

ONTARIO CITY COUNCIL MEETING MINUTES
Monday, June 1, 2015

The regular meeting of the Ontario City Council was called to order by Mayor Ronald Verini at 7:00 p.m. on Monday, June 1, 2015, in the Council Chambers of City Hall. Council members present were Ronald Verini, Norm Crume, Charlotte Fugate, Thomas Jost, Tessa Winebarger, Larry Tuttle, and Betty Carter.

Members of staff present were Tori Barnett, Larry Sullivan, Kari Ott, Corinna Hysell, Mark Alexander, Cliff Leeper, Betsy Roberts, and Dan Cummings. The meeting was recorded, and copies are available at City Hall.

Betty Carter led everyone in the Pledge of Allegiance.

Mayor Verini introduced staff member Corinna Hysell, who had taken the initiative to take a class on grant writing, in order to assist the city when various departments wanted to go out for a grant for a project. It was a true reflection of the dedication and caliber of the city employees, and was indicative of the type of employee Ms. Hysell was.

Mayor Verini introduced Dan Cummings, the city's newly hired Community and Economic Development Director. It was a position sorely needing filled, and Mr. Cummings would do a great job in the position.

AGENDA

It was stated that there were several changes to the Agenda: Item 7D-Snake River Transit Update (conducted at the Thursday study session); Item 9C-Resolution #2015-126: Amend Council Rules and Procedures Regarding Work Sessions; Item 9D-Resolution #2015-127: Amend City Financial Policies; Item 9E-Estimated Costs for Professional Consulting Services for the Ontario Aquatic Center; Item 10F-Marijuana Issues Update; and Item 10F-Idaho Power Company Site Selection.

Charlotte Fugate moved, seconded by Norm Crume, 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

Norm Crume moved, seconded by Charlotte Fugate, to approve Consent Agenda Item A: Minutes of the Regular Meeting of May 18, 2015; and Item B: 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.

OLD BUSINESS

Ordinance #2702-2015: Establish OMC 4-3 re: Business Registrations (1st Reading)

Tori Barnett, Interim City Manager, presented.

The City of Ontario lacked a central registry of businesses located within the city limits. It was believed that the advantage to having a central business registry would allow the city to provide services more efficiently to businesses; to protect the health and safety of residents; to establish a convenient means for consumers and others to identify the nature of the businesses located within the city; to provide useful economic development information, and to provide necessary safety information to the Fire and Police Departments. The City Council directed staff to prepare a business registration ordinance and form, requiring all Ontario businesses to complete the registration, referred to as "*General Business Registration*".

Ordinance 2702-2015 required applicants to submit information about the nature of the business for which the registration was being sought. There would be a \$25 initial fee, with a \$10 annual renewal fee.

The proposed ordinance established the general definitions, the registration requirements, exemptions, duration of registration and/or change of registration, the process to submit the registration and fees; and the renewal process. The information obtained would be utilized to establish a database, maintained by staff, and other than name, type and location of business, shall be treated as confidential to the extent permitted by the public records law. With permission from the applicant, the business name, address, phone number, and/or email, will be added as a link off the City of Ontario website, as well as supplied to the Ontario Chamber of Commerce.

Charlotte Fugate moved, seconded by Tessa Winebarger, that the Council approve **Ordinance No. 2702-2015, AN ORDINANCE ADDING CHAPTER 4 TO TITLE 3 OF THE ONTARIO CITY CODE TO REQUIRE BUSINESS REGISTRATIONS FOR ALL BUSINESSES**, on First Reading by Title Only. Roll call vote: Crume-no; Winebarger-yes; Fugate-yes; Jost-no; Tuttle-no; Carter-yes; Verini-yes. Motion carried 4/3/0.

NEW BUSINESS

Proposed Letter of Support: Transportation and Growth Management Direct Assistance Program from the Department of Land Conservation and Development

Tori Barnett, Interim City Manager, presented.

