

**MISSION STATEMENT: TO CREATE A HEALTHY, SAFE, DIVERSE, AND PROSPEROUS CITY
BY ENGAGING COMMUNITY MEMBERS TO DEVELOP AN ENRICHED QUALITY OF LIFE.**



**COUNCIL MEETING AGENDA
CITY COUNCIL – CITY OF ONTARIO OREGON
TUESDAY, SEPTEMBER 13, 2022, 6:00 PM, MT**
[Zoom Link](#)

Pursuant to the Public Meetings Laws and Rules within the Oregon Revised Statutes, the City Council has the authority, ability, and standing to take action on any items on the Agenda, or add items to the Agenda, during the Study Session or Regular Meeting, as long as all public meeting notice requirements have been met.

1) CALL TO ORDER

Roll Call: Susann Mills ____ Sam Baker ____ John Kirby ____ Ken Hart ____
Michael Braden ____ Eddie Melendrez ____ Mayor Riley Hill ____

2) PLEDGE OF ALLEGIANCE

This Agenda was posted on September 9, 2022. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website at www.ontariooregon.org.

3) MOTION TO ADOPT THE AGENDA

4) PUBLIC COMMENTS Citizens may address the Council; however, Council may not be able to provide an immediate answer or response. Out of respect to the Council and others in attendance, please limit your comment to three (3) minutes. Please state your name and city of residence for the record.

5) CONSENT AGENDA

- A) Adoption of Minutes: August 9, 2022; August 23, 2022
- B) Liquor License Application: Change of Ownership - Mallards Grocery

6) PRESENTATION

- A) Update: Homelessness and Ballot Measure 110

7) NEW BUSINESS

- A) Request for Appointment: Diversity Advisory Committee
- B) Councilor Appointment to Tater Tots Ad Hoc Committee
- C) Acceptance of Public Utility Easements for a Fireline
- D) Emergency Authorization Request: Recycled Water Line Repair

8) DEPARTMENT HEAD UPDATES

- A) Fire: Quarterly Report

9) DISCUSSION ITEMS

- A) Update: PERS
- B) Update: Marijuana
- C) Update: Shadow Butte Lease
- D) Update: Ontario Promise/529 Plan
- E) Update: Code Enforcement Review Ad Hoc Committee

10) HAND-OUTS

- A) Monthly Department Stats: Public Works, Fire, Police, Code Enforcement - August 2022
- B) Minutes - County Court 08/17/2022; 08/31/2022

The City Council may recess/adjourn to Executive Session under ORS 192.660(2) as follows: (a) Employment of Public Officers, Employees, or Agents; (b) Discipline of Public Officers, Employees, or Agents; (d) Labor Negotiations; (e) Real Property Transactions; (f) Exempt Public Records; (g) Trade Negotiations; (h) Litigation /Consult with Legal Counsel; (i) Performance Evaluation of Public Officers and Employees; (j) Trade Negotiations; and/or (l) Labor Negotiations.

The City of Ontario does not discriminate in providing access to its programs, services and activities on the basis of race, color, religion, ancestry, national origin, political affiliation, sex, age, marital status, physical or mental disability, or any other inappropriate reason prohibited by law or policy of the state or federal government. Should a person need special accommodations or interpretation services, contact the City at 889-7684 at least one working day prior to the need for services and every reasonable effort to accommodate the need will be made.

11) CORRESPONDENCE, COMMENTS AND EX-OFFICIO REPORTS

12) EXECUTIVE SESSION

A) ORS 192.660(2)(a): Consider Employment of an Officer, Employee, Staff Member, or Agent

13) POSSIBLE ACTION FOLLOWING EXECUTIVE SESSION

14) ADJOURN



CITY COUNCIL MEETING MINUTES August 9, 2022

The scheduled meeting of the Ontario City Council was called to order by Mayor Riley Hill at 6:00 p.m. on Tuesday, August 9, 2022, in the Council Chambers of City Hall. Council members present were John Kirby, Riley Hill, Michael Braden, Ken Hart, Susann Mills, and Sam Baker. Eddie Melendrez was excused.

Members of staff present were Dan Cummings, Tori Barnett, Terry Leighton, Justin Zysk, Kari Ott, Casey Mordhorst, Al Haun, Paul Woods, and Mike Iwai.

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 August 5, 2022. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

Mayor Hill amended the Agenda to include item 10D regarding the Ontario Promise 529 Plan for students.

HART moved, BAKER seconded, **TO ADOPT THE AGENDA AS AMENDED** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

PUBLIC COMMENT

Andrew Maeda: *Thank you for having me, Council, I appreciate it. I'm here tonight to talk to you a little bit about the Ontario Middle School softball project and just on the Recreation District's side of things and why we fully support this project in our community. A lot of these projects send out a couple different side of things that we tend to forget about or don't see the impact in our community. Of course, on the Recreation District's side of things where it's going to help us grow our program significantly. I remember a time in Ontario when I was a part of the Little League, Sam Baker was one of my coaches at that time, and it was a large organization in Ontario that competed at a large level as well, through All-Stars and travel tournaments. But that program had a ton of community involvement, parent involvement, a lot of that. And that's something that we want to get back to as a Rec District. The need comes with the facilities for the Rec District. The formation of Little League is not very difficult, but the requirements for fields is pretty substantial. Currently, our Rec District has two fields at Beck-Kiwanis that we are working on in getting on up into a good standard for games, and then two at the TVCC softball facilities. That is it. Our Rec District has about 34 teams encompassing about 360 kids, just right now, and that can easily grow every single year. Because of the limitations of our fields and our ability to host games while also having practices for our teams, we complete in a league through Payette County Recreation District. There is a total of 123 teams in that district, and in their softball facility complex at Mesa Park, you'll note they have four fields out there and they are all standard softball fields, bare infields, so the 50-foot fields could be adjusted to 75 for a bigger field. Those specifically, 123 teams, pay \$400 a team to be a part of that. On top of four tournaments they held, so a total of eight days, on teams paying \$425 per team to be a part of those tournaments, included, and that is adult softball league, which pays \$300 a team. So in one year's time, over eight days of a tournament, a five-week season for our baseball/softball program, and then a five-week program for adult softball league, they brought in about \$89,200 for those facilities as well. That did not include concession items, which are probably one of the largest sellers that we see at the Splash Park and amongst most of*



these softball facilities. The adult and softball facility that we see in Caldwell as well, runs pretty significantly off just their concession stand items, which is not included in this. So we fully support this project, specifically because what it will do economically for our community as well, in being able to host some of these tournaments and to provide growth for our program at the Rec District. Thank you.

CONSENT AGENDA

MILLS moved, BAKER seconded, **TO ADOPT THE CONSENT AGENDA, WHICH CONSISTED OF THE CITY COUNCIL MEETING MINUTES OF JULY 26, 2022; AND JULY 26, 2022, CITY COUNCIL EXECUTIVE SESSION MINUTES.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

SPECIAL ACTION

Middle School Softball Field

Fran Halcom, Ontario, stated: *Thank you so much. I want to thank you, Mr. Mayor and Council, for allowing me to speak to you tonight and to present a few of my asks. I come before you on behalf of Ontario Friends of Softball. I started this project in the summer of 2018 because, as Andrew stated, we simply do not have enough fields in our community for our kids, for softball or baseball. Because of the lack of a facility, we've even had to bus our kids to Fruitland and that costs the school district extra money, extra time for the kids, it's really been difficult to play in their league games. This project is not only going to provide fields for Ontario High School, but as Andrew stated, it's much needed for our Recreation Department. He stated how desperate they were, I mean, when I started talking to him, they said can the fields be ready tomorrow? That's how bad it is. The completion of this project will allow for tournaments, which will help us pay for the maintenance of fields, and Andrew was great enough to give some information and provide what the numbers are for the revenue in our community. It's huge! It's not only for the kids, but it's for the motel tax that will come back that will help us in the city, the dining in our restaurants, Burger West, you know, the stores. They'll go to the grocery stores; they'll buy extra Gatorade; they'll go to Big 5; it really creates a lot of revenue to the community. This has also been an opportunity, could be an opportunity, I believe, for prospective newcomers who are viewing Ontario to look at as far as having a sporting facility like this in our community. We're hoping that the City Council could help in some way the Friends of Softball by supporting us in some monetary way. The first being, we're looking at some backstops that would actually, we could get the fields up and running for our kids. That cost is about \$25K, but any amount would be greatly appreciated. I want you to know that. This is getting close to being finished, and believe it or not, it's been a hard road, not only working with three entities that in addition to that, Covid for two years. I got some statistics I wanted to tell you, so you understand why I'm asking. It's been, we've done a lot already. We received grants in the total of \$40,970; we've personally, the Friends of Softball, have had three fundraising events and raised over \$85,700; I have gotten windows, doors, donated paint, the painting, the steel for the roof, the sprinkler system, and many other miscellaneous items for over \$25,508. To date, the building that's standing there, I put \$90K of our fundraising money and grant money into, and we still have some money left in our bank account. But, of course, as you all know, the difficult part about any of this is getting people to give you bids to get work completed. Every time I get a bid, and then I wait two or three months and then I go back and get a refreshed bid, it has gone up due to fuel and rising costs. It's an ongoing, and as far as I can see, basically, it could be from week to week or month to month, but, the cost of the backstops, I checked today, the price has not changed. We would appreciate any help. We're asking for a small amount, I think, compared to what I'm looking at. Just the asphalt alone for that facility, is \$150K, the last time I got the bid. We are making some changes to cut some costs, but I want it to be a building that will be here a long time that we can be proud of. I actually spoke to Don Atkinson, he's one of the people over at the Guys building in Caldwell, and they make substantial amounts of their concession building. That building will pay the maintenance for the fields; it's going to be an asset to our community. I'm open for any questions. I did bring with me a copy of the plans and the fields for the entire Council so you could each have a copy, and I'm open for questions.*



Mayor Hill stated he had reviewed the plans and picked up a copy from CK3. He believed they paid \$20K to draw them. He had also reviewed the backstops and had others review them as well, making sure they were substantial enough for what was wanted. He supported what they were doing and loved all the entities working together to benefit the community. He believed they might have to help incrementally if the Council moved forward on the request. Andrew mentioned they had brought in \$89K – where was the money going?

Ms. Halcom stated that money could be used towards the refs, or some fees, some to the department, the costs of running the tractors and the fuel, or purchasing trophies.

Mr. Maeda stated the money that came in, generally was used for all supplies and maintenance of the facilities.

Mayor Hill stated because he did not see any representation from the school district, he wanted to make sure everyone was working together and there wouldn't be a hiccup later with people squabbling about the maintenance.

Ms. Halcom stated that had been discussed. During the school playing time, the school would maintain 100%. The Rec Department had been using TVCC fields and had been very responsible. Number one, it was the school district's property, and as long as she was around, she'd watch over it. The softball coach had also made the commitment to ensure the fields stayed in working condition. In speaking to the concession building, she had been told that after all expenses were taken care of, they'd clear \$1,200 per game. They built the concession building first because it was during Covid and she had been able to get that done with the funds they had already raised, thankfully, because the cost of that material now would be a lot more. They had the foundation, they just needed to finish it up.

Mayor Hill knew the Council wanted Ontario to grow and be a destination, to rebuild it back to what it used to be.

Councilor Hart stated getting something in writing from the school district, since it belonged to them, stating they were on board with this project, would protect the city and the district.

Ms. Halcom stated she had asked that question. She had asked for it in writing, that they had the agreement. They had all the right people, a great rec department, a great coaching staff, and they were going in the right direction.

Mayor Hill informed Ms. Halcom that the Council would have this as an action item at the next meeting.

