

AGENDA
ONTARIO CITY COUNCIL - CITY OF ONTARIO, OREGON
Monday, March 3, 2014, 7:00 p.m., M.T.

- 1) **Call to order**
Roll Call: Norm Crume _____ Jackson Fox _____ Charlotte Fugate _____ Dan Jones _____
Larry Tuttle _____ Ron Verini _____ LeRoy Cammack _____

2) **Pledge of Allegiance**

This Agenda was posted on Wednesday, February 26, 2014, and a study session was held Thursday, February 27, 2014. Copies of the Agenda are available at the City Hall Customer Service Counter and on the city's website at www.ontariooregon.org.

3) **Motion to adopt the entire agenda**

4) **Consent Agenda:**

- A) Minutes of Regular Meeting of February 18, 2014 1-3
B) Approval of the Bills

5) **Department Head Updates: *Thursday***

- 6) **Public Comments:** Citizens may address the Council on items not on the Agenda. Out of respect to the Council and others in attendance, please limit your comment to three (3) minutes. This time limit will be enforced. Please state your name and city of residence for the record.

7) **New Business:**

- A) *MOU - City/Oster Professional Group for Finance Department Services (May be pulled)*

8) **Discussion/Informational/Hand-Out Items (*Thursday Only*)**

- A) Public Works Committee Update
B) Aquatic Center Committee Update
C) Extension of OSCAR Swim Coach Pay
D) RFQ Results - Contract Operations
E) Marijuana Dispensaries Update
F) City Manager Evaluation
G) Public Works Meeting Agenda (02/20/14); Minutes 01/16/2014
H) Recreation Board Minutes 01/15/2014

9) **Correspondence, Comments and Ex-Officio Reports**

10) **Presentation - 1:30**

- A) SREDA - Site Selection Presentation (Paige Webster)

11) **Adjourn**

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**ONTARIO CITY COUNCIL MEETING MINUTES
Tuesday, February 18, 2014**

The meeting of the Ontario City Council was called to order by Mayor LeRoy Cammack at 7:00 p.m. on Tuesday, February 18, 2014, in the Council Chambers of City Hall. Council members present were LeRoy Cammack, Norm Crume, Jackson Fox, Charlotte Fugate, Larry Tuttle, and Ron Verini. Dan Jones was excused.

Members of staff present were Jay Henry, Tori Barnett, Larry Sullivan, Al Higinbotham, Mark Alexander, Kari Ott, Mary Domby, Debbie Jeffries, and Tammy Gini. The meeting was recorded, and copies are available at City Hall.

LeRoy Cammack led everyone in the Pledge of Allegiance.

AGENDA

Jackson Fox moved, seconded by Ron Verini, to adopt the Agenda as presented. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-out; Tuttle-yes; Verini-yes; Cammack-yes. Motion carried 6/0/1.

CONSENT AGENDA

Charlotte Fugate moved, seconded by Larry Tuttle, to approve Consent Agenda Item A: Minutes of the Council Meeting of February 3, 2014; and Item B: Approval of the Bills. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-out; Tuttle-yes; Verini-yes; Cammack-yes. Motion carried 6/0/1.

PUBLIC COMMENT

Nicki Hall, Ontario, stated: *I live here in Ontario, and have for about eight years now. I am bringing a subject up of my mentally and physically disabled son, that is sitting in Ontario jail right now, under charges that was severely didn't happen except to the assault of himself, being upon himself, by an officer that took the choice to ram his head into his cop car, sustaining my son major injuries of a black eye and 18 staples to his head. And I'm asking the city to be heard about this, due to the fact that I don't think the Ontario Police Department is caring what happened to my son, but only to their officer. I really wish that somebody would investigate this more. Nobody's even gotten pictures of the staples in my son's head. I will be doing that Sunday, if I have to myself when I go to visit him, due to the fact that this is not properly being investigated by Ontario. The Chief of Police is not doing a very well, good job to be investigating this so badly that I had to go to the FBI. I feel at this point in time that this officer should be suspended for assaulting my son. He has got 18 staples because of this officer, and it's Scott Phelps that assaulted my son, and I'd appreciate if you guys would really consider that until the investigation is done, that he be suspended because once you take your badge and your gun over your job, to doing whatever you want, that's wrong, especially to a disabled, handicapped young man, as my son. He's ADHD, Bi-Polar, and we've been doing really well at trying to get him under control, but it doesn't give a right for an officer to assault him, as badly as he did, and my son's sitting in jail right now with 18 staples to his head from the Ontario City Police Department officer.*