The Council was being asked to sign letters of support for the assistance provided in updating the Development Code, along with assistance for Community Education and Outreach.

Staff would like to request assistance for updating the development code to implement recommendations from the 2009 Downtown Revitalization Report, as well as assistance for community education and outreach. One of the required components of the "application" was a letter of support from the local officials. At the May 18, 2015, Council meeting, Council was updated on the Transportation and Growth Management Program Direct Assistance available from the state, and gave staff direction to prepare a letter for their signature, showing support for the program.

Norm Crume moved, seconded by Betty Carter, that the Mayor and City Council approve the Letter of Support for the Transportation and Growth Management Direct Assistance Program from the Department of Land Conservation and Development, and that the Mayor and each Councilor sign the Letter. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

Resolution #2015-125: Transfer Budgeted Appropriations for Unexpected Items

Kari Ott, CPA, Finance Department, presented.

When the 2014-2015 budget was approved, the cost for some items was unknown. To provide funding from the appropriate department, a budget resolution was now necessary. The unknown items at the time the 2014-2015 budget was approved were:

- In previous years, the city contracted with Ontario School District No. 8C for technology services. The city now has an employee to provide those services. This required an appropriation transfer from Technology Contract Services to Technology Wages and Salaries of \$48,000.
- Liability insurance actuals were slightly more than anticipated, resulting in an adjustment in the Public Works, Street, Water and Sewer funds.

- During this first year of a contract between the City and CH2M Hill, some items were not realized in the current budget and required correction:
 - Public Works Fund: Unemployment claims were higher than expected, and there were some items started in 2013-2014 that were the city's responsibility, which the city was still required to be pay in 2014-2015. Also, utility billing supplies are expected to exceed the budgeted amount.
 - Street Fund: Vacation buyout costs in 2014-2015 proved unnecessary. Also, there were some items from 2013-2014 that were required to be paid in 2014-2015.
 - Water Fund: Vacation buyout was not needed in 2014-2015, and some supplies the city needed to purchase that staff originally believed were CH2's responsibility.
 - Sewer Fund: Supplies, equipment repair, parts, and fees were originally thought under CH2M, but were actually the city's responsibility.
- Trust Fund: Higher motel occupancy taxes were brought in, exceeding the anticipated budget amount, resulting in a higher amount being paid out to the Chamber of Commerce.
- Building Fund: Wages and Salaries were anticipated to come in a little higher than expected, but so were building permits and fees. Wages and Salaries needed a slight increase.
- Airport Fund: At the adoption of the 2014-2015 budget, the city had one full-time employee as Airport Manager. Due to staffing changes, the city now contracted the position as part-time and utilized the services of American Staffing. A budget appropriation from Wages and Salaries into Contract Labor needed to occur.
- Aquatic Fund: Council approved continuing the swim team coach's pay until the pool either opened again, or closed permanently. Due to employee turnover, Wages and Salaries had funds remaining, and an appropriation would be made from Wages into Contract Labor.

Betty Carter moved, seconded by Charlotte Fugate, that the City Council approve **RESOLUTION #2015-125, A RESOLUTION TO TRANSFER BUDGETED APPROPRIATIONS FOR UNEXPECTED ITEMS**. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

Resolution 2015-126: Amending the Rules and Procedures of the Ontario City Council as to Work Sessions

Larry Sullivan, City Attorney, presented.

At the May 14, 2015, work session, it was the consensus of the Council to change the Council rules to allow the Council to formally vote on agenda items at its Work Sessions. The Council consensus was that this would promote efficiency and shorten the Council's regular Council meetings. The proposed changes were:

In Section II of the rules pertaining to work sessions, to change the language to say:

Work Sessions will be scheduled by minute action as needed, with at least 24-hours advance public notice.
~~*No formal action shall ordinarily be taken during a work session. Formal action may be taken during a work session, at the Council's discretion and in compliance with the Oregon Public Meetings Law. Council may invite public comment during the work session.*~~