Badge Pinning: Jordan Watts; Charlotte New

Terry Leighton, Fire Chief, introduced new Firefighter Jordan Watts, and Fire Administrative Assistant Charlotte New, and pinned their department badges on them.

Water System Service Award: Jacobs

Mayor Hill stated the City of Ontario wanted to recognize the Public Works Department, who were contracted through Jacobs, for their hard work in the water department. They were recognized by the Oregon Health Authority with a certificate for "Outstanding Performance". This certificate meant this system would not have another state Sanitary Survey for 5 years because there were no significant findings or violations during their recent audit of their records, facilities, treatment, and other metrics. This was an evaluation of the water treatment plant and distribution system. This was a great achievement and showed the dedication of each operator. What a tremendous accomplishment for their whole team! Thank you to each and every one of them.

PRESENTATION

Group HRA Update: Waldo Insurance, Inc.

Dave Waldo, Field Waldo, presented.

Councilor Hart stated they had been hoping to get sign on from the Police Union to make the larger pool. Since the police had opted out, what was the risk?



Mr. Waldo stated they modeled these around approximately a 30% utilization. They modeled this one at 100% and were still saving about \$1,400 a year over what was being paid currently. The 3% selection was a significant savings to the city. So, between 30 and 100 was probably where they'd land.

Councilor Hart stated, if appropriate, the school district representative was now at the meeting, and it would be beneficial to hear from him regarding the ball field project.

Josh Mink, Athletic Director, Ontario High School: *I apologize. A lot of meetings happening as we're getting ready to roll out a new school year and excited about a lot of new things. I was joking with my coaches today about I'm on year four, but it feels like year one. I came in 2019, and as we all know, 2020 was our shutdown, so I've yet to have a normal school year as the Athletic Director at the high school, so we're excited about what that looks like this year. Happy to answer any questions. We're excited to work with Fran on this project. Obviously, coming in by the middle school, you all know where it is, and school property and things as Fran and I talked, of course, the school district is going to be taking over once the fields are done. Obviously, we maintain, and we water, and we mow, and we will do all the things that we need to do to make sure that those playing fields are kept up to the standard that we want them to be kept up to. Much like the high school baseball field is kept up to a very good standard as well. So we're excited about the project; we're excited all the work that Fran has done so. She's worked really, really hard. I'm sure she's thinking the same thing I am, she's in whatever year but it feels like year one 'cuz of all the covid slowdowns and things like that. So, anything that the district can do to help support Fran, we want to do. I know we've already got foul poles ready to go, be installed, that we purchased two years ago; we've got a lot of the safety railings that go on top of all the fencing. Once we can get fencing put in, it's all ready to go. We've got baseball, we've got pitcher's rubbers, we've got bases, we've got all those things that are ready to go. Obviously, there's the big-ticket items that just take a little longer for fundraising and that are kind out of my budget to purchase, like backstops and the diamond dust. I'm sure Fran talked at length about the cost of those different things, but I'm happy to answer any questions that the Council may have.*

Mayor Hill stated the Council was looking for an informal, written memorandum of understanding of the things just stated by Mr. Mink.

Mr. Mink: *Okay, we can work on that as well, and we can get it from...I can write it, I can put it on letterhead, we can get the building principal, myself, Superintendent Albisu can sign off on it, whatever you guys want, we can get. Like I said, we're just excited to get the process going. Softball at TVCC is a blessing, but we want our kids back on our campus. Thank you. I appreciate your time.*

Mayor Hill stated the MOU that would be put together, the Council would be meeting again in two weeks, so would he be able to provide that by then so the Council could take action?

Mr. Mink: *Yes. I can provide that for you. Email or I can bring it down to City Hall, or all of the above. Thank you.*

Dan Cummings, City Manager Pro Tem, stated unless he was told differently from the Council, he was prepared to enter into a contract to initiate the new insurance program for all the employees who agreed to join. That was all employees, including fire, but unfortunately not the police. When their contract was due, it would have to be negotiated for it. It was something the City Manager was authorized to do, but he wanted to make sure the Council had no issues.

Mayor Hill stated it appeared he was good to proceed.

NEW BUSINESS**Resolution #2022-132: Airport Pavement Rehabilitation Grant Match**

Justin Zysk, Airport Manager, presented.

KIRBY moved, MILLS seconded, **THE CITY COUNCIL TO APPROVE RESOLUTION #2022-132: A RESOLUTION TO APPROPRIATE ADDITIONAL GRANT MATCH FUNDING FOR THE AIRPORT PAVEMENT REHABILITATION PROJECT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Airport Pavement Rehabilitation ODA Grant Agreement

Justin Zysk, Airport Manager, presented.

HART moved, KIRBY seconded, **THE CITY COUNCIL TO APPROVE THE AIRPORT REHABILITATION RUNWAY, TAXIWAYS, AND APRON (AIP 19) GRANT AGREEMENT NO. COAR-2022-ONO-00021 AND AUTHORIZE THE CITY MANAGER PRO TEM TO SIGN THE AGREEMENT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Addendum #1: Airport Landscape Service Agreement

Justin Zysk, Airport Manager, presented.

MILLS moved, KIRBY seconded, **THE CITY COUNCIL TO APPROVE ADDENDUM #1 TO THE ORIGINAL AIRPORT LANDSCAPE SERVICE AGREEMENT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Resolution #2022-133: Create Tater Tots Trail Ad Hoc Committee

Dan Cummings, City Manager Pro Tem, presented.

MILLS moved, HART seconded, **THE CITY COUNCIL TO ADOPT RESOLUTION #2022-133, A RESOLUTION ESTABLISHING A TATER TOTS TRAIL AD HOC COMMITTEE.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Intergovernmental Agreement: Programming of City Recreation Facilities

Dan Cummings, City Manager Pro Tem, presented.

KIRBY moved, HART seconded, **THE CITY COUNCIL TO APPROVE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE ONTARIO RECREATION DISTRICT AND THE CITY OF ONTARIO FOR THE SCHEDULING OF RECREATION FIELDS AND FACILITIES AND AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Acceptance of Public Utility Easement: KZ Investments, LLC

Dan Cummings, City Manager Pro Tem, presented.

MILLS moved, BRADEN seconded, **THE CITY COUNCIL TO ACCEPT THE TWO PUBLIC UTILITY EASEMENTS AS ATTACHED AND AUTHORIZE THE MAYOR TO SIGN THE PUBLIC UTILITY EASEMENTS AND FURTHER INSTRUCT THE CITY RECORDER TO RECORD SAID EASEMENTS WITHIN THE MALHEUR COUNTY CLERK'S LAND RECORDS.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

Malheur Council on Aging and Community Services Funding

Kari Ott, Finance Director, presented.

BAKER moved, KIRBY seconded, **THE CITY COUNCIL APPROVE THE REQUEST TO SPEND THE REMAINING FUNDING ON ELECTRICAL UPGRADES AND MEAL PURCHASES, AND ANYTHING ELSE THEY NEEDED.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

PUBLIC HEARING**Resolution #2022-134: Harrah Heights Reimbursement District**

It being the date advertised for public hearing on the matter of Resolution #2022-134, the Hearing was declared open. There were no objections to the city's jurisdiction to hear the action, one abstentions, no ex-parte contact, and one declaration of conflict of interest.

Mayor Hill recused himself due to a conflict of interest. President Hart ran the public hearing.

Dan Cummings, Community Development 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.

BRADEN moved, KIRBY seconded, **THE CITY COUNCIL APPROVE THE AMENDED DIRECTOR'S REPORT FOR HARRAH HEIGHTS REIMBURSEMENT DISTRICT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-recuse. Motion carried 6/0/0/1.

MILLS moved, KIRBY seconded, **THAT THE CITY COUNCIL APPROVE RESOLUTION #2022-134: A RESOLUTION CREATING THE HARRAH HEIGHTS REIMBURSEMENT DISTRICT AS DESCRIBED BY THE PUBLIC WORKS DIRECTOR'S REPORT AND AUTHORIZE THE COUNCIL PRESIDENT TO SIGN.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-recuse. Motion carried 6/0/0/1.

Mayor Hill returned to the Council dais.

DISCUSSION ITEMS**Update: Dump Truck**

Casey Mordhorst, Public Works Director, stated the Council had requested that he bring back quotes to upgrade the hydraulic system and the sander for the 1999 truck. He had provided the quote from the shop where they purchased dump trucks for a stainless-steel sander, for approximately \$23K, the hydraulic package was around \$20K, to have everything removed from the existing dump truck, retrofitted, and to add the new items would be just over \$77K.

Councilor Hart asked if there was a timeline of how long it would take if the changes were approved that night, to when it could be completed vs. the purchase of a new truck.

Mr. Mordhorst stated he wouldn't be able to get a quote for a chassis until November, early December. From there, it would be 365 days out. If they received a purchase order the next day, it was between 16 and 20 weeks for the retrofit.

Councilor Hart stated they could get something quicker for public works to use and save taxpayer money.

Councilor Baker stated in reviewing the quote, the box was not just for this truck, it was for something the department could be utilized on other trucks. Was that correct?



Mr. Mordhorst stated that was correct.

Councilor Baker stated maybe he misunderstood, but the engine and transmission in the truck, had that been fixed, or would that be another expense?

Mr. Mordhorst stated when the truck was purchased, it had the engine rebuilt within the first month. The engine runs well. There had been some fuel issues, and it had been over to Peterbilt multiple times, who had replaced the fuel pump, among other things. Currently, the truck ran okay.

Mayor Hill stated that he favored the retrofit, which would also allow the movement of funds, perhaps towards some things for the softball fields.

Update: Evidence Room

Michael Iwai, Police Chief, presented a PowerPoint presentation. The department was still working on the evidence room update. As a result of a criminal investigate, and lacking the infrastructure and updates needed specific to storage, and the Records Management System (RMS) and the FTE, this was where they ended up. He thanked the Council for investing close to \$54K to provide the necessary updates, but there were costs coming up, including internet connectivity.

Mayor Hill stated the connection was going to be low enough that the City Manager could approve it, so that was good news.

Chief Iwai stated they did not know the costs associated with the connectivity was going to be.

Mr. Cummings stated before he approved it, it would be brought before the Council. He believed it would be more than he was authorized to sign for. The cost was still unknown.

Councilor Kirby stated in the future, the city would have the opportunity to look at putting in upgrades to communication. There was empty conduit going into parts of the city. The company that had offered to give the service to the city free, would that be a potential vendor of that type of utility, which could result in a conflict with other bidders?

Mr. Cummings stated he was not sure who had been talked to about getting free work.

Chief Iwai stated it was Kevin Hill, who was a volunteer with the fire department, and he had connections with the company, and because of the amount of conduit being requested was such a small amount, his company would donate that to the police department.

