

Councilor Crume asked Mr. Sullivan if this was extended to September instead of June, did the Council have the ability, if all the paperwork was done with no problems, to amend the deadline?

Mr. Sullivan stated yes, but it would have to be done by ordinance. That could be done by an emergency passage. It wouldn't be a zoning issue at that point. That could be done in one meeting, if done by a unanimous vote.

Mayor Verini agreed they'd drug their feet, and it had caused some pain in the community.

Councilor Fugate stated they needed to look at it from the view of the investors in our community. It made things difficult for them. Continually changing the dates wasn't the way to run a business.

Larry Tuttle moved, seconded by Charlotte Fugate, that the Mayor and Council approve **Resolution 2015-109, A RESOLUTION INITIATING A ZONING AMENDMENT TO TITLE 10A TO PERMIT MEDICAL MARIJUANA DISPENSARIES AS A CONDITIONAL USE IN CERTAIN COMMERCIAL ZONES, AND TO PROHIBIT THOSE DISPENSARIES IN ALL OTHER ZONES.** Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

Ordinance #2699-2015: Amend Ontario Municipal Code Section 3-20-2 by Extending the Moratorium on Medical Marijuana Facilities until August 1, 2015 (1st Reading)

Larry Sullivan, City Attorney, presented.

In 2014, the Oregon legislature passed Senate Bill 1531, authorizing local governments to place a one-year moratorium on the licensing of medical marijuana dispensaries within their jurisdictions. The one year moratorium would expire on May 1, 2015.

There were bills pending in the 2015 Oregon legislative session dealing with the state and local regulation of marijuana which, if passed, could affect the regulation of medical marijuana dispensaries by Oregon cities. At the work session on February 12, 2015, the consensus of the Council was to extend the moratorium through September 1, 2015. Ordinance No. 2699-2015 accomplished that. Stephanie Williams, Malheur County Attorney, informed the City Attorney that the county would honor that moratorium in the Ontario Urban Growth Area outside the City Limits. The Council could vote no on the ordinance; they could pass it on first reading, with the understanding that on the second reading the language would be altered and a different date selected for the date of the moratorium; or third, table the ordinance.

Mayor Verini stated if they were to impose any restrictions in the community, they would have to have an extension on the moratorium, and that was because the Council had drug their feet.

Councilor Fugate wanted it tabled or the date changed to July 1st.

Councilor Tuttle stated he'd like to see the action move forward that night, but would be more comfortable with the date of August 1st.

Mr. Sullivan stated if they set the date for August 1st, and things moved quicker, the Council could pass another ordinance changing the date of the moratorium. They could do that in one reading with an emergency cause, which would require the unanimous vote.

Norm Crume moved, seconded by Betty Carter, to approve **Ordinance No. 2699-2015, AN ORDINANCE AMENDING CITY CODE SECTION 3-20-2 BY EXTENDING THE MORATORIUM ON MEDICAL MARIJUANA FACILITIES UNTIL AUGUST 1, 2015, on First Reading by Title Only**. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-no; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 6/1/0.

Ontario Fire Chief Position Update

Mayor Verini stated he had a conversation with current Fire Chief, Al Higinbotham, and he was willing to stay on with the City for an additional year, with an increase in take-home pay of \$300 a month. This would give the city an advantage of savings approximately \$32,961 [sic] a year for the Chief position, mainly because he did not receive any benefits. The city could then advertise for a Deputy Chief, and Chief Higinbotham would have more time to train the new Deputy. With Chief Higinbotham's duties, including not just the Ontario Fire Chief, but also the County Fire Chief, Fire Defense Board, Malheur County Fire Chief, etc., he believed taking the advantage of the savings and using that against hiring a Deputy Chief, would be better preparation for future replacement. He was looking for direction, comments, or consensus from the Council.

There was a unanimous consensus to proceed.

Councilor Fugate asked about the hiring of a Deputy Chief.

Councilor Carter asked if the Deputy position would be handled in-house, or would they be looking externally for applicants.