In Section III of the rules pertaining to the Council agendas, to change the language to say:

The Mayor, Councilor, or the City Manager may place an item on the agenda. The Mayor, a Councilor, or the City Manager, may submit emergency items to the Council during the Council meeting at the time provided in the order of business. Excepting emergency actions necessary in the furtherance of the public health, safety, or general welfare, other than time-sensitive issues, no Council action shall be taken on any item not included on the published agenda.
~~*To keep an informed public, all efforts shall be taken to vote on agenda items during regular Council meetings with video/audio equipment operating.*~~

Councilor Fugate stated it would move things along, if some items could be taken care of during the Work Sessions.

Thomas Jost moved, seconded by Norm Crume, that the Mayor and Council approve **RESOLUTION #2015-126, A RESOLUTION AMENDING THE RULES AND PROCEDURES OF THE ONTARIO CITY COUNCIL AS TO WORK SESSIONS.**
No vote.

Councilor Tuttle stated the comment was made that this would move things along, but they spent more time in the Work Sessions than they did in the Monday meetings, two or three more length of time. The things they were talking about doing, unless they were going to do something major, didn't take five minutes to do on Monday night. He didn't see the necessity. He believed they were going to possibly trip themselves on an item that might be more important to some people than what the Council might think. He realized it was basically a formality sometimes, but he still thought it should be brought up at the Council session, and that's where it should be voted on. They've had four or five hour work Sessions, so they weren't going to speed anything up there by voting on things. He was opposed to taking that out.

Mayor Verini stated that was a good point; however, if they could accomplish things at the Work Session, and not have to duplicate a lot of the staff time of making a second presentation and going through the motions on Monday night, that would save time on Monday nights.

Councilor Tuttle stated they'd already shortened staff time from what it was Thursday. There wasn't a report in front of them that was as long as what they'd heard Thursday. Those had already been shortened, so that's not a good reason.

Mayor Verini stated he thought it was a good enough reason.

Councilor Crume stated the wording read *"Excepting emergency actions necessary in the furtherance of the public health, safety, and general welfare, other than time sensitive issues, no Council action shall be taken on any item not included on the published Agenda."* What they'd gotten themselves into before was saying no we can't vote on anything on Thursday, and he believed it had tied their hands in situations where things could run smoother and more efficiently if they opened the door back up to allow things to be done on Thursdays. He didn't see anything that would change the typical voting on the majority of things on Monday night. It was just for time-sensitive issues and things that needed to be done easier, without creating a problem. This just made it easier, and they'd still be doing the majority of their voting on Monday night, like always, and he saw it as a better way to go.

Councilor Tuttle stated that Councilor Crume indicated it was more convenient and easier to do, but for whom? On Thursdays, there were a lot of people who worked and couldn't attend the Thursday meeting, but they might be able to be there at 7:00 on Monday night. So, they would eliminate some of that. And, the definition of what Councilor Crume thought was, he hadn't said "not important" items, but it implied that. His definition and Councilor Crume's definition, and somebody from the public, might be different.

Councilor Crume stated his understanding of Councilor Tuttle's comments, but like last Thursday, they had a lot more of the public in that meeting than they did that night. He didn't know if the public only came on Monday nights. It's typically been...

Councilor Tuttle stated he hadn't said that, that the public only came on Monday nights. It gave the public two opportunities to speak and to listen to what the Council was talking about. If they did everything at the Work Session, they might as well not have the Monday night meeting or else just shorten it – show up and take roll.

RESTATED MOTION, PLUS VOTE:

Thomas Jost moved, seconded by Norm Crume, that the Mayor and Council approve **RESOLUTION #2015-126, A RESOLUTION AMENDING THE RULES AND PROCEDURES OF THE ONTARIO CITY COUNCIL AS TO WORK SESSIONS.**
Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-no; Carter-yes; Verini-yes. Motion carried 6/1/0.

Resolution #2015-127: Revising Financial Policies and Procedures Manual Updating City Travel Policy

Kari Ott, CPA, Finance Department, presented.

