

**CITY COUNCIL MEETING MINUTES****June 20, 2017**

The regular meeting of the Ontario City Council was called to order by Mayor Ronald Verini at 7:00 p.m. on Tuesday, June 20, 2017, in the Council Chambers of City Hall. Council members present were Ronald Verini, Norm Crume, Thomas Jost, Jr., Betty Carter, Ramon Palomo, Marty Justus, and Thomas Jost. Tessa Winebarger was excused.

Members of staff present were Adam Brown, Tori Barnett, Cal Kunz, Terry Leighton, Anita Zink, Larry Sullivan, Kari Ott, Dan Cummings, and Casey Mordhorst.

The meeting was recorded and copies are available at City Hall.

Thomas Jost led everyone in the Pledge of Allegiance.

AGENDA

Mayor Verini stated under Old Business, between "B" and "C", they would be taking a break. Also, there was one individual who asked to speak with regard to the Council candidates. Secondly, under Handouts, "A" would be an update on the sales tax by the City Manager. Further, because there had been an acceleration on Councilor Jost leaving, there would be a presentation under "F" under that section.

Adam Brown, City Manager, stated under Hand-Outs, "B" should read ICMA Video Opportunity.

Councilor Justus stated under "C" on Hand-Outs, it should include the scheduled days out of the city by the City Manager for July, August, September, and October.

CRUME moved, PALOMO seconded, to **ADOPT THE AGENDA AS AMENDED**. Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

CONSENT AGENDA

JUSTUS moved, CARTER seconded, to **ADOPT CONSENT AGENDA** Item (A) Minutes of Regular Meeting of May 16, 2017; (B) Resolution #2017-122: Set Policies for 2016-2017 per GASB54; and (C) Proposed Meetings Calendar: Jul-Dec, 2017. Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

OLD BUSINESS**Ordinance #2718-2016: Mobilitie Franchise Agreement (Final Reading)**

No changes since First Reading.

CRUME moved, PALOMO seconded, that the City Council **APPROVE ORDINANCE #2718-2016, AN ORDINANCE GRANTING A NON-EXCLUSIVE TELECOMMUNICATIONS FRANCHISE TO MOBILITE, LLC, ON SECOND AND FINAL READING**. Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.



Ordinance #2724-2017: Amend OMC 2-12-201[A] re Airport Leases (1st Reading)

No changes since First Reading.

CARTER moved, JUSTUS seconded, that the City Council **APPROVE ORDINANCE #2724-2017, AN ORDINANCE REVISING SECTION 2-12-10 OF THE ONTARIO MUNICIPAL CODE TO REMOVE THE AIRPORT COMMITTEE FROM HAVING TO APPROVE PROPERTY LEASE TRANSFERS AND RENEWALS FROM ALREADY IMPROVED AIRPORT PARCELS, ON FIRST READING BY TITLE ONLY.** Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

Councilor Appointment Candidates

Due to the deployment of Thomas Jost, he has elected to resign from his position of City Councilor. An ad was placed in the Argus Observer, soliciting letters of interest from the citizenry to fill the position through the end of Councilor Jost's term, which would conclude December 31, 2018. Three letters had been received: Dan Capron, Charlotte Fugate, and Richard Newman. Council consensus was to interview the candidates at the current meeting, and make a decision on the appointment at the end of the process. The original appointment was set to begin on July 1, 2017; however, due to the even earlier deployment of Councilor Jost, the appointment would become effective immediately.

Mayor Verini stated they were there to fill the position of Councilor Thomas Jost from July, 2017, through December, 2018. The Council had agreed to make the decision that evening, following the interview process. One person – Chris Ruiz – asked to speak. Following that, Councilors could ask questions, and from there each should choose a candidate, and the candidate with the most votes would take the position. Or, they could interview and handle it by motion action.

Councilor Jost asked that a time limit be set for the questions/interview process. Maybe ten minutes per Councilor, or candidate.

The Council elected to allow each member ten minutes to ask questions from the candidates.

Chris Ruiz, Ontario: My name is Chris Ruiz. I've been a member, citizen, of Ontario all my life, and I've participated in things that pertain to Ontario, and I've seen the growth of it, and my dad was very much active in the community, and it's very important, so this is home for me. I normally don't do public speaking, but I have been keeping an eye, monitoring, things that have been going on in Ontario, that type of thing. I heard that we were having, the Council was having a special election section amongst yourselves, and Dan Capron, I happen to meet and know Dan for about five years now, and when he told me that he was interested in becoming a Council member now that Councilor Jost was going to leave on duty, I said that'd be a great thing. I don't know the other two candidates very well, but I assume they are very qualified as well to do the job of Councilor for our city. And for all of you here, you've done very well. I'll just keep this short. I believe in Dan's ability, if you consider him, to elect him as one of your Council. I believe that he has very good qualities and very good ideas as to where Ontario should be and what concerns a lot of the citizens here. His, I believe that he is well-versed in a lot of the things in our city, some improvements and some things that he wants to add to it. I know Dan to be a very conscientious person, as far as knowing things that are going on, and how to approach things. He's very well-versed with our youth in this community, and I think it's a big plus, because I think a lot of the people he's worked with from all age groups, know him very well, as a coach, as a spiritual leader, those type of things, so I think that, I mean, I'm just here in support, and hope that you would consider him. I know it's not an easy decision, and I respect the other candidates, as well, in their abilities. It's just that I know Dan. I've spoken to him; we've talked about some of these things that are going on in Ontario. I know Ray really well, and Officer Jost, I've worked with him, and Betty, so I just hope, and I think that you will be very well-versed as a complete board, whomever you choose, but I think Dan would also add a big plus to whatever work that you have, whatever challenges you have ahead of you, I think Dan would do very well. So, that's just my little piece as a citizen, and my contribution to this. Thank you for your time.