Ms. Barnett stated this would be done through the budget process, and applications would be accepted both internally and externally.

City Manager Vacancy

Mayor Verini stated he was looking for a consensus, possibly, on pulling the advertisement for the City Manager position. It had been out there for a while, and had become a bit stale. He suggested beginning the search again after the budget.

Councilor Tuttle stated he didn't have a problem pulling the advertisement, but strongly suggested hiring a professional organization, but not necessarily Prothman.

Mayor Verini asked if any research had been done regarding other head hunter organizations.

Ms. Barnett stated she had been speaking with the HR Manager, and she'd be looking into other organizations. She agreed they needed a fresh start.

Councilor Crume stated his agreement with waiting until the budget was completed. If they tried to accomplish something like hiring a City Manager during that same time, it would be difficult. Things could be handled internally by Council, but have something lined up for right after budget.

Mayor Verini stated they could have meetings to discuss any potential head-hunter organizations, but to have indications of interest during period, would be difficult. But, they could meet to select a firm, discuss parameters, etc., but just not be receiving applications during that time.

There was a unanimous consensus to pull the City Manager advertisement from the website until after the budget process was completed.

CORRESPONDENCE, COMMENTS AND EX-OFFICIO REPORTS

Councilor Fugate stated in the Sunday Argus paper, there was an opinion letter sent to the paper about Revitalize Ontario. She wanted to clear up a few things that Mr. John Franklin, Ontario, stated. First, he claimed that she had said several groups of people messed up dressing of the downtown area. She never said that. Secondly, he said that the property owners would be forced to join this revitalization thing. That was also not correct. If they didn't want to participate, they didn't have to. It was totally a free will thing. Lastly, he complained about the streets being dirty. The street sweeper had been down for a bit, but she spoke with the Public Works Director, and had been told it was up and running and they'd be back cleaning the streets tomorrow. They'd be doing some neighborhoods first, then the downtown area.

EXECUTIVE SESSION

Executive Session: ORS 192.660(2)(e)

An executive session was called at 8:22 p.m. under provisions of ORS 192.660(2)(e) to discuss real property. The Council moved into another Executive Session at 8:36 p.m.

Executive Session: ORS 192.660(2)(h)

An executive session was called at 8:37 p.m. under provisions of ORS 192.660(2)(e) to discuss litigation (Pending/Potential) Council moved into another Executive Session at 9:03 p.m.

Executive Session: ORS 192.660(2)(a)

An executive session was called at 9:04 p.m. under provisions of ORS 192.660(2)(e) to discuss real property. The Council moved back into Regular Session at 9:43 p.m.

BUSINESS

(No sound recorded, so remaining minutes done by notes.)

Mayor Verini asked for comments and/or action regarding the proposal submitted by TJ Gomez with regard to the Ontario Golf Course.

Ron Verini moved, seconded by Norm Crume, to deny the contract presented by TJ Gomez. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-no; Carter-yes; Verini-yes. Motion carried 6/1/0.

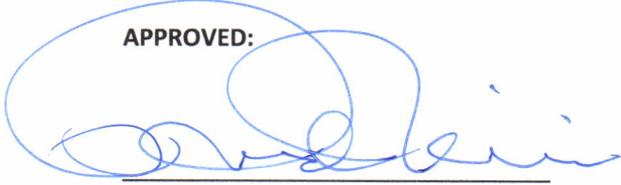
Norm Crume moved, seconded by Charlotte Fugate, to deny any further negotiations with TJ Gomez. Roll call vote: Crume-yes; Winebarger-no; Fugate-yes; Jost-no; Tuttle-no; Carter-no; Verini-yes. Motion failed 3/4/0.

Direction of Council to hold an executive session on Monday, March 16, 2015, beginning at 5:00 p.m. with Mr. Gomez to discuss the golf course.

ADJOURN

Norm Crume moved, seconded by Betty Carter, that the meeting be adjourned. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

APPROVED:



Ronald Verini, Mayor

ATTEST:



Tori Barnett, MMC, City Recorder