On April 19, 2004, the Council approved Resolution 2004-111, adopting the City of Ontario Financial Policies and Procedures Manual. The Council reserved the authority to establish and modify the financial policies and procedures as they were needed to update policies to meet the current laws and needs of the city. The purpose of this agenda item was to revise the Section 1.10, Travel Expense Policy, of the Manual.

As there had been several changes in city departments recently, it was essential that the Financial Policies and Procedures Manual be updated. This particular policy – Travel - needed to be updated and approved immediately in order to complete current negotiations. The remainder of the Financial Policy and Procedures Manual would continue to be updated, and would be brought before Council in the near future.

Councilor Tuttle stated it was listed in an area of the policy, the Finance Department as being one of the responsible...; exactly how many people were in the Finance Department?

Ms. Ott stated there were five.

Councilor Tuttle stated if some of these things had to go to the Finance Department for approval, did it take all four of them? One, two, or what?

Ms. Ott stated it would only take one signature, but that hadn't been listed out specifically in the policy. It would just be the normal approval processes on the purchase orders, basically, when it came to paying for things.

Councilor Tuttle stated he had strong feelings about anybody approving anything as far as travel and that sort of thing, other than the City Manager. The second thing he had a problem with, and past history had shown them, that there were problems with credit cards. Not only the number – in fact, it came up in the audit, so she was aware of it - so they put a control on the credit cards. He believed the authorization, and if he remembered correctly, that authorization had to come from the City Manager, and he would prefer to have it that way. He thought it better that the City Manager approves the travel, the expenses, etc., prior to or afterwards, and the same with the release of those credit cards, and then would fall back. When they stated a department head knew what their budget was, the City Manager knew what their budget was, too, and he thought the City Manager should be the responsible party. He thought they got mixed up in these departments sometimes. He wasn't saying people were committing fraud or stealing or anything like that; he was just saying he thought that's where the buck should stop, with the City Manager.

Ms. Ott stated it would be easy enough to do both a department head and the City Manager. That way, the department head would sign off on the travel, but the City Manager...

Councilor Tuttle stated he was talking about the final decision. They'd still go through the process, but he wanted to see that...

Ms. Ott stated references to Finance Department could be changed to City Manager, if that's what he wanted.

Councilor Tuttle stated that was his preference.

Council consensus to make that change.

Charlotte Fugate moved, seconded by Betty Carter, that the Council approve **RESOLUTION #2015-127, A RESOLUTION REVISING THE FINANCIAL POLICIES AND PROCEDURES MANUAL UPDATING CITY TRAVEL POLICY, AS AMENDED**. No vote.

Councilor Tuttle stated he had a problem, when they received that document that evening, with no chance to go through it. He'd like to see it in the final form, personally, to go through it and take a look at it. He realized what they had done there, going back to the original, but he wanted to see it in final form before they voted on it.

Mayor Verini verified the reason this was being brought forward now was because of the negotiations currently taking place, correct? If they waited on a final vote for this, what would that do to negotiations?

Ms. Barnett stated that shouldn't be discussed in an open meeting, but they could clean up the document and email it, or they could call a special meeting, or hold a telephonic meeting, but they didn't want to wait the two weeks until the next regular meeting.

Mayor Verini suggested they make the changes and have a telephonic meeting.

Councilor Tuttle stated he wanted to know what effect it might have on negotiations. He couldn't see anything in there, unless, he didn't know. There again, getting it there that night, they had no discussion of the effect of some of this stuff, and then they wanted to vote on it. He thought it was a mistake. He thought they should all know what they were talking about, why they were doing it, how it affected negotiations, if it did, and then make a decision.

Mr. Sullivan stated the Council had the option, if they wanted to know the possible effects on negotiations; they could have an executive session.

Ms. Barnett stated she would need to call in Human Resources. She could inform the Council what she had been told by HR, but it would better to have it explained by HR as she attended the negotiations, and she had not.