Update: Homelessness

Michael Iwai, Police Chief, stated: *I'm going to preface my comments carefully because August 23rd, I'll be providing the City Council with an in-depth look on the issue surrounding homelessness in the City of Ontario. I will tell you that I'm currently looking at a lot of statistics. I've been asked by the City Manager how's the police department going to solve their part in this, and I want to be very clear- we have a part in this, but we are not the solution. We really aren't. When you look at the issues surrounding homelessness, we have to ensure that we have ordinances that are in place in order to stand up against scrutiny. And that is still something that I am waiting to hear from, specifically from the attorney, and to actually look at the ordinances and where we're going to move forward. We're going to have to have proper signage and when we have proper signage allowing people to be in public areas at specific times that's good, but we also have to have a place per the Governor's directive by the end of June of next year. We have to have a place identified where they can go. So our challenge, City Council, I have to start putting this together and I am pulling a lot of data on this, so you'll have a lot of information in the next few weeks. We have to have that place identified by June of next year; otherwise, it will be difficult for us to cite and to prosecute folks that are trespassing if we do not provide a spot for homeless to go. And I've talked to the Mayor, and I've talked to the City Manager*



about this, it's nothing new. You've all had the information from the attorneys, and I know that the attorneys are looking at this from different perspectives. I must reiterate, though, a lot of the challenges every community is facing because it has not been put to the test yet, which means it has not been litigated and we do not have case law one way or the other. Another issue that I will tell is going to be a partnership, and that's with the court. When we do cite folks for trespass, we have to ensure that they are going to be convicted or held accountable, and if they're not being held accountable, that is further going to cause issues within the community. The other part of this, another huge part, is on the social services that we provide. It seems like we are a bit fragmented. As I do this research, I'm looking at the number of calls and how it's affecting all of my police officers, especially my Code Enforcement Officer. I will tell you that Officer Reyna just for last year between July 1, 2021 to June 30, 2022, he covered nearly 1,300 calls himself. As a police department during that same time, we were over 5,000, so that tells you that this is not just Rick Reyna that is looking at these issues. It's affecting the entire police department. And I will also tell you, I'm giving you kind of a glimpse on what's going to be coming very soon, some of the calls that a Code Enforcement Officer is responding to, I don't think he should be going to those calls. He is not a police officer, he does not have a gun, and most of the homelessness issues that we deal with, they are either suffering from substance abuse or mental health, and that's not good to have an unarmed officer at these incidents.

Mayor Hill wanted to be clear that the 1,300 that Officer Reyna responded to, and the 5,000 with the department, those were all homeless calls.

Chief Iwai: *No, not exactly. Officer Reyna's calls, yes. 100%. The officer calls, it's very difficult in JUSTICE pulling data, but I wanted to find out how involved my police officers have been over the last year, so this is going to be the best guess estimate that I can provide, but I will tell you that is a significant quadrant of what our police officers are responding to. It's not going to be all of them, but it is a significant amount. And I think it'll make more sense to you, Mr. Mayor, it may not answer your question 100%, but a lot of this issue really surrounds our ability to pull data out of our records management system. It's 25 years old and having somebody having to look at each case, per officer, is the only way that I can do this. There is no other way for me to get this data, so it is labor intensive. So, I'm telling you, I don't think code enforcement is going to be the answer moving forward. It's going to take someone that can handle any type of call. But I've got some ideas. I want to say thank you, publicly, to Jacobs. As I start looking into our data, they are involved in a lot of this. For every area that we clean up, it's Jacobs that's doing that. All the graffiti, with the exception of Councilwoman Mills and her specific incident, is Jacobs. So, there's a lot of partners here that really, I should be speaking more to, and I will before the next City Council meeting. But Jacobs was an oversight for me, and as I was looking at the reports, I'm thankful for the services they are providing our community. So I will tell you, this is not just a law enforcement issue. Right now, what Ontario has, is a significant increase in homelessness, and it's pocketed throughout the City of Ontario. So do you want it all in different pockets of Ontario, or do you want to designate a space where they can go? But I will provide a lot more detail to you in two weeks. Don't be mad at me.*

Councilor Hart stated wanted to know if they were Ontario people that, through no fault of their own, had become homeless, or were these people coming here from other areas.

Chief Iwai stated it the latter. They were from Portland, Seattle, California, and they were going to continue to come here.

Mayor Hill asked if they were coming here because of the decriminalization of hard drugs?

Chief Iwai stated yes. He had attended the National Night Out in Fruitland, and without stating who he spoke with, the individuals stated he was seeking funds from his Council, and the statement made was "if you want us to look like Ontario, Oregon, which is lawless, then don't give my people a pay raise.", then added "no offense". That's the reputation that Ontario currently has. It could not be the police department alone cleaning up the situation. That would not work.

Councilor Kirby asked how culpable was the State of Oregon in creating the problem in Ontario?

Chief Iwai stated speaking from experience, when the legalization of marijuana came, it didn't come to Oregon overnight. There were a lot of funders that were pro marijuana, but the measure failed the first time. Then it came back, more money was put into it, and when there were multi-million dollars put in to get marijuana in the state, and only \$167K was put towards opposition, they knew they were going to win. Marijuana took two years, and in looking at data prior to the legalization of marijuana, from 2014-2016, and recreational marijuana was phased in. It was difficult to look at one calendar year. During 2014-2016 and make any inferences from that data, because it was constantly changing. He looked at 2013-2014, then 2014-2015, and then 2020, 2021, and 2022. That's the data the Council would receive in two weeks. Marijuana was a gateway drug, which many argued, but marijuana was the Ranch of all drugs – it went with everything. Unfortunately, all the homelessness seen lately, it went to substance abuse as the primary motivator for being here. When BM110 basically restricted the ability to hold possession of hard-core drugs as a crime and opened the flood gates. Senator Findley will be intown coming up very soon and I sent the information over to Dan Cummings, City Manager, and I'm hoping that some of you will attend. It will be at Matsy's, and he's asked me to talk about some of the problems that we're experiences because of BM110. I'm happy to see that there is a group in this room that is actually receiving some money from BM110 because the last time I checked, we had \$300M available and it was, remember, brought under the auspice of prevention and treatment, yet not one treatment facility has been built in the State of Oregon. Not one! And, what you see now, you see the officers not wanting to fine anybody for PC, Meth, or heroin, or other hard-core drugs. So yes, the state is extremely culpable in where we are at right now.

Mayor Hill stated he suspected that the hard-core drugs that were, over the past two years, had driven the homelessness here because they were not going to be sent to jail.

Chief Iwai stated they were not supposed to got to jail, but receive treatment, and the numbers he would be sharing were ridiculous. They were not getting treatment.

Mayor Hill stated he saw, out of BM110, their hotline was set up and in a year's time were only nine calls to that line, and four of those nine were police officers. There had been only one call that asked for treatment.

Chief Iwai stated the majority of the phone calls coming from police officers were asking what to do with the situation. He would show them some numbers on that, but he didn't want to take away from the issue. The issue affecting them currently, marijuana was here, BM110 was here, and collectively they needed to be asking where the money was going and how was it being reinvested back into the community. The other big part was the community partners in Ontario that were tired of seeing this. The police department was not going to be able to solve this problem alone. He would need the court on board, and he'd already spoken with Justice Court. He believed they had support there. He brought up an idea of having a corrections-type set up with the Justin Court, meaning if they could not pay, or were indigent, they could maybe help Code Enforcement and help clean up yards. The Judge thought hat was a great idea and believed she could institute something to that effect. That was another program and who would run that? The police department was already short-staffed. There were many issues before them, and it needed to be a collaborative approach. This was not a police department issue. It was a state issue.

Councilor Kirby stated with regard to the marijuana measure the second time, his group "No Pot Ontario" raised \$15K to oppose that. The Secretary of State had on file \$150K the proponents fought with. Basically, 10 to 1, his group was overwhelmed.

DEPARTMENT HEAD UPDATES

Public Works: Quarterly Report *(Attached)*

Casey Mordhorst, Public Works Director, presented.



Ontario Promise/529 Plan

Ken Hart, Council President, stated he was looking for a consensus from the Council, if they were okay with the proposed revisions. He handed out a document to the Council and stated the ad hoc committee had not met to meet so this was just based on a discussion he had directly with the Oregon Treasury Department. The idea had been moved around about how to make this as easy as possible for the kids and families to set up the Oregon Savings Plan for college or tech school. The Treasury Department was a key partner in the program. At the beginning, the city was going to give \$100 to every child that was in Ontario in five different grades. That would be all city money that had already been appropriated for this current year, as well as next year. What the Treasury Department was asking was to help in simplifying the program, that way every child in Ontario would receive a funds. It was about 2,600 kids through the 13 grades. Their idea was that if the City of Ontario would put up \$50 for every child, they would match that. Essentially, the Oregon Treasury Department would give Ontario \$100K to match the city's \$100K for two years. It appeared to be a good deal. They wanted to partner with the city. This was a very unique program in Oregon, as well as the nation, and they wanted to highlight this program. They understood they were asking the city to make some changes. He wanted to take the Department up on their offer and take that back to the Committee. They were currently working on marketing materials. The idea was to unveil this in September, early October, this year, and have it open for the entire school year. They were going to have to do a paper form at the beginning, but ultimately it would be online. He wanted to know if there were any concerns, or this was in line with what the Council would like to do. He could take that back to the ad hoc committee and get it locked in so it could move forward.

Mayor Hill stated this was a better deal than what they had started with in two ways. The city was getting was receiving \$100K from the state, and they were going to administer the program themselves.

Councilor Hart stated he had asked for an MOU to commit to the \$100K, and they agreed.

Council consensus to move forward.

HAND OUTS**Monthly Department Stats:** *(Attached)*

Police, Code Enforcement, Fire, Public Works – July 2022

Minutes: County Court *(Attached)*

July 20, 2022; July 27, 2022

EXECUTIVE SESSION**ORS 192.660(2)(a): Consider Employment**

An executive session was called at 7:43 p.m. under provisions of ORS 192.660(1)(a) to consider employment of an officer, employee, staff member, or agent. The Council reconvened into regular session at 7:56 p.m.

ACTION FOLLOWING EXECUTIVE SESSION**HR Manager**

KIRBY moved, MILLS seconded, **THE COUNCIL AUTHORIZE THE CITY MANAGER PRO TEM TO HIRE A CANDIDATE FOR THE HR PERSON AND AS AN ASSISTANT TO THE CITY MANAGER, AND THAT CANDIDATE IS JUSTIN ZYSK.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.



ADJOURN

KIRBY moved, HART seconded, **THAT THE MEETING BE ADJOURNED**. Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-out; Hill-yes. Motion carried 6/0/1.

ACCEPTED:**ATTEST**

Riley J. Hill, Mayor

Tori Barnett, MMC, City Recorder



CITY COUNCIL MEETING MINUTES August 23, 2022

The scheduled meeting of the Ontario City Council was called to order by Mayor Riley Hill at 6:00 p.m. on Tuesday, August 23, 2022, in the Council Chambers of City Hall. Council members present were Riley Hill, Michael Braden, Ken Hart, Eddie Melendrez, and Susann Mills. Sam Baker arrived at 6:21pm; John Kirby signed on at 6:45pm.

Members of staff present were Dan Cummings, Tori Barnett, Terry Leighton, Justin Zysk, Kari Ott, Casey Mordhorst, Mike Iwai, and Paul Woods.

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 August 19, 2022. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

Mayor Hill added two items to the Agenda: Item 8)D – Accept applications for City Manager position; and Item 8)E – Clean Water Authority.

HART moved, MILLS seconded, **TO ADOPT THE AGENDA AS AMENDED**. Roll call vote: Mills-yes; Baker-out; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 5/0/2.

LOCAL CONTRACT REVIEW BOARD

Sole Source Purchase Request: Water Treatment Equipment

Paul Woods, City Engineer, presented.

Growth demands require the City to increase the ability to deliver safe drinking water to the community by expanding the water treatment system. The 2020 Water Master Plan calls for the addition of a 2 million gallon-per-day water filtration system to provide the necessary increase in capacity. Murraysmith was retained by the city to complete engineering associated with this project. The attached memorandum lays out the argument to proceed with the city's direct purchasing of the unit from WesTech and doing so as a sole source purchase. Selecting the WesTech unit to compliment the two existing WesTech units will save the city and its customers operational costs and will ensure performance consistency.

The funds for the purchase of the equipment were authorized by the City Council in adopting the annual budget with the water treatment plant expansion project listed as a specific capital improvement expenditure. Due to the 40-week lead time, approval of the purchase now is needed to keep the project moving forward.

