



CITY COUNCIL MEETING MINUTES December 17, 2019

The scheduled meeting of the Ontario City Council was called to order by Councilor President Dan Capron at 6:00 p.m. on Tuesday, December 17, 2019, in the Council Chambers of City Hall. Council members present were Dan Capron, Norm Crume, Michael Braden, and Marty Justus. Riley Hill and Ramon Palomo were excused; Freddy Rodriguez arrived at 6:07 p.m.

Members of staff present were Adam Brown, Tori Barnett, Larry Sullivan, Terry Leighton, Kari Ott, Dan Cummings, Steven Romero, Peter Hall, Cliff Leeper, Betsy Roberts, and Dan Beaubien.

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

Councilor Capron led everyone in the Pledge of Allegiance.

AGENDA

This Agenda was posted on December 13, 2019. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

Requested removal of item 10A from the Agenda.

CRUME moved, BRADEN seconded, **TO ADOPT THE AGENDA AS AMENDED**. Roll call vote: Crume-yes; Rodriguez-out; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 4/0/3.

PUBLIC COMMENTS

Chase Muromoto, Jeremy Archie, and Jim Forrester gave a presentation on painting murals in the downtown area.

CONSENT AGENDA

JUSTUS moved, BRADEN seconded, **TO ADOPT THE CONSENT AGENDA, WHICH INCLUDED THE NOVEMBER 7, 2019, COUNCIL WORK SESSION MINUTES**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

OLD BUSINESS

License Agreement for Emergency Shelter between Community in Action, Origins Faith Community, and the City of Ontario

Adam Brown, City Manager, presented.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE REVISIONS TO THE LICENSE AGREEMENT BETWEEN THE CITY OF ONTARIO, ORIGINS FAITH COMMUNITY, AND COMMUNITY IN ACTION**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Ordinance #2767-2019: Amend OMC 2-5, Renaming "Park and Recreation Board" to "Parks Committee" and Amending the Rules for the Committee (Final Reading)

Dan Cummings, Community Development Director, presented.

JUSTUS moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE ORDINANCE #2767-2019, AN ORDINANCE AMENDING TITLE 2, CHAPTER 5, RENAMING THE "PARK AND RECREATION BOARD" TO "PARKS COMMITTEE" AND AMENDING THE RULES FOR THE COMMITTEE ON SECOND AND FINAL READING BY TITLE ONLY.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Airport Sewer Extension – SW 33rd Street Sanitary Sewer Extension

Betsy Roberts, City Engineer, presented.

CRUME moved, BRADEN seconded, **THAT THE CITY COUNCIL APPROVE THE LOW BID OF \$59,570 FOR THE COMBINATION OF SCHEDULES A & B, SUBMITTED BY WARRINGTON CONSTRUCTION FOR THE SW 33RD STREET SANITARY SEWER EXTENSION PROJECT CONTINGENT ON FINAL REVIEW BY THE CITY ENGINEER.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Authorization to Execute Intergovernmental Agreement (IGA) between the City of Ontario and Oregon Department of Transportation (ODOT) for Transportation System Plan Update

Betsy Roberts, City Engineer, presented.

JUSTUS moved, BRADEN seconded, **THAT THE CITY COUNCIL AUTHORIZE THE CITY MANAGER TO SIGN THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE OREGON DEPARTMENT OF TRANSPORTATION AND THE CITY FOR THE EXECUTION OF THE CITY OF ONTARIO ACTIVE TRANSPORTATION UPDATE AND EAST IDAHO AVENUE REFINEMENT PLAN, ENABLING THE CITY TO RECEIVE \$238,250 IN GRANT FUNDING AND TO PROVIDE MATCHING FUNDS IN THE FORM OF IN-KIND SERVICES FOR UP TO \$21,900.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

SE 2nd Street Sanitary Sewer and Water Main Extension Project

Betsy Roberts, City Engineer, presented.

CRUME moved, BRADEN seconded, **THAT THE CITY COUNCIL APPROVE EXPENDITURE OF UP TO \$150,000 TO CONSTRUCT THE SEWER AND WATER MAIN EXTENSIONS AND SERVICE CONNECTIONS AS PART OF THE SE 2ND STREET PROJECT BY KNIFE RIVER CONTRACTORS.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

NEW BUSINESS

2020 City Meetings Calendar

Adam Brown, City Manager, presented.

BRADEN moved, JUSTUS seconded, **THAT THE CITY COUNCIL ADOPT THE CALENDAR FOR 2020.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Housing Incentive Program: Rywest Homes Application

Kari Ott, Finance Director, presented.

BRADEN moved, JUSTUS seconded, **THAT THE CITY COUNCIL APPROVE THE APPLICATION BY RYWEST HOMES AT 1488 WEST IDAHO AVENUE FOR THE ONTARIO HOUSING INCENTIVE PROGRAM IN THE AMOUNT OF \$10,000.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Hangar Lease Transfer: 374 Alpha (Travis Hart)

Dan Beaubien, Airport Manager, presented.

JUSTUS moved, BRADEN seconded, **THAT THE CITY COUNCIL APPROVE THE LEASE TO TRAVIS HART FOR HANGAR 374 ALPHA AS PRESENTED.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Hangar Lease Transfer: 120 Juliet (Jack Walker)

Dan Beaubien, Airport Manager, presented.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE THE LEASE TO JACK WALKER FOR HANGAR 120 JULIET AS PRESENTED.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Hangar Lease Transfer: 215 Golf (Shawn Coleman)

Dan Beaubien, Airport Manager, presented.