Councilor Tuttle stated he'd be in favor of postponing this until they could get all the information.

Mayor Verini stated there was a motion and second on the floor, they'd had a discussion, and he believed they should take a vote.

RESTATED MOTION, PLUS VOTE:

Charlotte Fugate moved, seconded by Betty Carter, that the Council approve **RESOLUTION #2015-127, A RESOLUTION REVISING THE FINANCIAL POLICIES AND PROCEDURES MANUAL UPDATING CITY TRAVEL POLICY, AS AMENDED**. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-no; Carter-yes; Verini-yes. Motion carried 6/1/0.

Mayor Verini stated they still needed to have an executive session that evening.

Ms. Barnett stated she would contact HR, to see if she was available to come in.

Estimate for Professional Consulting Services for the Ontario Pool Project - YMCA

Betsy Roberts, City Engineer, CH2M HILL, presented.

The City of Ontario Aquatic Center is currently closed due to the state of disrepair. Many members of the community, including pool committee members, City Council members, and other organizations, expressed a strong desire to see this fantastic amenity available once again to the community. The Four Rivers Healthy Communities and the Treasure Valley YMCA have shown strong interest in supporting the project to renovate and reopen the pool. The YMCA had the ability to provide input on the existing plan, trends in the pool business, program space, development of a pro forma and community coordination. When originally issued, the pool renovation project bid received was higher than anticipated, ranging from \$2.4 to nearly \$2.9M, when the hypochlorite generation system (disinfection) and safe waiting area improvements were included in the overall cost. Subsequently, Council rejected all bids and opted to not award the project.

Several Council members, CH2M, and Four Rivers Healthy Communities discussed the project, reviewed grant opportunities, met with the YMCA, and met with the architect of the renovation drawings, Hutchison-Smith Architects (HSA). Further, at the Ontario Budget Committee meeting held May 6, 2015, the Budget Committee approved the inclusion of the following dollar amounts for pool renovation projects, \$36,287 into account 615551, and \$20,000 into account #714120.

On Thursday, May 28, 2015, the Four Rivers Healthy Communities director made a presentation officially acknowledging their interest in partnering with the city in support of a “recreation” project. They developed a draft Memo of Understanding they would like to have with the city, establishing the partnership between the two entities. Discussions were held regarding the necessity of setting a meeting to negotiate the MOU.

However, CH2M was recommending a review of the existing 2006 Community Survey, and to engage the YMCA to assist the city in focusing their plans for a pool/recreation facility prior to finalizing the MOU. The city expressed interest in having the YMCA as a local managing partner, and if that interest was still active, staff recommended allowing the YMCA to begin familiarizing themselves with the details of the project, and to share recommended needs and requirements there might be for the project, if the YMCA chose to take on a partnership role.

Based on the most current discussion with the Treasure Valley Downtown YMCA, they would take on some or all of following tasks based on city direction:

1. Review the facility and existing drawings and provide input regarding currently proposed facility improvements (mostly mechanical in nature, minor modification to the entrance and the locker rooms, as well as upgrading the disinfection system to a sodium hypochlorite system);
2. Share pool facility trends and suggestion for facility improvements beyond the mechanical improvements covered in item 1; and
3. Provide and review the pro forma template after the city, CH2M, or another entity prepared it.

By engaging the YMCA in a not to exceed contract, the Council had the ability to take individual steps through the process and to develop task orders as each effort was clearly defined.

The Council had several options available with regard to this project. Council could not move forward at all; Council could engage the YMCA in a contract and begin the preliminary tasks identified above; or Council could set up a contract to be prepared to engage HSA in addition, so that the next steps could be taken when ready, assuming the next steps would include requesting HSA to update the existing drawings.

By contracting with the YMCA (and HSA), the city had the ability to begin creating individual task orders to step through the process identified above. The financial implication could range from \$0 to up to as much as approximately \$140,000, depending on the work items selected. However, staff was recommending Council approval to spend up to \$3,200 to engage the YMCA in the community need, facility review process, and pro forma template/review process.