HART moved, MILLS seconded, **THE CITY COUNCIL TO AUTHORIZE THE SOLE SOURCE PURCHASE OF THE WESTECH WATER FILTRATION EQUIPMENT AND AUTHORIZE THE MAYOR TO SIGN ALL DOCUMENTS RELATED TO THE PURCHASE**. Roll call vote: Mills-yes; Baker-out; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 5/0/2.



BEGIN REGULAR COUNCIL MEETING**PRESENTATIONS****Proclamation: Malheur County Prevention Coalition**

Jennifer Shafer read the proclamation into the record: *City of Ontario Recovery Month Proclamation*
Mental health, substance use, and harmful gambling behaviors affect all communities nationwide. With commitment and support, our family members, friends, colleagues, and community members with these disorders can achieve healthy lifestyles and lead rewarding lives in recovery. By seeking help, people who experience mental health, substance use and/or harmful gambling behaviors can embark on a new path toward improved health and overall wellness. The focus of our local theme for Recovery Month for September 2022 is "Recovery is For Every Person, Recovery is For Every Family, Recovery is For Every Community, Recovery is for Everyone!" To celebrate their journey, we recognize the challenges of recovery, and we support them! We realize the need to share resources and build networks that support recovery in all forms, as we are all part of the solution. Recovery Month and Hands Around the Park spreads the message that behavioral health is essential to one's overall health and wellness, and that prevention works, treatment is effective, and people do recover.

The impact of mental health and substance use disorders is apparent in our country, with 22 million people in the US suffering from an active addiction disorder, and 1 out of every 3 households being directly impacted by addiction. Oregon ranks first among all states for adults with substance use disorders and third in the nation for youth with substance use disorders. Additionally, an estimated 84,000 adult Oregonians have moderate or severe gambling disorders. These conditions in one way or another affect us all. Through Recovery Month, people become more aware and able to recognize the signs of mental health, substance use, and harmful gambling behaviors, which can help guide more people into needed treatment. Managing the effects of these conditions can help people achieve healthy lifestyles, both physically and emotionally.

The Recovery Month observance continues to work to improve lives to promote and support treatment, and recovery practices, educating communities about prevention and acknowledging the dedication of service providers and community members who assist in making recovery possible. For the above reasons, we are asking the citizens of Oregon to join us in celebrating this September as Recovery Month.

We, as the City of Ontario, do hereby proclaim the month of September 2022 as Mental Health, Substance Use, and Harmful Gambling Behaviors Recovery Month

In Ontario, OR, we call upon our community to observe this month with compelling programs and events that support this year's observance.

MELENDREZ moved, HART seconded, **TO ADOPT THE PROCLAMATION AND AUTHORIZE THE MAYOR AND STAFF TO SIGN THE PROCLAMATION.** Roll call vote: Mills-yes; Baker-out; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 5/0/2.

Update: Sprint Boat Races

Ron Dillon stated: *Mayor and Council, I know you have a full agenda, so I'll be brief. I just thought it would be appropriate to update you on how things are going out there. I know some of you have attended one or both of our races, and some haven't. We haven't had any accidents; we haven't had any injuries. Our safety fence got slammed into at the last race, and it just stood there stoically like it was supposed to and no one was harmed. We have not had great attendance out there, and that's been frustrating. These young kids coming up that want to be even producers, the first thing I tell them is do not buy into if you build it, they will come. So what did I do? I bought into if they build it, they will come. Shame on me. However, we're not giving up. We know that part of the problem was no grass, so we've been out there slaving away installing sod. Huge kudos to Warrington Irrigation. Joey Warrington got tired of me slogging in there every day, saying I'm dying out there, we can't get any water, and she finally said, I'm going to loan you an entire water system, and bless their hearts, they came out and installed it. It still has a few little*



hiccups, but by and large we've got half of that berm about, we've laid down about 15,000 square feet of sod, with another 15 to go. I got a screaming deal on the sod, so it looks night and day different. I wish I had a slide to show you, but I'm going out there after the meeting tonight to keep going. World of difference. We're also going to lower our ticket prices. We came into this going, well our tickets are cheaper than the other two tracks, but we found out that doesn't matter. In this community, it better be really, really, really low priced or they're not going to come. So, we're going to have the lowest ticket prices. We'll be half of what the other tracks charge, which is risky because you get it down to where if we're charging a dollar for a ticket, we'd have to get 15,000 people to break even, and that's probably not going to happen, but we're trying A through Z to make this work. Also, I want to thank the, and I should have written her name down, I believe they're called the New Life or New Hope Recovery Center here in town. They are magnificent. They've been sending us people out to help lay the sod and help with safety crews and they're fabulous people and I wish them all well. So this photo up on the screen behind you, that's the recent race up at Port Angeles, Washington. They sold 6,100 tickets. The owner confided in me that he cleared over \$150,000 profit. I said I don't know whether to be impressed or cry. But I thought Port Angeles was a suburb of Seattle, but it's not. It's 123 miles north of Seattle, out kind of in the boondocks. Now they've been doing this for a while, so it's tough to say that we're just going to jump in and do like them, but we are going to go up and attend their next race here in a couple weeks and try and understand while they're getting thousands and thousands and thousands of people. They have 30 racers; we only had ten. (Next slide please) Okay, this is the recent race at Saint John, Washington, which is out completely out in the middle of now where, out near Lewiston, and there's about 5,000 people there. Again, they've got some grass, they've got some trees, they've got this and that, but the idea that you have to be near a big urban area to pull thousands of people, these guys are proof that that's not the case. So we're going to keep fighting, with more and more grass, more and more water, and lower ticket prices. Our last race this year is October 1st. We're going to give it a go. We do appreciate the city; they've been nothing but helpful on this, as has John Breidenbach and the Chamber of Commerce have been enormously supportive of us. I just wanted to let you know we're still here, we're still swinging, and we hope to see you October 1st.

Councilor Hart asked with regard to the other events, how much pull was there from other people who followed those races vs getting local people here from like Ontario or the Boise area? Was it about 50/50?

Mr. Dillon: *Yes, there are people who follow the circuit. We had a couple that said hey we drove here from Seattle, we drove here from San Francisco, whatever. There's only, the thing that we thought was going to help us more than it has, there's only three sprint boat tracks in the entire country, we being one of them. We're not getting that turn out. We continue to hear your prices are too high and there's no grass, and that's why we attacked the grass thing. Is that going to make a huge difference? I simply don't know. We know it'll help, and we know that the airport is excited because there's dust issues over there and the more, we water and the more grass there is, the less dust there's going to be at the airport. As far as local, we thought we'd get a big following from Boise. We tried to draw some analogies with our Big Nasty Hill Climb, and it draws big crowds from Boise, Kuna, Caldwell, that should be happening here. There is some discussion that maybe our advertising isn't working. We're primarily using social media, but a lot of people follow things on Facebook now, and our last boosted ad for the last race got 150,000+ views and I think about 6,000 clicks where they went to our website, so you try to think optimistically and you go, gosh, we're going to get, the whole thing was designed to get at least 1,000 paying spectators. At the point, the numbers start to work. We have 763 paying spectators at the first one, and we had several hundred more people that got in for free, sponsor tickets, that kind of thing, so that's why he said there was 1,100 people at the first one because that was about what we had. The second was noticeably worse. It was only 411 that were sold and another 200 or so that were there. Speculation there is that the weather was pretty bad at the first one. The wind came up and of course the water truck broke down and it was a mess, but you'd still think that people would go, man, sprint boats, this is great. The racing out there has just been terrific. Yeah, we need to pull harder from this community; we need to get Boise over here. We're expecting at least 6-8,000 at our Big Nasty Hill Climb in three weeks. Now that's maybe not fair because it's been around for 18 years, but still, it's the only motorcycle hill climb in Idaho and this is the only sprint boat track in Oregon, so if Nasty can do it, Ontario Speedway should be able to do it.*



OLD BUSINESS**Upgrade Request: Dump Truck**

Casey Mordhorst, Public Works Director, presented.

MELENDREZ moved, HART seconded, **THAT THE CITY COUNCIL APPROVE A REQUEST TO UPGRADE THE HYDRAULICS AND SANDER ON THE 1999 VOLVO 10-YARD OUNT NOT TO EXCEED \$78,000.00 TO METROQUIP.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2022-135: Reallocating Funds from Dump Truck Funding to Softball Fields and Contingency

Kari Ott, Finance Director, presented.

HART moved, MILLS seconded, **THE CITY COUNCIL APPROVE RESOLUTION #2022-135: A RESOLUTION TO REALLOCATE FUNDS FROM THE DUMP TRUCK TO SOFTBALL BACKSTOPS AND CONTINGENCY.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

NEW BUSINESS**Amendment #2 to Wastewater Services Agreement: City of Ontario and SRCI**

Paul Woods, City Engineer, presented.

MELENDREZ moved, MILLS seconded, **THE CITY COUNCIL TO APPROVE AMENDMENT #2 OF THE WASTEWATER SERVICES AGREEMENT BETWEEN THE CITY AND SRCI AND AUTHORIZE THE MAYOR TO SIGN ALL DOCUMENTS RELATED TO THE ACTION.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2022-136: Support a Vision Zero Policy

Justin Zysk, HR Manager/Assistant to City Manager, presented.

MILLS moved, MELENDREZ seconded, **THE CITY COUNCIL TO ADOPT RESOLUTION #2022-136: A RESOLUTION TO ADOPT A GOAL TO REDUCE TRAFFIC RELATED-FATALITIES D SUPPORTING A VISION ZERO POLICY IN THE CITY OF ONTARIO.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

Resolution #2022-137: Police Radio Repairs

Kari Ott, Finance Director, presented.

MILLS moved, HART seconded, **THE CITY COUNCIL APPROVE RESOLUTION #2022-137: A SUPPLEMENTAL BUDGET TO APPROPRIATE CARRYOVER 2021-2022 RADIO EQUIPMENT FUNDING.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

Accept Applications for the City Manager Position

Mayor Riley Hill this was needed due to a mistake that was made in advertising for applicants for a new City Manager. It was his understanding that the city received three applications, but then when the deadline was published, eight more applications were received. It was a Council decision to accept all eight applications, or to only move forward with the three applications that met the deadline.

HART moved, MELENDREZ seconded, **THE CITY COUNCIL ACCEPT ALL EIGHT APPLICATIONS SINCE THAT WAS WHAT WAS PUBLISHED FOR FOLKS EVEN THOUGH THAT DID NOT COINCIDE WITH WHAT THE COUNCIL HAD VOTED ON.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

Authorization to Submit a Letter of Interest for Oregon Safe Drinking Water State Revolving Loan Fund for the Water Treatment Plant Expansion

Paul Woods, City Engineer, presented.

Councilor Hart asked if Merchant McIntyre was helping with this?

Mr. Woods stated they were not.

HART moved, MILLS seconded, **THE CITY COUNCIL AUTHORIZE THE SUBMITTAL OF A LETTER OF INTENT TO THE OREGON STATE SAFE DRINKING WATER STATE REVOLVING LOAN FUND FOR WATER TREATMENT PLANT EXPANSION AND AUTHORIZE THE MAYOR OR CITY MANAGER TO SIGN.** Roll call vote: Mills-yes; Baker-yes; Kirby-out; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 6/0/1.

PUBLIC HEARING**CDBG Sewer Line Replacement Project Close Out**

It being the date advertised for public hearing on the matter stated above, the Hearing was declared open. There were no objections to the city's jurisdiction to hear the action, one abstention, no ex-parte contact, and one declaration of conflict of interest.

Paul Woods, City Engineer, presented.

