



CITY COUNCIL MEETING MINUTES June 23, 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 23, 2020, in the Council Chambers of City Hall. Council members present were Riley Hill, Dan Capron, Norm Crume, and Michael Braden. Freddy Rodriguez arrived at 6:19; Marty Justus arrived at 6:41. Ramon Palomo was excused.

Members of staff present were Adam Brown, Tori Barnett, Terry Leighton, Kari Ott, Jason Cooper, Betsy Roberts, Dan Beaubien, and Kenneth Monson. 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.

Staff requested the addition of two items under New Business: Hangar Lease Transfer Smith to Smith Trust, and Hangar Lease Transfer Koeppen to Koeppen Trust.

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

PUBLIC COMMENT

Jennifer Yano, Ontario: *Tonight we would like to address two of the simpler demands of the Ontario Black Lives Matter movement: The art diversity for signage in town and the fine forgiveness. Last week on Wednesday I was in attendance at the City Diversity Committee meeting where a discussion regarding cultural art for city signage took place. The company called Trademark, based in Boise is an all-white presenting team of artists with a very specifically cultivated white aesthetic. Why is an all white team called upon to represent the cultures of POC? The more troubling aspect is that the five cultures selected to be represented were: Mexican, Basque, Native American, Japanese, and Cowboy/Farmer. The committee was very pleased to be including cowboy culture as well. We would like to take this opportunity to illustrate just how far the roots of white supremacy are embedded in our thought processes. How can our white population be represented by a career choice while our folks of color are represented by the country from where their ancestors came? It is a seemingly inclusive gesture that displays how white is thought of as the norm, the standard, and therefore no country/region acknowledgement is made, and instead white folks are shown as individuals who represent their careers and families. Meanwhile, folks of color are not granted the display of autonomy of choices they've made in their lives, but instead are representing just their country. The disparity was not meant to be hostile, but comes from a deeply-ingrained notion that white is the default and normal group, while brown people are other, and furthermore that all brown people must represent their entire culture. We would like to know, have artists in the community been contacted? How about students? Who chose this group and these themes? Is there a community vote or input that is regarded when making these choices? How can these decisions become transparent and truly inclusive, not appropriation? With my final minute I'd like to share something with the white folks in the room. As a little girl, my mother used to dress me and do my hair with meticulous care. I sat in the bathroom learning math while she smoothed my braids to perfection. As a high schooler I was not permitted and later simply deeply discouraged from leaving the house without makeup. As a child I was so confused, and thought perhaps that I was just ugly. When I asked my mother why we had to go to such lengths while there were other children running about in pj's with their hair matted she told me that unfortunately, there would be many people*



who did not like me for reasons I couldn't control--that they would be able to withhold opportunity and status from me if they saw fit. And although it isn't fair, many would associate our looks with all Latin and Japanese individuals and use them as a reason to believe we weren't fit to belong or be treated with equity. I learned as an elementary schooler, that while I didn't ask for this, I represented not just my family, but my race, and that it was my responsibility to not let the others down. We'd like this opportunity to take a step away from whiteness as the norm, and disengage ourselves from the insidious and often subtle roots of white supremacy. If our perspective seems offensive, attention-seeking, or ridiculous to you I encourage you to think this over: just because something isn't true to you, doesn't mean it isn't true.

Quincy Sullivan, Ontario: Our current understanding is that when someone who has been fined is in need, they have to ask the receptionist (person at the front desk) for a repayment plan. Is this correct? **Issues with this are:** - It shouldn't be up to the discretion of whoever is working the front desk to make this call - Without anti-bias/anti-racist training (documented) there is no way to know if that person is being biased in their decision. - This backdoor program is not transparent, many community members do not know about it We appreciate the city council acknowledging that zero tolerance is not the correct step and we don't want to defend people with multiple offenses who ARE able to pay. Our ask is to help protect marginalized community members who cannot afford to pay and do not know about requesting forgiveness or a repayment plan. Is there a clear rubric that can be used to help determine this decision and a plan to make it clear to all community members that there is a way to work with them on their inability to pay?