Mayor Cammack stated both Council and staff took these types of complaints seriously, and thanked her for her comments and for bringing it to the Council's attention.

NEW BUSINESS

Resolution #2014-106: Receive/Expend Donation to Recreation Department (Soccer Field Signs)

Debbie Jeffries, Recreation Supervisor, stated the Recreation Department received donations from five businesses in the community and they now wanted to expend those funds to pay for signs for the soccer fields. The Ontario Recreation Department received donations in the amount of \$440.00, and would like to utilize those funds to pay for the signs. Those making donations were Gentry Ford, St. Alphonsus Medical Center, Joe Kinney, NW Specialty Printing, and Ontario Mini-Storage.

Jackson Fox moved, seconded by Norm Crume, that the City Council adopt Resolution #2014-106, A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET FOR THE GENERAL FUND RECREATION DEPARTMENT TO RECOGNIZE DONATED FUNDS AND AUTHORIZE THE EXPENDITURE OF THOSE FUNDS FOR THE PURCHASE OF SIGNS AT THE SOCCER FIELDS. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-out; Tuttle-yes; Verini-yes; Cammack-yes. Motion carried 6/0/1.

Resolution #2014-107: Correction to Resolutions #2013-129 and #2014-104

Jay Henry, City Manager, stated this proposed resolution was to correct Resolution 2013-129 and Resolution 2014-104 in the 2013-2014 Annual budget, which affected the General Fund operating and equipment replacement contingency, General Fund Fire Department, and 9-1-1 Equipment Purchase. Resolution 2013-129 charged operating contingency instead of equipment replacement contingency. Resolution 2014-104 charged 9-1-1 fund equipment purchase instead of the Fire Department. The proposed resolution would correct the funds so they would be in balance.

Mr. Henry stated there were a few errors in the Staff Report that outlined the history of this action. Under Previous Council Action, it stated Resolution 2013-129 was on December 13, 2013, but it was actually approved on November 14, 2013. There was an intermediate resolution, Resolution 2014-102, which was passed on January 6, 2014, that affected this action. The history of this resolution was that the original resolution on the 14th of November, #129, took \$21,200 out of General Fund, and placed it in 9-1-1. This was for radio equipment and audio surveillance equipment for the 9-1-1 consolidation. That initial resolution was incorrect because it transferred funds between funds and it hadn't gone General Fund to General Fund or 91-1- to 9-1-1. On January 6, 2014, Resolution 2014-102, fixed the \$21,200 transfer, from 020 to 001, so that corrected the interfund transfer and put it all back into 9-1-1. Then Resolution 2014-104 fixed the \$13,081 transfer, taking the funds from Equipment Replacement and putting it into Equipment Purchase for 9-1-1. On Resolution 2014-107, the Council would see the first line item was from 001 to 001, General Fund to General Fund, \$21,200. That was correct. Next was General Fund/9-1-1, where it fixed the \$13,081, taking the \$13,081 from an 020 Fund (9-1-1) and putting it back into 001 (GF). This was one of the items the Auditors discovered that needed correction, leading to this action.

Jackson Fox moved, seconded by Charlotte Fugate, that the City Council adopt Resolution #2014-107, A RESOLUTION CORRECTING RESOLUTIONS 2013-129 AND 2014-104. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-out; Tuttle-yes; Verini-yes; Cammack-yes. Motion carried 6/0/1.