Councilor Justus stated he had three questions, and they were the same for all three candidates. First, "How best do you think you could best impact our city by your presence on our Council?"; Second, "Marijuana is a very contentious subject for our city. Do you believe the Council should allow a vote of the citizenship on instituting legal distribution of marijuana and taxing such sale?"; and Third, "Now that the Council is considering instituting a sales tax, do you support institution of the sales tax? If yes, do you believe 1, 1½, or 2% is what we should have?" He also to remind everyone that he and Charlotte Fugate represented Revitalize Ontario, so as co-chairs, they had a relationship.

Candidate Charlotte Fugate: Well, I've held this position...



The sound ceased at this point; remainder of minutes done from notes.

JUSTUS moved to appoint Charlotte Fugate to the position being vacated by Thomas Jost. Motion died for lack of second.

JOST moved, PALOMO seconded, to appoint Dan Capron to the position being vacated by Thomas Jost. Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

NEW BUSINESS

Resolution #2017-127: Receive/Expend Unexpected Revenue; Appropriate for Unexpected Items

Kari Ott, Finance Director, presented.

When the 2016-2017 budget was approved, there were some items that were unknown. As those amounts were now known, a budget resolution was necessary to prevent over expenditures in various departments. The following items needed to be adjusted within the budget to prevent over expenditures of budget appropriations:

- The unexpected snow event cost the city over \$50,000. An insurance claim was received for the golf course in the amount of \$19,965.95.
- More building permits were issued than budgeted, resulting in more revenue.
- Higher debt interest than budgeted.
- Minor adjustments needed in the water and sewer funds for retiree benefits.
- Utility billing supplies were not budgeted in the Storm Sewer Fund.
- More weed spray was needed at the airport than originally planned.
- Utility costs at the aquatic center were higher than expected.

An additional \$39,466 would be appropriated and the remaining budget changes were transfers between items already appropriated. By law, the proposed resolution had to be approved on or before June 30, 2017. A formal resolution approved by the City Council was required to expend funds per ORS 294. The Council could take no action on this matter; however, this would cause budget over expenditures.

JOST moved, CARTER seconded, **I MOVE THE CITY COUNCIL ADOPT RESOLUTION 2017-127, A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET TO RECOGNIZE UNEXPECTED REVENUES AND TO TRANSFER BUDGETED APPROPRIATIONS FOR UNEXPECTED ITEMS.** Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

Ordinance #2725-2017: Create OMC 8-17: \$8 Fee on Utility Bills for Street Maintenance [1st Reading]

Kari Ott, Finance Director, presented.

The Budget Committee met in May 2017 at which time an \$8 transportation utility fee was approved in the 2017-2018 budget based on a recommendation from the City Manager.

The street fund did not currently have a large enough revenue source to pay for the annual street maintenance. The original proposed 2017-2018 budget given to the Budget Committee had some crack fill dollars appropriated, but no funding for chip sealing. The chip sealing was cut from the 2016-2017 budget. The City Council and Budget Committee recognized the need for a funding mechanism to finance the pavement preservation and maintenance of the city's street system. The City Manager proposed, and the Budget Committee, approved, a monthly Transportation Utility Fee in the amount of \$8, which would be reflected on each of utility billing statement.

To impose a Transportation Utility Fee, the city was required to create an ordinance, approve two different resolutions, allow for public comment, and publish notice in the newspaper. These documents do the following:

- The ordinance would create a new section in the Ontario Municipal Code which would allow the city to adopt the Transportation Utility Fee and set up the parameters.

- The first resolution would set the transportation utility fee as a monthly \$8 fee to each billing unit. The resolution also certifies that a chance for public comment was given.
- The second resolution would classify the Transportation Utility Fee not subject to Measure 5 limitations. This also certified that a publication would be published in the newspaper to give notice of the adoption of this resolution.

The anticipated revenue generated from the \$8 monthly fee was approximately \$364,800, going to the Street Fund annually. This should be approved as soon as possible to start bringing revenue into the city to fund street maintenance. The Council could take no action on this matter; however, this would cause the chip sealing to be cut from the budget and also a larger transfer from the General Fund to fund Street Maintenance.

CRUME moved, JOST seconded, **I MOVE THE CITY COUNCIL ADOPT ORDINANCE #2725-2017, AN ORDINANCE CREATING TITLE 8, CHAPTER 17, OF THE ONTARIO MUNICIPAL CODE TO ADOPT A TRANSPORTATION UTILITY FEE FOR THE CITY OF ONTARIO on First Reading by Title Only.** Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

HAND-OUTS/DISCUSSION ITEMS

Update on Sales Tax

Revenue from Collections

ICMA Video Opportunity

ICMA Invitation to City Manager/Days out of City Jul-Oct, 2017

Good bye to Councilor Thomas Jost, Jr./Presentation of Plaque

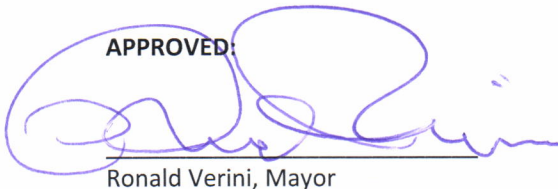
Financials

CORRESPONDENCE, COMMENTS AND EX-OFFICIO REPORTS

ADJOURN

JOST moved, CRUME seconded, that **THE MEETING BE ADJOURNED.** Roll call vote: Crume-yes; Carter-yes; Palomo-yes; Justus-yes; Jost-yes; Winebarger-out; Verini-yes. Motion carried 6/0/1.

APPROVED:



Ronald Verini, Mayor

ATTEST:



Tori Barnett, MMC, City Recorder