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

MILLS moved, BAKER seconded, **THE CITY COUNCIL TO APPROVE CLOSING THE CDBG SEWER LINE REPLACEMENT PROJECT AND DIRECT STAFF TO SUBMIT ALL NECESSARY CLOSE OUT DOCUMENTATION AS REQUIRED BY THE GRANT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

Ordinance #2813-2022: Proclaiming the Rezoning of Certain Property within the City of Ontario from Heavy Industrial (I-2) to General Commercial (C-2)

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

Mayor Hill recused himself due to a conflict of interest and stepped down from the dais. Council President Hart presided over the public hearing on this action.

Dan Cummings, Community Development 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.

BRADEN moved, MILLS seconded, **THE CITY COUNCIL TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND APPROVE THE FINDINGS OF FACTS OF FACTS FOR THE REZONE OF THE SUBJECT PROPERTY FROM HEAVY INDUSTRIAL (I-2) TO GENERAL COMMERCIAL (C-2) AS SET FORTH IN PLANNING ACTION 2022 2022-06-26RZ BASED ON THE INFORMATION, FINDINGS AND CONCLUSIONS SET FORTH IN THIS REPORT.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-recused. Motion carried 6/0/0/1.



BRADEN moved, MILLS seconded, **IN ACCORDANCE WITH SECTION 8.2(2) OF THE CITY CHARTER, THE CITY COUNCIL TO APPROVE ORDINANCE #2813-2022 AN ORDINANCE PROCLAIMING THE REZONING OF CERTAIN PROPERTY WITHIN THE CITY OF ONTARIO FROM HEAVY INDUSTRIAL (I-2) TO GENERAL COMMERCIAL (C-2) AS SET FORTH IN ACTION 2022-06-26RZ, AT A SINGLE MEETING BY TITLE ONLY.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-recused. Motion carried 6/0/0/1.

BRADEN moved, MILLS seconded, **IN ACCORDANCE WITH SECTION 8.2(2) OF THE CITY CHARTER, THE CITY COUNCIL TO APPROVE ORDINANCE #2813-2022 AN ORDINANCE PROCLAIMING THE REZONING OF CERTAIN PROPERTY WITHIN THE CITY OF ONTARIO FROM HEAVY INDUSTRIAL (I-2) TO GENERAL COMMERCIAL (C-2) AS SET FORTH IN ACTION 2022-06-26RZ, AT A SINGLE MEETING BY TITLE ONLY.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-recused. Motion carried 6/0/0/1.

Mayor Hill returned to the dais.

Resolution #2022-138: Supplemental Budget – Ontario Promise and Aquatic Fund

It being the date advertised for public hearing on the matter stated above, 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.

HILL moved, BAKER seconded, **THE CITY COUNCIL APPROVE RESOLUTION #2022-138: A SUPPLEMENTAL BUDGET TO APPROPRIATE REMAINING AQUATIC FUND BALANCE AND MOVE ONTARIO PROMISE FUNDING TO A SEPARATE FUND.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

DEPARTMENT HEAD UPDATES

Finance: Monthly Report *(Attached)*

Kari Ott, Finance Director, presented.

HAND OUTS

Minutes: County Court *(Attached)*

08-03-2022; 08-10-2022

Check Register *(Attached)*

July 2022

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

- Councilor Hart gave a shout out to Chief Iwai. He listened to his presentation to a delegation of Senators and House members about some issues he and his staff were facing in Ontario with homelessness, crime, and drugs. It was well-received. The Chief is extremely respected, and people wondered how Ontario got him. They were told he was ours and they could not have him! He did Ontario proud in that presentation, so thank you to Chief Iwai.



- Councilor Mills stated she believed they'd be receiving a presentation from Chief Iwai at the next meeting, and she'd like him to include an update on the officers who were not currently on duty.

Executive Session: ORS 192.660(2)(a)

An executive session was called at 7:10 p.m. under provisions of ORS 192.660(1)(a) to consider employment of an officer, employee, staff member, or agent. The Council reconvened into regular session at 8:27 p.m.

ACTION FOLLOWING EXECUTIVE SESSION**City Manager Recruitment Process: Next Steps**

Mayor Hill stated the Council would be asking 14 questions of the candidates. The Council has narrowed it to four (4) candidates. The four unselected will receive regret letters. Councilor Hart and Councilor Braden would be reviewing the questions for finality, and they would then be submitted to the city's legal counsel for review and approval.

HART moved, BAKER seconded, **TO APPROVE THE STEPS OF ASKING THE CANDIDATES 14 QUESTIONS FOR THE FOUR CANDIDATES SELECTED BY THE COUNCIL; THE FOUR CANDIDATES NOT SELECTED WILL RECEIVE LETTERS OF REGRET; AND COUNCILOR HART AND COUNCILOR BRADEN WILL REVIEW THE 14 QUESTIONS AND SUBMIT THEM TO THE CITY ATTORNEY FOR APPROVAL.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

ADJOURN

HART moved, BAKER seconded, **THAT THE MEETING BE ADJOURNED.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

ACCEPTED:**ATTEST**

Riley J. Hill, Mayor

Tori Barnett, MMC, City Recorder



**AGENDA REPORT
CONSENT AGENDA
September 13, 2022**

To: Mayor and City Council

FROM: Michael Iwai, Police Chief

THROUGH: Danny K. Cummings, City Manager Pro Tem

SUBJECT: **LIQUOR LICENSE APPLICATION: CHANGE OF OWNERSHIP - MALLARDS GROCERY**

DATE: September 7, 2022

PROPOSED MOTION:

I MOVE THE CITY COUNCIL TO APPROVE THE CHANGE OF OWNER COMMERCIAL OFF-PREMISES LIQUOR LICENSE APPLICATION FOR MALLARDS GROCERY.

SUMMARY:

The business located at 797 N. Oregon Street, Ontario, Oregon, completed the “Change of Owner” liquor license sales through the Oregon Liquor Control Commission.

All necessary paperwork has been approved by the Oregon Liquor Control Commission office and is awaiting approval through the Ontario City Council.

BACKGROUND:

The criminal record process was completed on new owners, Ducks In A Row Investments, LLC. The records returned meeting state and local requirements. The application forms have been filled out appropriately and required fees have been paid. All permit and license requirements have been met through the Oregon Liquor Control Commission as well as through the City of Ontario Planning Department.

CURRENT SITUATION:

Mallards Grocery (Shannon Aguiar) currently holds an Off-Premises liquor license at 797 N. Oregon Street, Ontario, Oregon. Ms. Aguiar has sold Mallards Grocery to Ducks In A Row Investments, LLC. The business will continue to operate under the name of Mallards Grocery. The Oregon Liquor Control Commission requires a “Change of Ownership” application to change the liquor license ownership records for this establishment. Once this step is completed, the location will have the necessary license under the new owners, which will require renewal on a yearly basis.

ANALYSIS:

- A. **STRATEGIC PLAN** This application is a general action item showing an ownership change of an already established business within the City of Ontario. Therefore, it does not have a direct effect on the cities' current strategic plan.
- B. **FINANCIAL** There is no financial impact of this action.
- C. **TIMING** Approval is required to show the new owners of this establishment.
- D. **POLICY/LEGAL** All legal steps have been followed to completion with no negative feedback.

ALTERNATIVES:

Not approve the license application.

This has no true effect on the process, as the Oregon Liquor Control Commission may take the city's objections to the action into consideration, but are not obligated to do so. They are the ultimate authority on the issuance of the license.

RECOMMENDATION:

Staff recommends that the City Council approve the Change of Ownership Commercial Off-premises liquor license for Ducks In A Row Investments, LLC.

ATTACHMENTS:

None



Ontario City Council

People without Housing

Chief Michael S. Iwai
Ontario Police Department
September 13, 2022



The Unhoused

According to 2021 US Department of Housing and Urban Development (HUD) statistics, Oregon has 3,615 people in emergency shelters and 1,563 in transitional housing. Oregon has an estimated 14,655 experiencing homelessness on any given day.

- Households – 825
- Veterans – 1,329
- Persons Experiencing Chronic Homelessness – 4,339



The Unhoused

How does Oregon (14,655) compare to other states in the West?

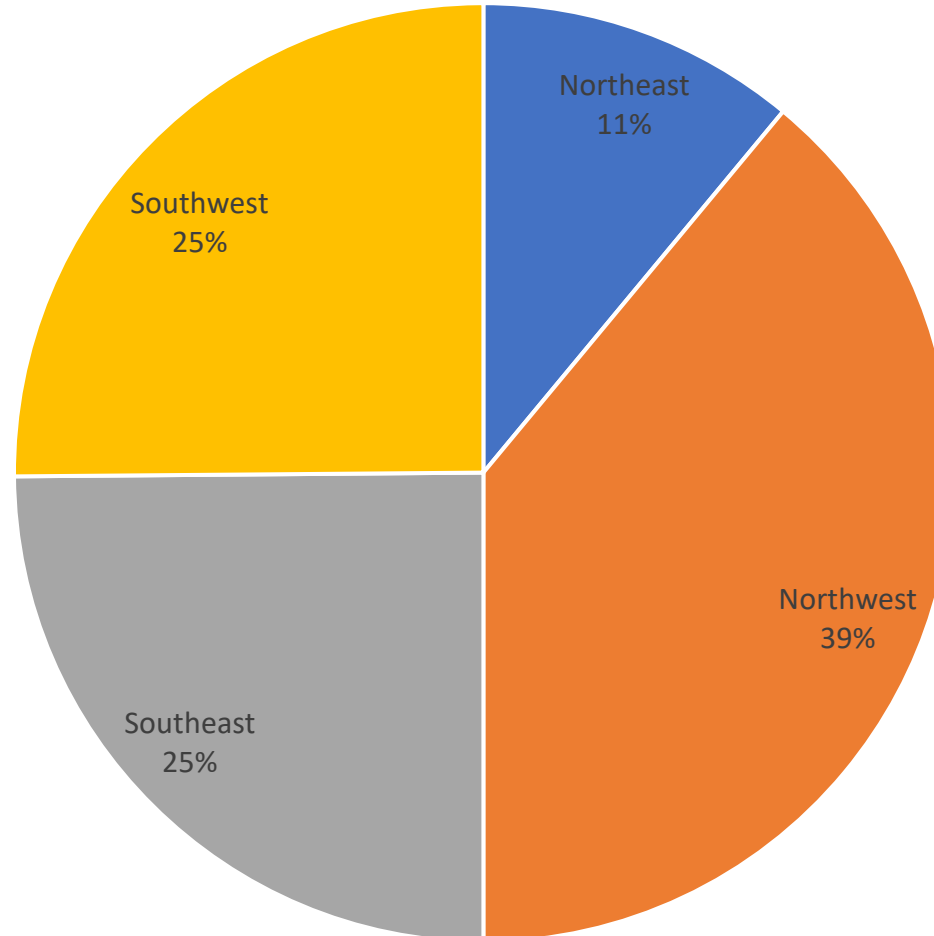
- California – 161,548
- Washington – 22,923
- Nevada – 6,900
- Idaho – 2,315**
- Montana – 1,545

Utah – 3,131*
Arizona – 10,979
Wyoming – 612**
Colorado – 9,846
New Mexico – 3,333