BRADEN moved, JUSTUS seconded, **THAT THE CITY COUNCIL GRANT THE LEASE TO SHAWN COLEMAN FOR HANGAR 215 GOLF AS PRESENTED.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Lien Forgiveness

Adam Brown, City Manager, presented.

This property was located on Fortner Street, and had been discussed with the Council on previous occasions. There had been vagrancy, trespassing, a murder, and 61 cases associated with the home over the past several years. The owner was mostly absent, and at one point there had been some confusion over ownership. There were \$66K in fines due against the property. The owner wanted to sell, but couldn't sell with those liens attached. The owner proposed to the city that the total due be decreased to \$10K. He was asked for a copy of the sale document to see the selling price, but the owner didn't want to disclose that information; however, the owner asked the buyer to speak with the City Manager. The owner indicated he planned to renovate the property for his daughter. Some options were to forgive some of the liens, foreclose, or let it go to foreclosure through property tax delinquency. Because the owner had not been willing to share the sell documents, staff was not in favor of writing off the liens.

Mr. Sullivan stated they could say this property, whatever the outcome was going to be, was something that was within the City Manager's ability to decide and the Council could give that authority to him.

CRUME moved, BRADEN seconded, **THAT THE CITY COUNCIL GIVE THE CITY MANAGER THE AUTHORITY TO DEAL WITH THIS PROPERTY ISSUE TO THE BEST OF HIS ABILITY, INCLUDING, BUT NOT LIMITED TO, A FORECLOSURE OF THE LIEN.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Strategic Planning Update

Adam Brown, City Manager, asked if the Council wanted to table this as there were two Councilors absent.

Council consensus to table the presentation until the next meeting when there was a full Council present.

City of Ontario 2020 Sanitary Sewer Improvements

Betsy Roberts, City Engineer, presented.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE THE KELLER & ASSOCIATES DESIGN TASK ORDER FOR OVER 14,000 LINEAR FEET OF SANITARY SEWER REHABILITATION FOR AN AMOUNT OF \$127,400 AND NOT TO EXCEED \$151,200 WITHOUT CITY MANAGER APPROVAL.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Ordinance #2769-2019: Adopting Temporary Oregon Structural Specialty Code Provisions for the City of Ontario Building Regulations OMC 4-1-1

Dan Cummings, Community Development Director, presented.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE ORDINANCE #2769-2019, AN ORDINANCE ADOPTING TEMPORARY OREGON STRUCTURAL SPECIALTY CODE PROVISIONS FOR THE CITY OF ONTARIO BUILDING REGULATIONS OMC 4-1-1 AND DECLARING AN EMERGENCY, ON FIRST READING BY TITLE ONLY.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL WAIVE THE SECOND READING OF ORDINANCE #2769-2019, AN ORDINANCE ADOPTING TEMPORARY OREGON STRUCTURAL SPECIALTY CODE PROVISIONS FOR THE CITY OF ONTARIO BUILDING REGULATIONS OMC 4-1-1, AND DECLARING AN EMERGENCY.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

Energy Savings Performance Contract

Adam Brown, City Manager, presented.

Consensus to continue to move forward at no cost to the city.

HAND-OUTS

Check Register: (Attached)

November 2019 → December 12, 2019

Minutes:

County Court – 12-04-2019

Public Works Committee – 11-12-2019

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

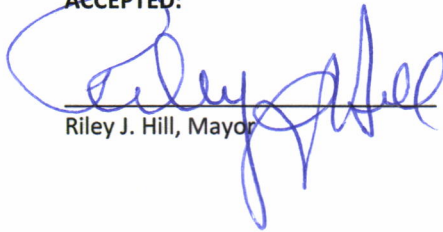
- Councilor Rodriguez read a letter into the record: *I just want to say thank you to all of the city hall staff and all departments for doing such an amazing job over the years, and most importantly, last year. Without all of your hard work and dedication, the city would fall apart. That goes from everyone from committees and groups like marijuana and budget committee to folks in our very strong public safety sector, which I am very proud to call our city's own. It was a very productive and educational first year for me. I met a lot of constituents with very hopeful and positive requests and concerns; some, not so hopeful, which taught me the most in terms of community needs. I found that one year just scratches the surface of time needed to better our city. I am very hopeful for the following year on Council to continue to work alongside all of you knowing we are such a great team and ready to accurately, safely, and cautiously continue to rebuild Ontario. Lastly, I know we up here on Council don't always agree on issues, and we butt heads from time to time, but that doesn't mean I don't respect you all for the immense contributions you all give to our city through civic dedication and love for our positive and productive future for Ontario. I am honored to have worked this first year alongside you all. I look forward to healthy, productive, and spicy debates in what will be another historic year in 2020 for Ontario. Thank you all, and Merry Christmas.*
- Mr. Brown stated there was a water trail that was put in the 2018 Parks Plan for the Malheur River. The trail was the water, and all that was needed was a place to put in and take out. The place to get on the river was at Malheur Farms near the city's lagoon system. There was a corner where the pivot couldn't reach, so it was the perfect location for a trailhead. This could be done for very low cost. The challenge was locating a place to get off the river. Looking at the Idaho Power substation on the other side of the highway. He spoke with Idaho Power asking for permission to use that area as a place to place an offramp. That would provide a 2-mile trail to kayak, paddle, float, canoe, and it would be low cost. He had received the go ahead from Idaho Power last week.

- Councilor Capron reminded everyone that 2020 was an election year for the Council. There would be three seats open this year. Packets would be available next year, around June.

ADJOURN

CRUME moved, BRADEN seconded, **THAT THE MEETING BE ADJOURNED**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-out. Motion carried 5/0/2.

ACCEPTED:



Riley J. Hill, Mayor

ATTEST



Tori Barnett, MMC, City Recorder