



CITY COUNCIL MEETING MINUTES

June 16, 2020

THERE WERE AUDIO AND VISUAL DIFFICULTIES WITH THIS MEETING. MINUTES CREATED BY NOTES ONLY.

The scheduled meeting of the Ontario City Council was called to order by Mayor Riley Hill at 6:00 p.m. on Tuesday, June 16, 2020, in the Council Chambers of City Hall. Council members present were Riley Hill, Dan Capron, Norm Crume, Michael Braden, Freddy Rodriguez, and Marty Justus. Ramon Palomo was excused.

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

Mayor Hill led everyone in the Pledge of Allegiance.

AGENDA

This Agenda was posted on June 12, 2020. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

CRUME moved, CAPRON seconded, **TO ADOPT THE AGENDA AS PRESENTED**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

PUBLIC COMMENT

Randall Kirby, Ontario: *Mr. Mayor and members of the City Council: My name is Randall Kirby and I live at 566 SW 2nd St. in Ontario. I'm here to express my views on the proposed acquisition of an armored vehicle for the city of Ontario. First of all, you couldn't have picked a worse time to bring it up, as currently there are protests in every state in the country as well as many other countries about many aspects of policing, but among them, the increasing militarization of the police in this country. I've thought for quite a while that our officers wearing bulletproof vests and stab vests with 20 pounds of gear on their belts was overkill, but having an armored vehicle ups the ante. When you treat your police as if they're military, you treat your citizens as if they are the enemy. People get hurt that do not need to be hurt. I've seen arguments that perhaps they don't need this tool now, but what if they need it in the future. Well, I work in hardware, and I can tell you that if you only have a hammer, you see every problem as a nail. If you get this thing, the police are going to want to use it to prove they need it, and once that's established, they'll want whatever dangerous new toy comes down the line. Others will tell you that such vehicles need to be maintained, are fuel hogs, and were discarded from government use for not being particularly useful. I will note the item was taken off the agenda after the recent protests. I don't want you to get the feeling that I'm telling you to shelve this idea until the spotlight isn't on the police anymore. I'm telling you to abandon it entirely as a bad idea in perpetuity. Just because something is cheap or free doesn't mean there aren't strings attached, both financially and morally. Thank You for your time.*

CONSENT AGENDA

CRUME moved, CAPRON seconded, **TO ADOPT THE CONSENT AGENDA, WHICH INCLUDED THE MINUTES FOR THE APRIL 9, 2020 COUNCIL WORK SESSION, MAY 7, 2020 COUNCIL WORK SESSION, MAY 19, 2020 COUNCIL MEETING, HOUSING INCENTIVE PROGRAM: RYWEST HOMES (52 SUNSET DRIVE), HOUSING INCENTIVE PROGRAM: RYWEST HOMES (32 SUNSET DRIVE), AND HOUSING INCENTIVE PROGRAM: REESER (848 REITER DRIVE)**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

PRESENTATIONBeck-Kiwanis Park Bridge Improvement Options (Attached)

Betsy Roberts, City Engineer, presented.

JUSTUS moved, CRUME seconded, **THAT THE CITY COUNCIL INSTRUCT THE PUBLIC WORKS DEPARTMENT TO REPAIR THE BRIDGE AS RECOMMENDED. No vote.**

RODRIGUEZ moved **TO AMEND THE MOTION TO INCLUDE HAVING THE NEWLY ESTABLISHED PARKS COMMITTEE REVIEW THE PROPOSAL.** Motion died for lack of second.

JUSTUS moved, CRUME seconded, **THAT THE CITY COUNCIL INSTRUCT THE PUBLIC WORKS DEPARTMENT TO REPAIR THE BRIDGE AS RECOMMENDED.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

South Oregon Street Improvement Project (Attached)

Betsy Roberts, City Engineer, presented.