OPD Ordinance Cases 7/1/2013 – 6/30/2014

Northeast	86
Northwest	304
Southeast	194
Southwest	196
Total	780



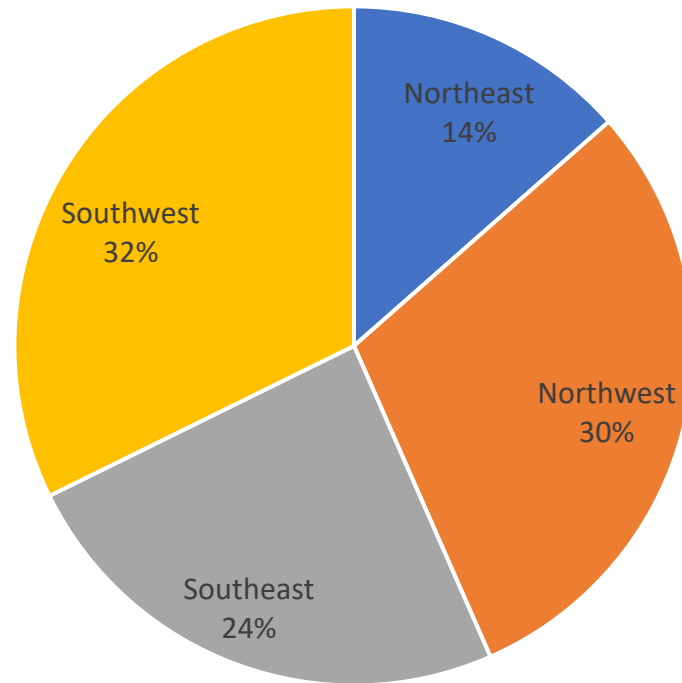
OPD Cases

Community Policing Through Criminal Calls

7/1/2013 – 6/30/2014



Northeast	1226
Northwest	2712
Southeast	2204
Southwest	2928
Total	9070
Total Ordinance and Patrol	9,850

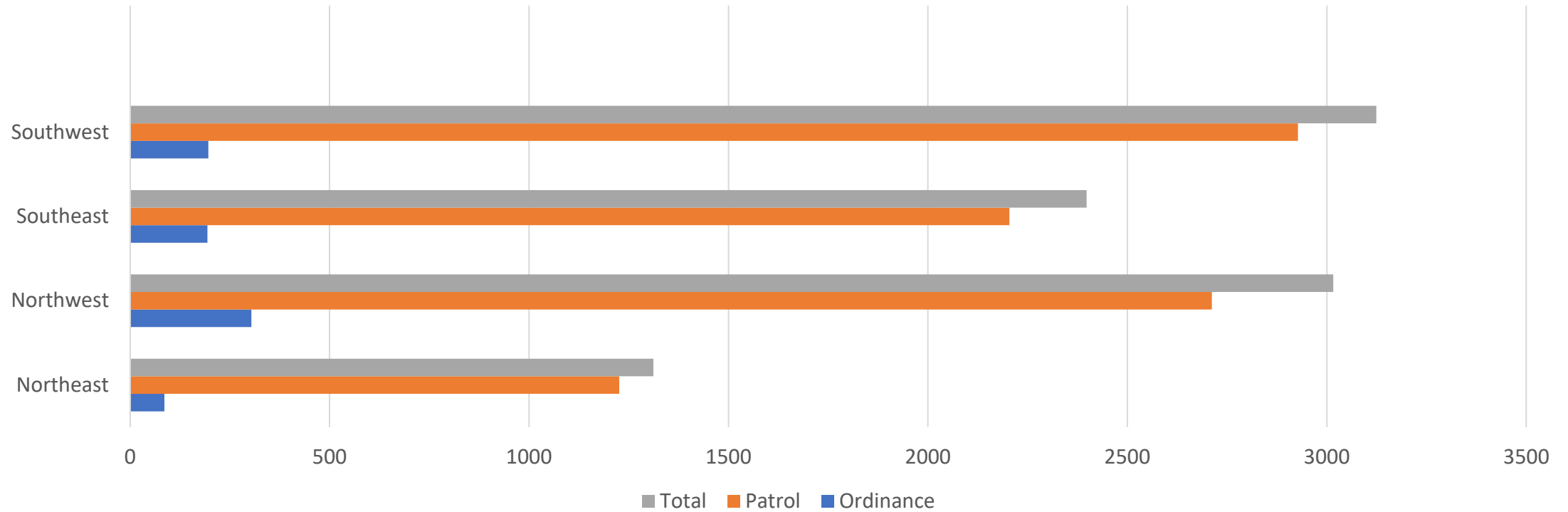


■ Northeast ■ Northwest ■ Southeast ■ Southwest



7/1/2013 – 6/30/2014 Cases

Ontario Police Department Ordinance and Patrol





Case Types

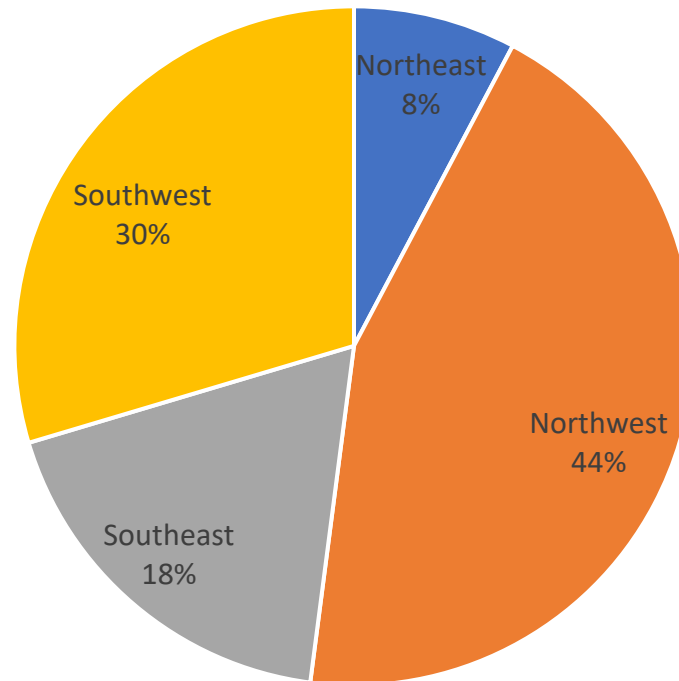
2013 – 2014

- Animal Complaints (Abuse, Neglect, Cruelty, At-Large, etc.) - 325
- Public Nuisance - 242
- Abandoned Vehicles / Parking - 70



OPD Ordinance Cases 7/1/2014 – 6/30/2015

Northeast	79
Northwest	452
Southeast	187
Southwest	302
Total	1020



■ Northeast ■ Northwest ■ Southeast ■ Southwest

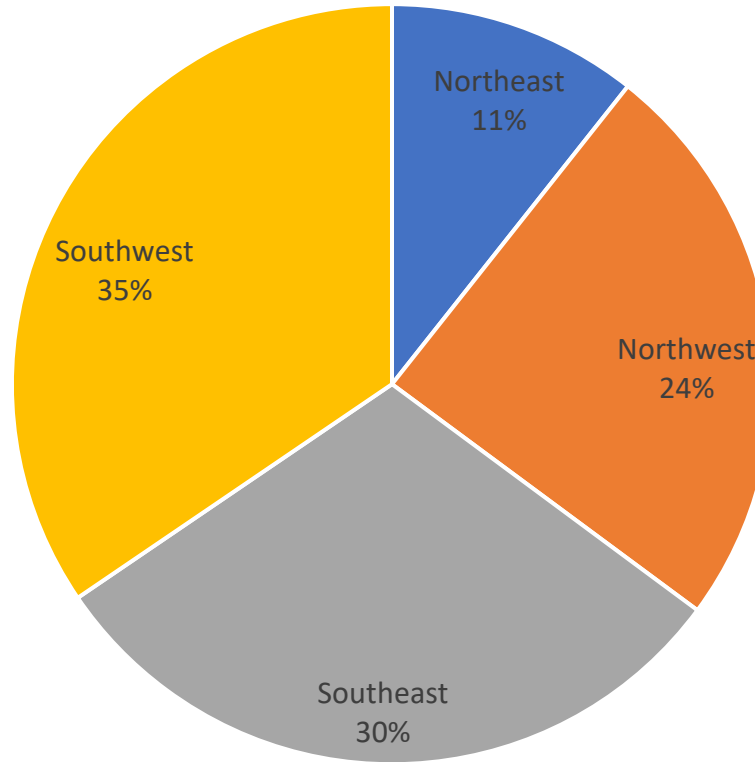


OPD Cases

Community Policing Through Criminal Calls

7/1/2014 – 6/30/2015

Northeast	887
Northwest	2037
Southeast	2526
Southwest	2871
Total	8321
Total Ordinance and Patrol	9,859