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

- Mayor Cammack welcomed Kari Ott, Oster Professional Group, to the city.
- Councilor Tuttle stated at the work session for February 27th, he asked to add to the Agenda, possibly under New Business, the RFQ for the Public Works Department. RFQ's were scheduled to be opened on February 26th. He'd like the entire Council to see all the responses, and would like to see a discussion on the submittals. They could also possibly isolate out the Water Treatment Plant from the RFQ and look at those one step at a time. They might want to take action on Monday night, or the following meeting. Every Councilor should receive copies, and it should be discussed at the Work Session. If Public Works wasn't ready to discuss it...well, hopefully they would be.

Mr. Henry asked if Councilor Tuttle wanted Water only, or Water and Wastewater to be viewed separately.

Councilor Tuttle stated the RFQ would include everything, but he believed the direction from Council when this began, was to look at the Water Treatment Plan. He wanted to be able to take it one step at a time. He believed they'd be taking on too much to take the entire thing, and that's what he believed they should be discussing. That was just his opinion, but if everyone received a copy of the RFQ, they could all review it. He might be wrong, but he thought it might be too much to take on. But he definitely wanted to look at the Water Treatment plan.

- Jackson Fox stated a few weeks back, Charlotte Fugate brought up the car purchase that was made for the Airport Director or Economic Development Director, involving a trade with a Public Works truck. He would like all the information relating to that action – however the deal occurred, all the paperwork, all the information, everything.
- Larry Sullivan stated the Council had received a rough draft of the MOU between the city and Oster Professional Group; however, the ultimate contracting party would be under a different name, per Oster's request. The draft MOU had been provided at 4:40, and he, nor Kari, had had time to review it. It was a work in progress. He had distributed it just to show what had been done thus far.
- Mark Alexander stated since this meeting was televised, he wanted to respond to the comments stated by Nicki Hall earlier that evening. He had met with Ms. Hall, who presented a complaint. He was working under the departments adopted Policies and Procedures, which outlined how the department was to deal with citizen complaints, and they did look into every complaint. When the research was being done, there were a variety of resources available, such as the reports, camera feed, etc. Unfortunately, that evening Ms. Hall had named a specific officer, and she had stated inaccuracies in her comments. He would be following up on this action, so it was premature to make any type of commentary on this. Ms. Hall would receive a written report from him when the review process was completed.

ADJOURN

Ron Verini moved, seconded by Jackson Fox, that the meeting be adjourned. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-out; Tuttle-yes; Verini-yes; Cammack-yes. Motion carried 6/0/1.

APPROVED:

ATTEST:

LeRoy Cammack, Mayor

Tori Barnett, MMC, City Recorder

Discussion/Information /Hand-Out Items

City Council Meeting
March 3, 2014

AGENDA
MEETING OF THE ONTARIO PUBLIC WORKS COMMITTEE
Thursday, February 20, 2014, 3 P.M., M.T.
**** PUBLIC WORKS OPERATIONS -- 1551 NW 9TH STREET ****

1) Call to Order:

This agenda previously published / e-mailed **February 18, 2014.**

ROLL CALL:

_____ Dan Cummings	_____ Ken Hart	_____ Mike Miller
_____ Scott Wilson	_____ Ron Cornmesser	_____ Riley Hill
_____ Bernie Babcock		

2) Adoption of Minutes: January 16, 2013 *

3) Election of Officers

- a. Chairman
- b. Vice-Chairman
- c. Secretary

4) Old Business

- a. Angle Parking Ordinance – Dan Cummings
- b. SRCI Billing

5) Updates

- a. Public Works Project Updates
 - NW Washington Ave Project
 - Tier 1 Sampling
 - Septage Facility Installation

6) Adjourn

* Handout attached

**CITY OF ONTARIO
PUBLIC WORKS COMMITTEE MEETING MINUTES
Thursday, January 16, 2014, 3 P.M. M.T.
** Public Works Operations -- 1551 NW 9th Street ****

Meeting called to order at 3:20 p.m. by Riley Hill, Public Works Committee Chairman.