CRUME moved, JUSTUS seconded, **TO DIRECT STAFF TO FIX SOUTH OREGON STREET AND RETURN TO THE COUNCIL WITH INFORMATION ON WHERE THE ADDITIONAL FUNDING WOULD COME FROM.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Boys & Girls Club of the Western Treasure Valley (Video)

Marty Justus, City Councilor, presented.

Police Chief Romero challenged Fire Chief Leighton to see which department could raise more money for the Boys & Girls Club.

OLD BUSINESSResolution #2020-125: Waive Utility Fees for Businesses Who Closed due to COVID-19

Adam Brown, City Manager, presented.

CRUME moved, CAPRON seconded, **THAT THE CITY COUNCIL ADOPT RESOLUTION #2020-125, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO TO WAIVE UTILITY BILLS FOR THE MONTHS OF APRIL, MAY, AND JUNE, FOR BUSINESSES THAT CLOSED OR HAD THEIR REVENUE REDUCED BY MORE THAN 50%.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Lease Revision: Golf Course Club House

Adam Brown, City Manager, presented.

CAPRON moved, RODRIGUEZ seconded, **THAT THE CITY COUNCIL APPROVE A LEASE MODIFICATION TO THE LEASE AGREEMENT FOR THE FORMER GOLF COURSE CLUB HOUSE BETWEEN THE CITY AND SHADOW BUTTE ENTERPRISE, LLC, DBA TREASURE VALLEY EXTRACTION.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

NEW BUSINESSLetter of Support: Treasure Valley Community College Grant

Adam Brown, City Manager, presented.

RODRIGUEZ moved, CAPRON seconded, **THAT THE CITY COUNCIL SIGN A LETTER OF SUPPORT FOR TREASURE VALLEY COMMUNITY COLLEGE'S APPLICATION FOR THE USDA DISTANCE LEARNING AND TELEMEDICINE PROGRAM GRANT.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2020-126: Receive/Expend Unexpected Fire Grant

Kari Ott, Finance Director, presented.

CAPRON moved, RODRIGUEZ seconded, **THAT THE CITY COUNCIL APPROVE RESOLUTION #2020-126, A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET TO RECOGNIZE AND EXPEND AN UNEXPECTED FIRE GRANT.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2020-127: Adopting Supplemental Budget to Recognize Unexpected Revenues and to Transfer Budgeted Appropriations for Unexpected Items

Kari Ott, Finance Director, presented.

CRUME moved, CAPRON seconded, **THAT THE CITY COUNCIL ADOPT RESOLUTION #2020-127, A RESOLUTION TO ADOPT A SUPPLEMENTAL BUDGET TO RECOGNIZE UNEXPECTED REVENUES AND TO TRANSFER BUDGETED APPROPRIATIONS FOR UNEXPECTED ITEMS.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2020-128: Bid Award – Wastewater Treatment Plant pH Adjustment Construction Project and Budget Adjustment

Kari Ott, Finance Director, presented.

BRADEN moved, CRUME seconded, **THAT THE CITY COUNCIL APPROVE RESOLUTION #2020-128, A RESOLUTION TO AWARD THE CONSTRUCTION OF WASTEWATER PH ADJUSTMENT PROJECT TO JLCC, INC., FOR \$62,780, AND APPROPRIATE AN ADDITIONAL \$45,100 OF EXPENDITURES.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

Ordinance #2776-2020: Idaho Power Franchise Agreement

Larry Sullivan, City Attorney, presented.

CRUME moved, JUSTUS seconded, **THAT THE CITY COUNCIL APPROVE ORDINANCE #2776-2020, AN ORDINANCE GRANTING A NON-EXCLUSIVE ELECTRIC UTILITY FRANCHISE TO IDAHO POWER COMPANY, AND FIXING TERMS, CONDITIONS, AND COMPENSATION OF SUCH FRANCHISE, 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-yes. Motion carried 6/0/1.

