



CITY COUNCIL WORK SESSION MINUTES October 3, 2019

The scheduled Work Session of the Ontario City Council was called to order by Mayor Riley Hill at 6:00 p.m. on Thursday, October 3, 2019, in the Council Chambers of City Hall. Council members present were Riley Hill, Dan Capron, Michael Braden, Norm Crume, Freddy Rodriguez, Ramon Palomo, and Marty Justus.

Members of staff present were Tori Barnett, Dan Cummings, Terry Leighton, Kari Ott, Larry Sullivan, Cliff Leeper, Steven Romero, and Veronica Pantaleon.

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

Mayor Hill led everyone in the Pledge of Allegiance.

AGENDA

This Agenda was posted on October 1, 2019. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

CAPRON moved, PALOMO seconded, **TO ADOPT THE AGENDA AS PRESENTED**. Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-yes; Capron-yes; Hill-yes. Motion carried 7/0/0.

PRESENTATION

Four Rivers Community School

Students provided the Council an update on the projects they had been working on.

OLD BUSINESS

Resolution #2019-133: Sidewalk Installation on Alameda Drive between 8th and 11th Avenues

Kari Ott, Finance Director, presented.

CRUME moved, JUSTUS seconded, **THAT THE CITY COUNCIL APPROVE RESOLUTION #2019-133, A RESOLUTION TO APPROPRIATE FUNDS FOR THE ALAMEDA SIDEWALK PROJECT**. Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-yes; Capron-yes; Hill-yes. Motion carried 7/0/0.

Ordinance #2762-2019: Create OMC 7-7 "Public Smoking Restrictions" (Final Reading)

Larry Sullivan, City Attorney, presented.

CAPRON moved, JUSTUS seconded, **THAT THE CITY COUNCIL ADOPT ORDINANCE #2762-2019, AN ORDINANCE CREATING CHAPTER 7 UNDER TITLE 7 OF THE ONTARIO MUNICIPAL CODE TITLED "PUBLIC SMOKING RESTRICTIONS" TO PROVIDE A LOCAL SMOKING RESTRICTION TO BE ENFORCED BY THE ONTARIO POLICE DEPARTMENT, ON SECOND AND FINAL READING BY TITLE ONLY**. Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-no; Capron-yes; Hill-no. Motion failed 5/2/0.

NEW BUSINESS**Housing Incentive Program: Allen Thompson (601 Reiter Drive)**

Kari Ott, Finance Director, presented.

JUSTUS moved, BRADEN seconded, **THAT THE CITY COUNCIL APPROVE THE APPLICATION BY ALLEN THOMPSON AT 601 REITER DRIVE FOR THE ONTARIO HOUSING INCENTIVE PROGRAM IN THE AMOUNT OF \$10,000.** Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-yes; Capron-yes; Hill-yes. Motion carried 7/0/0.

Airport Fiber Project

Dan Cummings, Community Development Director, presented.

JUSTUS moved, CAPRON seconded, **TO TABLE THE ACTION.** Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-yes; Capron-yes; Hill-yes. Motion carried 7/0/0.

DEPARTMENT HEAD UPDATES**Financial Monthly Report (Attached)**

Kari Ott, Finance Director, presented.

Fire Department Quarterly Report (Attached)

Terry Leighton, Fire Chief, presented.

Community Development Quarterly Report (Attached)

Dan Cummings, Community Development Director, presented.

DISCUSSION ITEMS**Noise Ordinance**

Steven Romero, Police Chief, stated staff had been directed to look into ways to restructure the existing noise ordinance. Based upon his research, he was seeking direction from the Council on the next step.

Council consensus to bring an ordinance back before Council, the document Chief Romero referred to as a Disturbing the Peace Control ordinance.

Marijuana Ad-Hoc Committee Recommendation

Dan Cummings, Community Development Director, presented.

A question that had been asked was if the city should continue charging for completing background checks on the dispensary employees. Committee consensus was to send a recommendation to the City Council to remove the \$220 fee currently required to conduct a background check. The Committee felt since the state was already issuing permits, it was not fair to charge another fee to do the same thing. Another option was to lower the fee, and Chief Romero had created a document outlying the costs associated with staff's time in doing the checks. Background checks would still be conducted on the business owners, but not on the employees.

Councilor Capron moved to have an ordinance written, or to amend the current ordinance, to remove the \$220 employee background fee charged by the city.

RODRIGUEZ moved to remove the fee; no second.