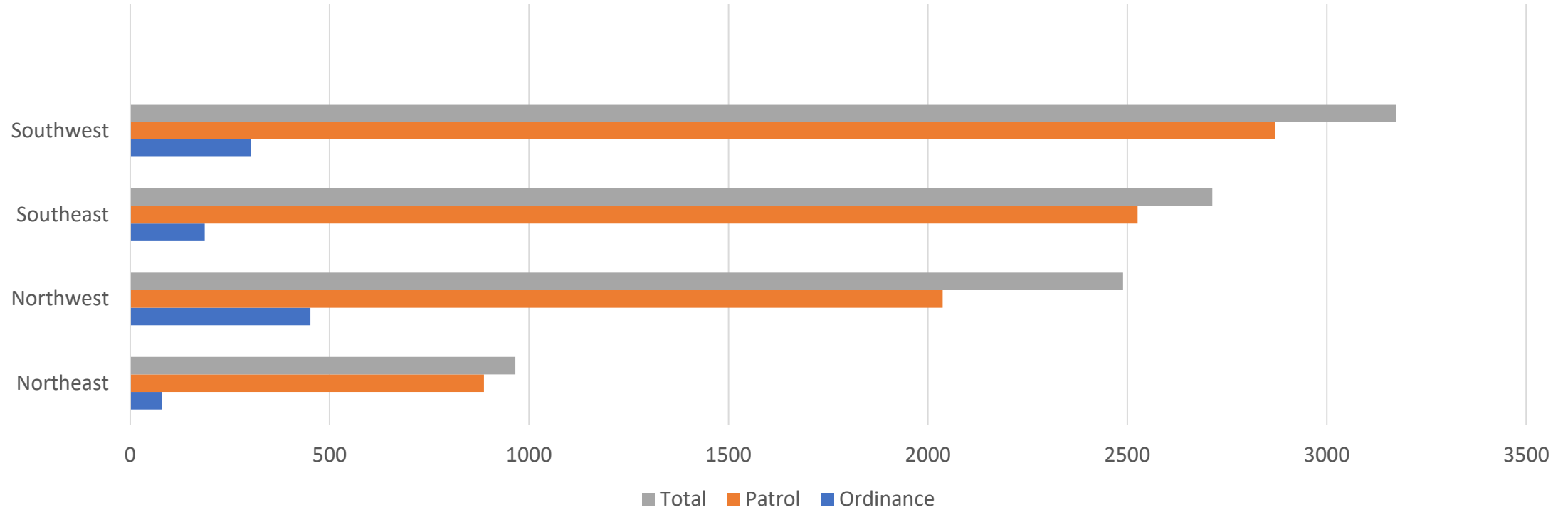


■ Northeast ■ Northwest ■ Southeast ■ Southwest



7/1/2014 – 6/30/2015 Cases

Ontario Police Department Ordinance and Patrol





Case Types

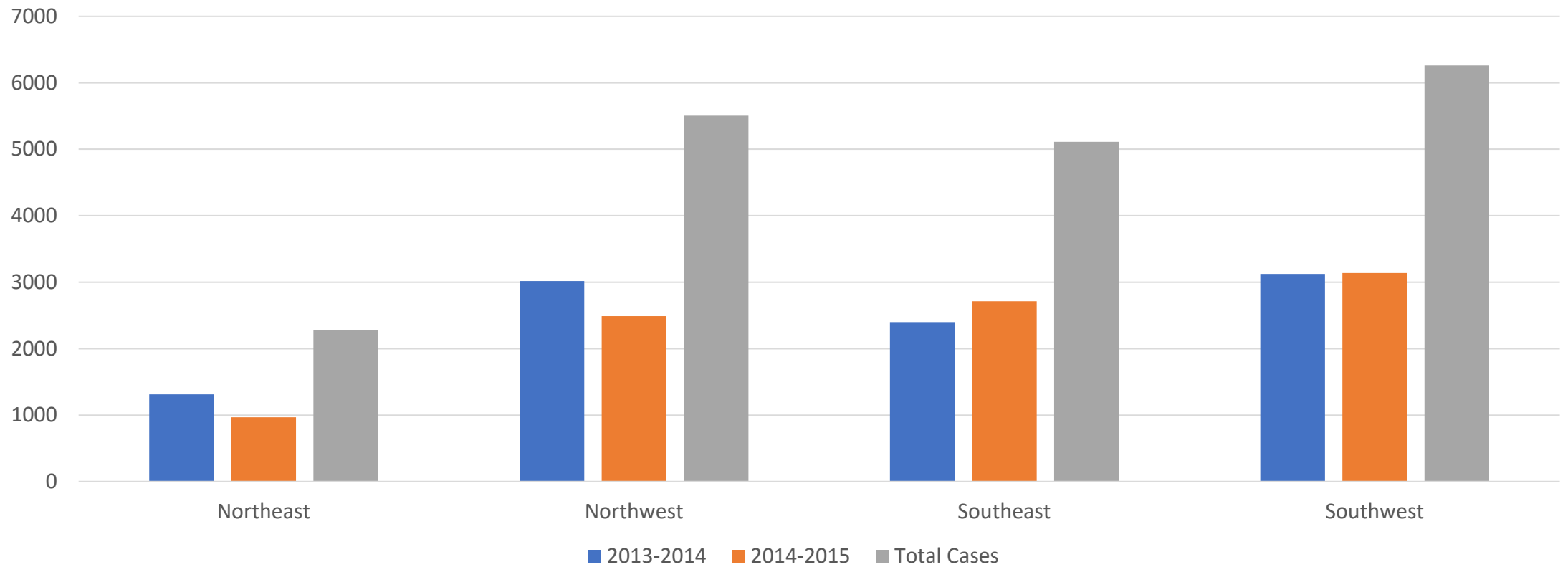
2014-2015

- Animal Complaints - 225
- Public Nuisance Complaints - 122
- Abandoned Vehicles/Junk and Used Vehicle Accumulation - 69



2013-2015 Combined Cases

Two Year Total by Quadrant





Community In Action

2015 Unsheltered Data

Households with at least one Adult and One Child

- Households – 37
- Total Number of Persons – 120

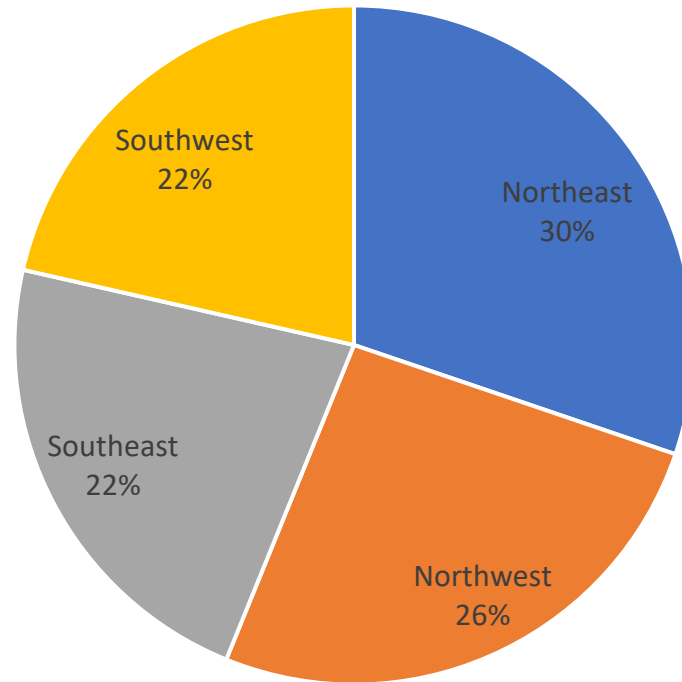
Households without Children

- Households - 153
- Total Number of Persons - 155



OPD Ordinance Cases 7/1/2020 – 6/30/2021

Northeast	310
Northwest	266
Southeast	230
Southwest	220
Total	1026



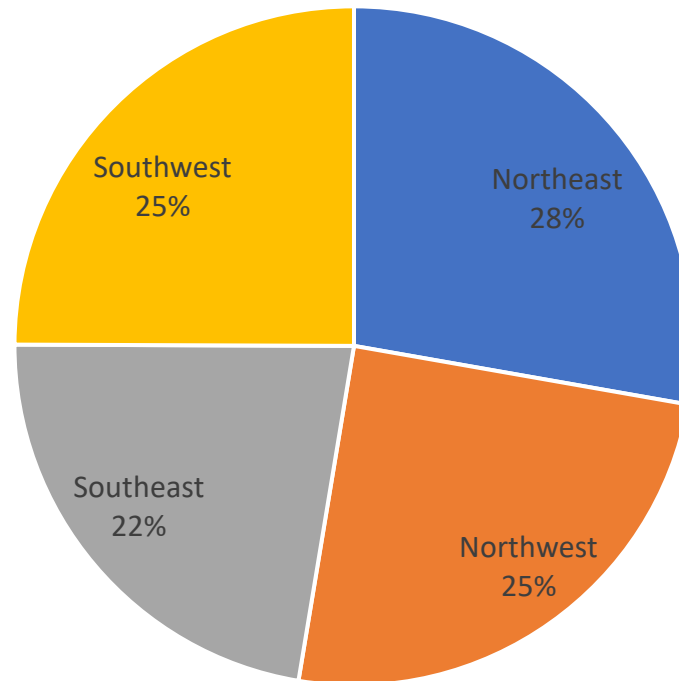
■ Northeast ■ Northwest ■ Southeast ■ Southwest

OPD Cases

Community Policing Through Criminal Calls

7/1/2020 – 6/30/2021

Northeast	2515
Northwest	2251
Southeast	2033
Southwest	2259
Total	9058
Total Ordinance and Patrol	10,084



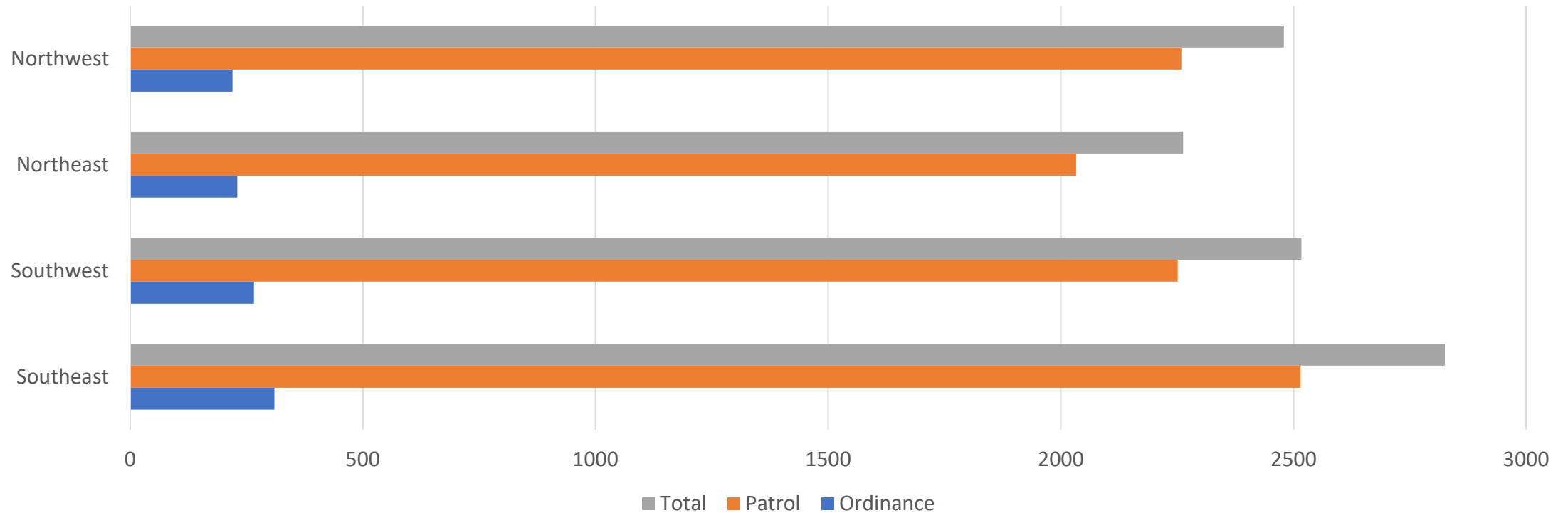
■ Northeast ■ Northwest ■ Southeast ■ Southwest





7/1/2020 – 6/30/2021 Cases

Ontario Police Department Ordinance and Patrol





Community In Action

2020 Unsheltered Data

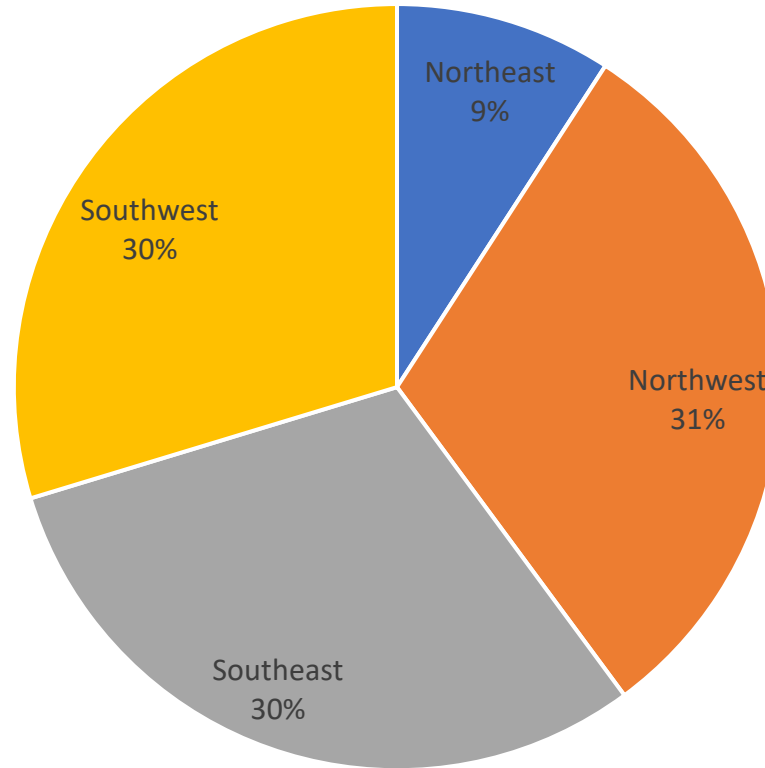
Unsheltered Households 209

Unsheltered Persons 377



OPD Ordinance Cases 7/1/2021 – 6/30/2022

Northeast	62
Northwest	208
Southeast	206
Southwest	201
Total	677



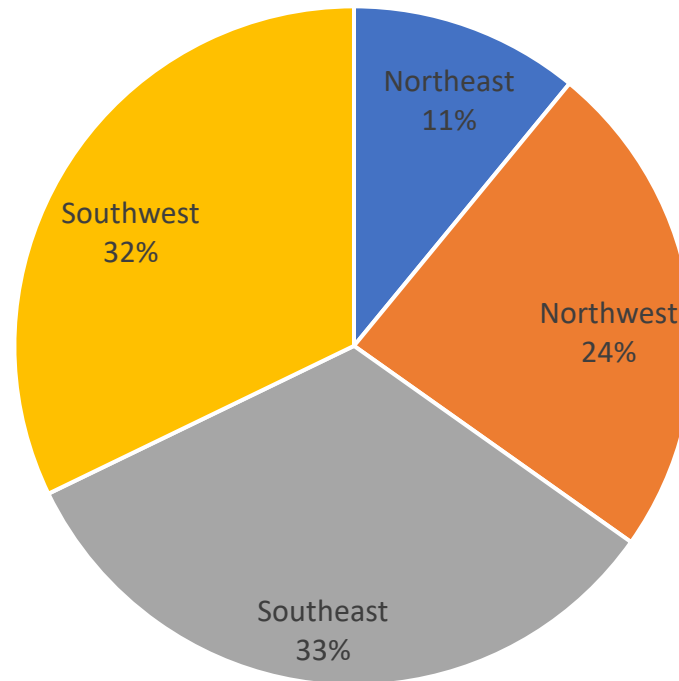
■ Northeast ■ Northwest ■ Southeast ■ Southwest