Councilor Fugate verified the YMCA would give direction to HSA to make changes in the drawings?

Ms. Roberts stated no. The YMCA would review the drawings, and let the city know that they thought they should do “x-y-z”. One good example would be the UV. They might say since it hadn’t been updated to a UV disinfection system, and they thought that should be done. Then the city might then contact HSA and ask for a good price for a UV system. It would come through the city before any direction went to HSA.

Mayor Verini asked her thoughts on the timing on a sit-down with the YMCA. Would that be with her?

Ms. Roberts yes, probably. They had a set of drawings; they had done a walk-through; the YMCA was comfortable with reading drawings, so they’d be walked through quickly.

Councilor Tuttle stated with regard to the survey – what was Kit Kamo going to do with that? Were they talking about doing a new survey, or updating the old survey, or?

Ms. Roberts stated Ms. Kamo offered to pull the responses together. There was a pretty good summary already in the file. More than anything, it needed be presented. Should could possibly get a PowerPoint put together, which reflected the top three interests in the community, that type of things. If the Council saw it, it might give them the chance to see if it still rang true in our community, was it still factual. That would help them all in moving forward.

Councilor Fugate stated the survey was nine years old. Would it still be accurate?

Ms. Roberts stated there were some good basic questions in the survey.

Councilor Tuttle confirmed that information would be compiled and provided to the YMCA before they even started. They might have some recommendations.

Ms. Roberts stated yes. She'd like to get the information to the Council, to give them a chance to review. It was pretty interesting.

Councilor Fugate asked what Ms. Roberts' needed from them.

Ms. Roberts stated she had provided a potential motion to direct the City Manager to engage the YMCA, with a not-to-exceed amount of \$3,500, to begin the drawing review.

Councilor Fugate stated she was a bit confused about Four Rivers Healthy Community. When they had their meeting at Jolts-n-Juice, they had talked about a pool, with them helping us finance. Now, it had become a recreational facility, and she didn't think they'd ever talked about wanting a recreational facility. She was glad to go ahead with Ms. Robert's proposal, because it advanced the pool, but she thought they needed to have some discussion between the Council about this recreational facility. Were they going to get involved with that?

Mayor Verini stated they explained the reason why they were using recreational facility was for the potential of the grants they'd be going after. A pool could be a part of a recreational facility. They, as a city, were interested in getting the aquatic center open. He thought if they could do it as a joint project with an organization that might have some ability to either expand it or improve on what they had at the same time of opening up the pool. He thought they needed to at least look at what they had to offer. Because it's called a recreational facility, that just happened to have a pool, he didn't think was as important as getting the facility open. There was the both worlds – the city working on the pool side, and a 501C (3) organization working on the rec side.

Councilor Fugate stated there was a sentence in the original MOU, which had been changed, which read "community recreation center funds may or may not be applied to the construction of a pool". If they were not sure about if they raised funds, where those funds would go, or if they were not going to the pool, she was very concerned about that.

Mayor Verini stated that was the purpose of the meeting. Putting the three Councilors with the three members from FRHC, to sit down with the City Manager to arrive at a solution or not, regarding a partnership, but they needed to give it a chance. A 501C (3) community member wanted to work on opening this facility, was extremely important.

Councilor Fugate stated another concern was that if they wanted to build a recreation center, they should have gone before the Recreation Board and discussed this with them. This puffed up out of clear ether. She had not heard of this before the MOU was submitted. She didn't know where it came from. It wasn't something they ever talked about with Council.

Mayor Verini stated they came to the Council on Thursday...

Councilor Fugate agreed they should meet and talk, and get some things clarified. She had many concerns about this.

Mayor Verini stated his agreement that there were some concerns about the MOU, and that's why they would be sitting down and talking about it.