Jack Lloyd, Ontario: My name's Jack Lloyd. If you can't tell from my name or my complexion, I'm white. I want to share a couple of things about race from my perspective, starting with the understanding that to talk about race is not an inherently racist act; in fact, not talking about race is more oppressive. My partner, Jenn Yano, and I have experienced very different sides of the racism coin. People address her differently when I'm there than they do when I'm not around. In fact, people often refer to me rather than her, even when she's the one who usually asks the questions. She has endured inappropriate comments about her appearance, absent-minded statements about how beautiful "mixed-race babies" are, and derogatory remarks about Japanese and Latino people. I can safely say that I have never been discriminated against because of the color of my skin, nor have my individual actions ever been weaponized against white people as a whole; Jenn can't say truthfully either of those things. Discussing race is uncomfortable for white people because it's something we don't have to acknowledge to proceed with our lives. It's common for us to say "I don't see color", or "I don't think of them as a black person--I just think of them as a person." These are quasi-progressive statements that send the "See? I'm not racist" signal to other white people. On paper, this seems fine, but the POC in our lives hear an entirely different message: that their lived experiences and the emotional weight of their skin color is a non-issue to us. "Discussing" racism is perhaps a misnomer. Sure, it's time for white people to speak up against white violence, racism, and discriminatory practices and behaviors--something that you have a chance to address with this movement; however, it's more so time for white people to listen to the stories, experiences, and suggestions of POC in the hopes that we can instigate the change from within for which they have been fighting the entire time they've been here. People of color don't care that we think we aren't racist. People of color don't want to hear our justifications, see our tears, or emotionally support us through our ill-timed journeys of realizing that racism is alive and well in this country. People of color do want to see us fight for their rights in a system that we have a responsibility to reform--with, of course, their experiences informing our forward progress. I'm aware that this sounds like an attack. I felt attacked after reading this speech, and I'm the one who wrote it. I get that it's uncomfortable, but that's kind of the point; if we don't talk about race, nothing changes. And if you feel like this message somehow has more validity or credibility coming from me than from any of the people of color who have preceded my statements, that should be a wake-up call. Thank you for your time.

CONSENT AGENDA

CRUME moved, CAPRON seconded, **TO APPROVE THE CONSENT AGENDA, WHICH INCLUDED A MAXIMUM \$5,000 LOAN TO CLOTHES FOR DOES/RELOAD CONTINGENT ON APPROVAL OF THE MATCHING GRANT FROM BUSINESS OREGON; A MAXIMUM \$5,000 LOAN TO THE HOUSE THAT ART BUILT CONTINGENT ON APPROVAL OF THE MATCHING GRANT FROM BUSINESS OREGON; A \$2,500 LOAN TO THE DIRTY DOG WASH CONTINGENT ON APPROVAL OF THE MATCHING GRANT FROM BUSINESS OREGON; A MAXIMUM \$5,000 LOAN TO THE GOODLIFE CONTINGENT ON APPROVAL OF THE MATCHING GRANT FROM BUSINESS OREGON; AND A \$2,500 LOAN TO THE SPORT CARD CENTER CONTINGENT ON APPROVAL OF THE MATCHING GRANT FROM BUSINESS OREGON.** Roll call vote: Crume-yes; Rodriguez-out; Palomo-out; Justus-out; Capron-yes; Braden-yes; Hill-yes. Motion carried 4/0/3.

PRESENTATION**Ontario Water System Master Plan (Attached)**

Betsy Roberts, City Engineer, introduced Brad Baird and Dave Wildman from Anderson Perry & Associates, who would be making the presentation.

South Oregon Street Improvement Project (Attached)

Betsy Roberts, City Engineer, presented.

OLD BUSINESS**Ordinance #2776-2020: Idaho Power Franchise Agreement**

Adam Brown, City Manager, presented.

CRUME moved, CAPRON seconded, **THAT THE CITY COUNCIL ADOPT 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 SECOND AND FINAL 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.

Way-Finding Decision Points

Adam Brown, City Manager, presented.

CRUME moved, RODRIGUEZ seconded, **TO HAVE THE CITY MANAGER POST THE DESIGNS ONLINE AND REQUEST VOTING FROM THE CITIZENS ON THE OPTION THEY WOULD LIKE TO SEE ON THE SIGNS.** Roll call vote: Crume=yes; Rodriguez=yes; Palomo=out; Justus=yes; Capron=yes; Braden=yes; Hill=yes. Motion carried 6/0/1.

NEW BUSINESS**Resolution #2020-130: Water and Sewer Rate Increase**

Kari Ott, Finance Director, presented. Staff was recommending no increase for the upcoming Fiscal Year due to Covid-19 impacts.

CAPRON moved, RODRIGUEZ, **THAT THERE BE NO WATER AND SEWER RATE INCREASE FOR FISCAL YEAR 2020-2021.** Roll call vote: Crume=yes; Rodriguez=yes; Palomo=out; Justus=no; Capron=yes; Braden=no; Hill=yes. Motion carried 4/2/1.

Resolution #2020-131: Master Fee Schedule

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 at 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 if 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.

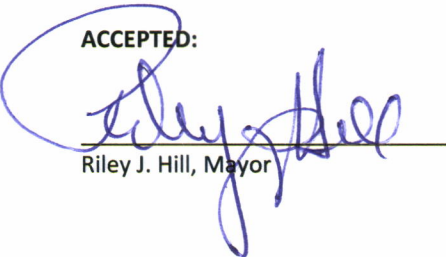
Councilor Crume asked to receive a tally on what costs were associated with the city's involvement with the Black Lives Matter protest. Councilor Braden thanked staff for all their work regarding the protest.

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