Committee members present included Mr. Scott Wilson, Mr. Bernie Babcock, Mr. Ken Hart, and Mr. Riley Hill (Mr. Dan Cummings, Mr. Ron Cornmesser and Mr. Mike Miller – excused).

Others present included Mayor LeRoy Cammack, City Manager Jay Henry, Public Works Director Alan Daniels, Bob Walker, Suzanne Skerjanec, Mike Long, and Larry Tuttle.

The press was notified; this meeting was recorded, the minutes are on file at City Hall and on the city's website at www.ontariooregon.org.

ADOPTION OF MINUTES

The motion was made by Mr. Wilson, seconded by Mr. Hart to adopt the minutes of the previous meeting December 19, 2013 as submitted: Motion passed unanimously (Cummings, Cornmesser and Miller – excused).

OLD BUSINESS

ANGLE PARKING ORDINANCE

Dan Cummings sent out an email that was passed out. A summary from March 15, 2012; it appears that there has been no progression on it. Riley spoke to Dan after he sent this out, and Dan said that it was his understanding of the events that the City was going to come up with a draft ordinance and he was going to work with the Public Works staff to refine it and bring it to this committee.

By his recollection, Mr. Hill indicated that the reason this came about is that the City is in violation of their own ordinances, by not having an angle parking ordinance; The City Manager, at that time took it upon himself to change it and call it a "Pilot Project". Dan kept pushing it, saying "no, that wasn't correct" and it affected several other things within in the city code and that we should straighten it out. Believed that staff was going to work on the ordinance and Dan was going to refine it, so that we could review, but it appears that it is right where it was.

Mr. Wilson believed that some of the issue with Dr. White's parking was that part of the angle parking he wanted for available spaces and that was more of a planning commission thing. If he wanted angle parking to go out into the street then we could look at it. The Post Office was the first place in the City with angle parking and there were no provisions in the code for angle parking.

Also, as an ordinance it would be good for an 'up front' set of guidelines.

The only other concern with the angle parking was that no one in the area was ever contacted about it, but there were no other problems.

HISTORY

<u>DATE</u>	<u>Motion / Description</u>
04/19/2012	Dr. White Parking Issues <i>The motion was made by Mr. Cummings that the Public Works Committee recommend to the City Council that the angle parking be allowed on the Dr. White parking issue on 3rd Street, conditioned on approval by the planning commission, and was seconded by Mr. Babcock: Dan Cummings – yes; Scott Wilson – yes; Bernie Babcock – yes; Riley Hill – yes; Ken Hart – yes; Motion carries: 5-0-2. (Mr. Frazier and Mr. Tuttle – excused).</i>
05/24/2012	DC – Overview and table for next meeting to give members time to review; would like staff recommendations for ordinance change. <i>The motion was made by Mr. Babcock that the Public Works Committee recommends to extend the deadline for the review and recommendation on the angle parking ordinance by 60 days, and was seconded by Mr. Hart: Motion passed unanimously (Mr. Scott Wilson – excused, Mr. Tom Frazier and Mr. Larry Tuttle – absent).</i>
10/18/2012	<i>60 days expired in July; asked for a 60 day extension. Discussion – No motion.</i>
12/20/2012	<i>Staff to come back with proposed ordinance – No motion.</i>
09/26/2013	<i>Discussion only – Staff is working on this and will be contacting Dan Cummings.</i>
10/30/2013	<i>Discussion only – No motion</i>

The motion was made by Mr. Hart, seconded by Mr. Babcock the Public Works Committee recommend to the City Council that they direct staff to write a proposed angle parking ordinance for review by the Public Works Committee: Scott Wilson – yes; Bernie Babcock – yes; Ken Hart – yes; and Riley Hill – yes; Motion passed 4/0/3 (Cummings, Cornmesser and Miller – excused).