Councilor Tuttle stated his agreement with Councilor Fugate. That came out of the blue, and it talks more about a rec center than the pool. Personally, he'd like to go forward with the proposal presented by Ms. Roberts, and keep this pool direction moving forward. Whatever they might do in the future, out of any other discussions, his priority was the pool. There were plenty of places right now where people could use for recreation. He wanted to see the pool open, and he wanted to see this taken forward instead of standing here and tromping in the same mud hole for two years, or the two and half years he'd been on. He had real questions about their part in this, and he didn't think they could sit there and wait for them. The Council needed to do things like the YMCA. He thought they'd get good information from them, and that could be carried forward, to keep this moving in one direction, and that direction is the pool.

Mayor Verini believed they were moving forward, and today's proposal was a step in that direction.

Councilor Tuttle stated he didn't want to get muddled up in somebody else. He didn't care if they were a 501 K, W, X, Y, or Z. He wanted to move forward on the pool. Was he ready for a motion?

Mayor Verini stated if they had a partnership, that would be positive, working within the community with an organization that was very excited about getting the facility open.

Councilor Tuttle disagreed. One of the things in this MOU was that they wanted the city to put \$750K in their bank account, and then charge the city 3% to do it. That wasn't positive, and it wasn't something they needed to think about doing. He thought they were getting sucked into something. He wanted to move forward on the pool. They could have meetings, and talk to them...

Mayor Verini stated he had no problem with going forward with the pool. It was also one of the reasons that they set, with consent, to sit down with FRHC to see if they could put together a partnership. Whether it happened or not, depended on the committee sitting down. But, the city was going forward with the pool, and we would be opening this facility.

Councilor Jost verified that regardless of what came from the meeting, the city was still moving forward with the pool. That should be the priority. Even if the partnership fell apart, or didn't work to the city's advantage, they would still push through for the pool.

Councilor Fugate stated the Council, if they were going to look at a recreation center, then they needed to have a discussion about it. Did the Council want a recreation center? They'd never talked about it.

Mayor Verini stated that was the purpose of the meeting, and they hadn't even had it yet, between the City Council and the Four Rivers Healthy Community. Just give it a chance.

Councilor Fugate stated she knew that, but the Mayor was on their Board, so he should excuse himself.

Mayor Verini stated he wasn't on their Board. He was a member of the organization, but not on the Board.

Ms. Roberts stated if there was time, it might be beneficial to have the meetings with the YMCA first, because they could provide trends on recreation. If the meetings with FRHC could be held off, she'd get the Y moving on reviewing the drawings and voice some trends, and provide some information as to where they wanted to be.

Larry Tuttle moved, seconded by Thomas Jost, that the City Council authorize development of Professional Consulting Services agreements for both the YMCA and HSA, and approving up to \$3,500 for the YMCA for purpose of conducting the tasks outlined above. Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

CORRESPONDENCE, COMMENTS, EX-OFFICIO REPORTS

Mayor Verini stated the city had identified two sites that would be presented to the Idaho Power Company for an evaluation. They would be selecting ten sites from the various cities. Greg Smith, Malheur County Economic Development, was putting together recommendations for those two sites. One was being paid for; the second would cost \$500. If the sites that cost \$500 was not approved, the city could request a refund. If it was approved, to proceed further in the process, it would be another ~\$6,200. At that point, the city could elect to continue or turn it down. He brought this up because MCED had contacted him, mentioning that the information gathering process had not occurred yet, one being a wetlands study, so there might be a small delay. Because the reports were due to Idaho Power by June 10th, he wanted a consensus from the Council that if the information was obtained, and was ready for submittal, that Mr. Smith could move forward.

Councilor Jost asked what Idaho Power was doing with this?

Mayor Verini stated Idaho Power was going through the process of making ten site selections for a corporation that was seeking an area to build. There would be a competition for the process, and that is was part of that. This was the initial paperwork to get in line. They were also submitting properties in Vale and Nyssa. He thought there might be some parcels being presented from Idaho, too.