Ordinance #2777-2020: Repeal Ordinance #2769-2019 and Adopt Temporary Oregon Structural Specialty Code Provisions for the City of Ontario Building Regulations OMC 4-1-1 and Declaring an Emergency

Dan Cummings, Community Development Director, presented.

CRUME moved, CAPRON seconded, **THAT THE CITY COUNCIL APPROVE ORDINANCE #2777-2020, AN ORDINANCE REPEALING ORDINANCE #2769-2019 AND ADOPTING TEMPORARY OREGON STRUCTURAL SPECIALTY CODE PROVISIONS FOR THE CITY OF OTNARIO BUIDLING 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-yes. Motion carried 6/0/1.

CRUME moved, JUSTUS seconded, **THAT THE CITY COUNCIL WAIVE THE SECOND READING OF ORDINANCE #2777-2020, AN ORDINANCE REPEALING ORDINANCE #2769-2019 AND ADOPTING TEMPORARY OREGON STRUCTURAL SPECIALTY CODE PROVISIONS FOR THE CITY OF ONTARIO BUILDING REGULATIONS OMC 4-1-1.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

PUBLIC HEARING**Resolution #2020-129: Supplemental Budget for Skate Park Restrooms**

It being the date advertised for public hearing on the matter of Resolution #0202-129, the Hearing was declared open. There were no objections to the city's jurisdiction to hear the action, no abstentions, ex-parte contact, and no declarations of conflict of interest.

Kari Ott, Finance Director, presented.

The Hearing was opened for public testimony. Opponents: None. Proponents: None. There being no Proponent and no Opponent testimony, the Hearing was closed.

JUSTUS moved, CAPRON seconded, **THAT THE CITY COUNCIL APPROVE RESOLUTION #2020-129, A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET TO APPROPRIATE REVENUES AND EXPENDITURES FOR SKATE PARK RESTROOMS.** Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

DEPARTMENT HEAD UPDATES

Financial Monthly Report *(Attached)*

Kari Ott, Finance Director, presented.

Fire & Rescue Quarterly Report *(Attached)*

Terry Leighton, Fire Chief, presented.

Community Development Special Report *(Attached)*

Dan Cummings, Community Development Director, presented.

DISCUSSION ITEMS

City of Ontario Founding vs. Established Date

The Downtown Association requested the city use the “founded” date of June 11, 1883, as opposed to the “incorporated” date of February 11, 1899, on documentation. Council consensus to use the founded date for all future uses.

HAND-OUTS

Check Register: *(Attached)*

May 1 → June 12, 2020

Department Stats:

Fire & Rescue: May 2020

Public Works: May 2020

Police: May 2020

Code Enforcement: May 2020

Minutes: *(Attached)*

County Court: 05-13-2020; 05-20-2020; 06-03-2020

County Budget: 04-21-2020; 04-22-2020

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

Mayor Hill asked Chief Romero about having those police officers who lived in town drive a patrol car home. Chief Romero stated there were pros and cons associated with that. Councilor Capron stated the ICMA study that had been done a few years back actually suggested the cars go home with the patrol officers.

Councilor Crume asked to receive a tally on what costs were associated with the city’s involvement with the Black Lives Matter protest. Councilor Braden thanked staff for all their work regarding the protest.

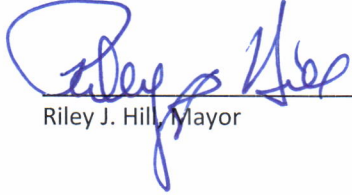
Mayor Hill read a proclamation from the Emblem Club.



ADJOURN

CRUME moved, CAPRON seconded, **THAT THE MEETING BE ADJOURNED**. Roll call vote: Crume-yes; Rodriguez-yes; Palomo-out; Justus-yes; Capron-yes; Braden-yes; Hill-yes. Motion carried 6/0/1.

ACCEPTED:



Riley J. Hill, Mayor

ATTEST



Tori Barnett, MMC, City Recorder