NEW BUSINESS

- **PRELIMINARY CAPITAL IMPROVEMENT PROJECTS – NO MOTION**
(Please see attached List)

UPDATES ONLY – NO MOTIONS

- NW Washington Ave Project * Anticipated completion date is April 15, 2014, did NOT approve right turn lane
- Tier 1 Sampling * Need diffuser in river
- Well #17 * Completed & tested @ 450 gallons per minute
- Septage Facility Installation * Rejected only bid, city staff to install, to be completed this FY 2014
- RFQ – Professional Services * Due 2/19/2014
- RFQ – Utility Operation Services * Due 2/26/2014
- SRCI

ADJOURN

The motion was made by Mr. Hart, seconded by Mr. Babcock to Adjourn: Motion passed unanimously (Cummings, Cornmesser and Miller – excused).

Submitted: To Council & PWC via email 1-24-2014; To Council – in print @ CWS 1-30-2014.

Minutes
ONTARIO RECREATION BOARD

January 15, 2014@ 3:30 p.m., M.T.
City Council Chambers – Second Floor City Hall

1) Call to order:

Roll Call: Sheila Hart Sarah Poe _____
Greg Herrera Jeremy Roberts

Council Liaison Charlotte Fugate
Facilities Manager Brad Howlett
Recreation Supervisor Debbie Jeffries

2) Adoption of minutes of December 18, 2013: Minutes passed as written.

3) New Business:

- a) Guest / Debbie Schaffeld – City Council needs to approve Debbie as a new member of our Recreation Board
- b) Recreation Update / Debbie Jeffries – see attached update. Basketball has started. Youth Soccer registration will start Feb. 3rd. The soccer field signs will be installed in time for the season. Still missing one sign. The season will start April 4th.
- c) Department Updates / Brad Howlett – The pool committee is up and running. It consists of 9 citizens, 2 council representatives, and one employee (Brad). They will be meeting at 6 pm in the Council Chamber and are looking for citizen input. The pool building roof is leaking and will be fixed. Still working on ice rink idea but our window of opportunity with the cold weather is over. Brad will be looking for the best place to do a rink for future winters. Brad is looking for opportunities to provide low cost entertainment for kids and residents. One idea is to set up permanent rings for Frisbee golf.
- d) Recreation Board Vacancies as of 1/15/14 – 3 The vacancies were announced at a chamber meeting. Some interest was expressed.

4) Comments from Board Members and/or Visitors

5) Adjourn: Meeting was adjourned at 4:25 pm



MALHEUR COUNTY

COUNTY COURT

251 B Street West, #5, Vale, Oregon 97918, (541) 473-5124, Fax (541) 473-5576

February 12, 2014

Arthur Fish
Enterprise Zones
Business Oregon
775 Summer Street NE
Salem OR 97301-1280

Department of Revenue
Compliance Section
PO Box 14380
Salem OR 97309

Via Hand Delivery
Dave Ingram
Malheur County Assessor

Re: Local Zone Manager for Malheur County Enterprise Zone:

Effective November 1, 2013 Gregory Smith is the new Local Zone Manager for Malheur County's Enterprise Zone. Mr. Smith's contact information is:

Gregory Smith
Malheur County Economic Development
522 SW 4th St
Ontario OR 97914
(541) 889-6216
malheurecountivedc@gmail.com

The County Court entered into a personal services contract with Gregory Smith & Company LLC to provided services as the County's Economic Development Consultant/Coordinator. The County has been in contact with the Cities of Vale, Nyssa and Ontario regarding Mr. Smith's contract as Malheur County's Economic Development Coordinator as well as Mr. Smith's designation as the Enterprise Zone's Local Zone Manager. This designation was voted on and recorded in the Malheur County Court minutes of February 12, 2014. Should you have any questions about this designation, please feel free to contact County Judge Dan P. Joyce.

Sincerely,

Kim Ross
Executive Assistant

cc via email: Melisa Drugge, Business Oregon
Lynn Findley, City of Vale
Jay Henry, City of Ontario
Roberta Vanderwall, City of Nyssa
Greg Smith