Council consensus to move forward on the application process.

AMEND AGENDA

Norm Crume moved, seconded by Betty Carter, to amend the Agenda for the addition of an Executive Session under ORS 192.660(2)(d). Roll call vote: Crume-yes; Winebarger-yes; Fugate-yes; Jost-yes; Tuttle-yes; Carter-yes; Verini-yes. Motion carried 7/0/0.

EXECUTIVE SESSION

An executive session was called at 8:23 p.m. under provisions of ORS 192.660(2)(d) regarding labor negotiations. The Council reconvened into regular session at 8:30 p.m. No action was taken with regard to the session.

ADDITIONAL COMMENTS

Councilor Crume stated after thinking about the earlier discussion related to the pool, if he had been someone from Four Rivers Healthy Community, sitting in the audience, he would have given the Council the middle finger. They told the Council the reason for using "recreational center" was for getting grants. The goal was now, and the goal had always been, to get the pool up and running with, in his opinion, the expectations of attempting to build it into a rec center, in a staged process. That was his interpretation of the FRHC involvement. He felt some language used that evening could be misconstrued as inflammatory. He thought they had a reason from stating rec center, and what the Council had done that evening was the next step in getting this put together.

Councilor Jost voiced his disagreement. The biggest thing the Council was putting out was that we didn't want to put up against any limitations or being told they had to do something. The Council was looking at the pool. If they came in with a rec center, great, but who cared? There were at least eight different gyms in Ontario, but his concern was getting the pool open. The rec center didn't have the room over there. Were they going to add on a building? It was tiny over there. The huge piece was the pool. Saying that the Council's main goal was the pool, and they hadn't even decided if they were going to meet to review the MOU. It currently had a lot of limitations, and he didn't want to be strapped down with those. He agreed that they should meet with them, but have their own thoughts and ideas, and to ensure the pool was in the forefront. If they didn't want to help, the city could look somewhere else. There were plenty of places in town or enough entities, that they could eventually get some help,

once they got the drawings done, or the meetings set with the YMCA. The YMCA was huge, and for them to take the time to meet with us, and give feedback and opinion, that was a pretty good deal. The Y just built another \$10M facility in Caldwell, with another going up in Meridian. Albertson's and Simplot gave money to do that. He didn't think they had talked down to anybody. They were just saying they weren't being tied down to anybody yet, because they wanted to ensure the pool was opened.

Councilor Carter stated her concern that Councilor Fugate was not aware of this. When she read "rec center", that was a red flag for her. If they had known the MOU was going to discuss a rec center, that would have had a different outcome. It was not brought up when the presentation was done, and she had not heard of it before.

Mayor Verini stated when the presentation was done, it was explained as to why they were using the verbiage of rec center.

Councilor Carter stated she was aware of that; however, that wasn't what she was saying. Councilor Fugate never mentioned rec center when FRHC was coming in to make a presentation. That had not been stated before – those words had not been stated. That should have been brought up and discussed with the Council. To her, that was an agenda item that was hidden. When they were being above-board, open, and honest, about what they were trying to do and who they were partnering with, everything needed to be on the table. That wasn't always done.

Mayor Verini stated it was on the table.

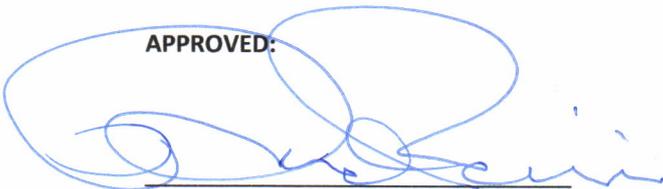
Councilor Carter stated yes, at the presentation. She had questions about what the rec center included.

Mayor Verini stated that was one of the reasons for the meeting; to find out if the city could partner with them. It would not slow down the process of opening the pool. After the meeting with the YMCA, then they'd move forward with meeting with Four Rivers.

ADJOURN

Tessa Winebarger 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