Mayor Hill stated that meant getting rid of the ordinance.

Councilor Rodriguez stated only the \$220 fee.

Mr. Cummings clarified the Council wanted staff to do another ordinance with the removal of the \$220 fee.

Mayor Hill stated there was a motion on the floor to remove the \$220, but were they also looking to remove the background check?

Councilor Rodriguez stated yes, remove the fee and background check.

Mr. Sullivan stated a motion like that didn't carry any weight. The same action could be done by a consensus of the Council because all Council was doing was directing staff to bring back an amended ordinance.

Council consensus to bring back an amended ordinance for Council review and possible action.

River Trail Eminent Domain

Dan Cummings, Community Development Director, stated staff had been trying to obtain easement for the River Trail, and had been given by all areas. Kraft-Heinz had not done an actual donation, but opted to do a street vacation. Walmart indicated there was no issue with donating the easement/right-of-way; however, corporate contacted the City Manager and stated to get the easement would be a long process, and asked the city to instead begin the condemnation process on that piece of property. Staff was looking into the process, based on Walmart's request. Staff needed authority from Council to move forward.

Council consensus to move forward, with Councilor Braden stating opposition.

HAND-OUTS

Department Stats: (Attached)

Public Works: Sep 2019

Fire & Rescue: Sep 2019

Code Enforcement: Sep 2019

Police: Sep 2019

Minutes: (Attached)

SREDA: Sep 3, 2019

County Court: Sep 11, 2019

Public Works Committee: May 31, 2019; Aug 13, 2019

Agenda:

SREDA: Oct 1, 2019

SREDA Report Card – Through July, 2019

Packet:

V&C Board Oct 3, 2019 w/Minutes of Aug 2, 2019

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

- Mayor Hill stated during the budget process, there was a discussion related to the 9-1-1 system and the charges that were currently on the utility bill, and he didn't believe that had been brought back and rectified.

Kari Ott, Finance Director, stated the county hadn't been receiving revenue yet for that process. The bill that had passed was not going to completely cover what the city had anticipated. It had only increased by 25¢. The county would not begin receiving those funds until January, 2020. It was her understanding from the Budget Committee that the city would look at what additional revenues the county would receive, and the city would then reduce the fee on the utility bill by a like amount. She had staff pull the minutes from that meeting and from what was said at the meeting, staff took it as a reduction equal to the gap. Whatever increase the county received, the city would decrease the fee on the utility statement. However, the Council had full discretion to do what they wanted with that fee; she was basing her comments on what had been discussed in the budget meetings.

- Councilor Crume stated he had a citizen ask why his water bill was so high. It was around \$200 a month. He compared it with his own for the same time frame, and under the sewer, the citizen's cost was considerably higher, but it showed consumption lower. He spoke with City Hall and found that there was a flag on his account from January due to a leak. When asked why he wasn't notified, he was told it was because there was no phone number on file. In his opinion, when the city verified there was a leak, they could be informed on their bill. Based on that, he wanted to know the process.

Ms. Ott stated this was the first time she'd heard of it, and she would do the research along with Public Works. She was unaware that staff was not notifying the citizens. It was usually the citizen contacting City Hall. Regardless, it would be looked into.

- Councilor Justus asked about the ability to do a chair tax on lottery machines. He wanted to start challenging the state on their disbursements.

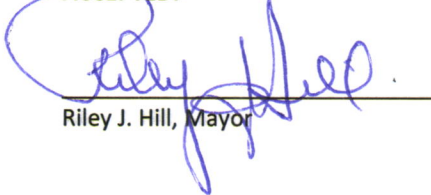
Mr. Sullivan stated he would need to research that action, but did not believe it would be a viable option.

- Larry Sullivan stated after SNJ Online failed to close the sale of the Stelling property, the city was now in receipt of the \$10K.

ADJOURN

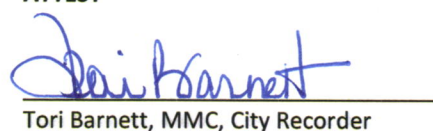
CRUME moved, CAPRON seconded, **THAT THE MEETING BE ADJOURNED**. Roll call vote: Braden-yes; Justus-yes; Palomo-yes; Crume-yes; Rodriguez-yes; Capron-yes; Hill-yes. Motion carried 7/0/0. (7:49 p.m.)

ACCEPTED:



Riley J. Hill, Mayor

ATTEST



Tori Barnett, MMC, City Recorder