OPD Cases

Community Policing Through Criminal Calls

7/1/2021 – 6/30/2022

Northeast	951
Northwest	2073
Southeast	2869
Southwest	2795
Total	8688
Total Ordinance and Patrol	9,365



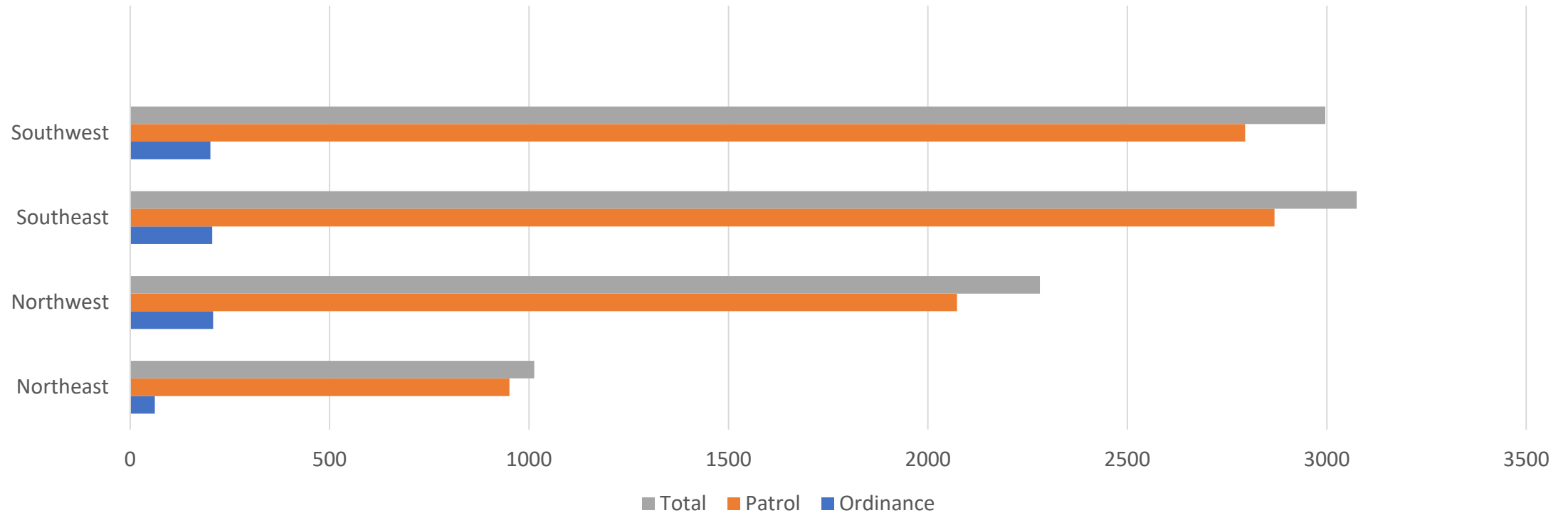
■ Northeast ■ Northwest ■ Southeast ■ Southwest ■





7/1/2021 – 6/30/2022 Cases

Ontario Police Department Ordinance and Patrol





Case Types

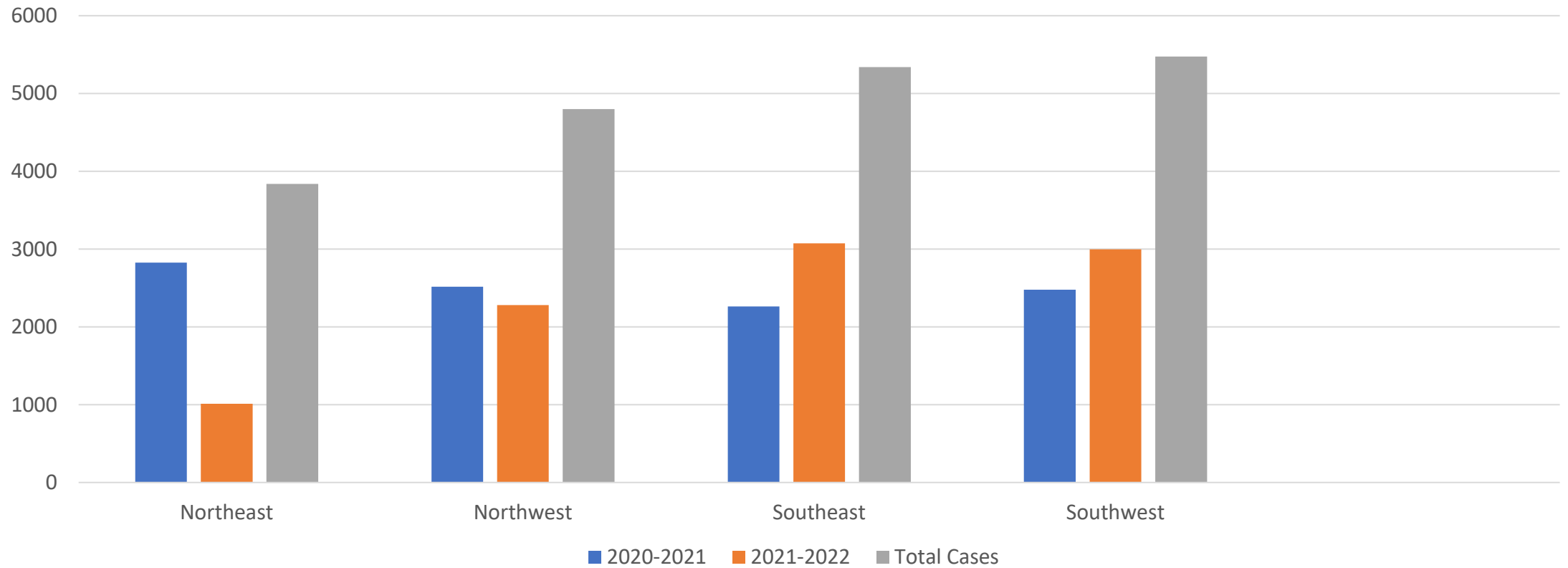
2020-2022

- Animal Complaints (579)
- Prohibited Extended Parking/Abandoned Vehicles (263)
- Trailer/Tent Located Outside of Camp (159)
- Public Nuisance
- Trespass
- Graffiti
- City Ordinance Violation
- Found Property



2020-2022 Combined Cases

Two Year Total by Quadrant





Case Relationship

- OPD does not have reliable data from 2013-2015 regarding unhoused involved in code or criminal complaints
- Related to the unhoused, OPD has seen a significant increase of Prohibited Extended Parking/Abandoned Vehicles and Trailer/Tent Located Outside of Camp from 2020-2022
- The majority of unhoused/unsheltered suffer from substance abuse and/or mental illness
- A recent LA Times article highlighted a national study by the California Policy Lab at UCLA, which found that mental health and substance abuse “concerns” affected the unsheltered population (78 and 75 percent) respectively



What Does This Mean?

- OPDs calls for service are involving more unsheltered individuals
- Substance abuse and mental illness pose officer safety concerns and more involved investigations
- Ballot Measure 110 has not helped the unsheltered
- OPD police and code enforcement officers have been sharing the work when it comes to unsheltered contacts
- Some of the work previously performed by Code Enforcement should have been assigned to Patrol
- Unsheltered data has not been shared with OPD



Recommendations

- City Council approve an additional police officer this budget cycle
- OPD initiate stakeholder engagement and work with organizations providing Unhoused/Unsheltered resources
- City Council approve a transportation budget to assist the unhoused
- Expedite municipal code “best practices” draft language surrounding the unsheltered
- Request the legislature return some BM 110 money to local governments



Thank You

Committee/Council Liaison Appointments - 2022

Committee	New Term Expires	Current Member	Applicant-Interested
Airport [4 year term]			
Full			
Budget [4 year term]			
Full			
Diversity Advisory [3 year term]			
Public Member	2024	Vacant	Antonio Sunseri
Public Member	2024	Vacant	
Ontario Promise/529 Plan			
Full			
Parks [3 year term]			
Full			
Planning Commission [4 year term]			
Full			
Public Works [3 year term]			
Full			
Tater Tot Ad Hoc			
City Councilor		Vacant	Antonio Sunseri
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
V&C [3 year term]			
Full			

Budget: As needed @ City Hall

Business Loan Fund: As needed @ City Hall

Code Enforcement Review Ad Hoc: 2nd and 4th Thursday each month, 5:30 p.m., @ City Hall

Diversity Advisory: 3rd Wednesday each month, 5:30 p.m., @ City Hall

Marijuana Ad Hoc: As needed, Evenings @ City Hall

Ontario Promise/529 Program: As needed @ City Hall

Parks: 3rd Thursday each month, 6:00 p.m. @ City Hall

Planning: 2nd Monday each month, 6:00 p.m. @ City Hall

Public Works: 3rd Tuesday each month, 3:00 p.m. @ City Hall

Tater Tot Trail Ad Hoc: As needed, Evenings @ City Hall

V&C: 1st Thursday each month, 7:00 a.m. @ Chamber Office

received
9/7/22 12:44

received
09-07-2022

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Sunseri Antonio J
Last First, Middle Initial
HOME ADDRESS: 1123 SW 2nd St. Apt #1 Ontario 97914
Street City Zip Code
TELEPHONE: (541) - 709 - 7927 antoniosunseri@yahoo.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Tater Tot Ad Hoc Committee 2. Diversity Advisory Committee 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:

Length of Service

Position (s) Held:

Employment:

Wick Communications/ Lead Press Operator Since January 2022
Current Employer: "The Argus Observer" Position: Dates of Employment:

Education:

High School Diploma, Vale High School, 2017

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

In order to be more active and so that more young people are on the committees.

Additional Information you feel may be helpful in considering your request for appointment:

I am enthusiastic about plans for the Tater Tot Trail, I want to see it be as great as possible while also protecting environmental impacts of the trail.

AJ Sunseri
Signature:

September 7, 2022
Date:

SUBMIT

RESET FORM

Committee/Council Liaison Appointments - 2022

Committee	New Term Expires	Current Member	Applicant-Interested
Airport [4 year term]			
Full			
Budget [4 year term]			
Full			
Diversity Advisory [3 year term]			
Public Member	2024	Vacant	Antonio Sunseri
Public Member	2024	Vacant	
Ontario Promise/529 Plan			
Full			
Parks [3 year term]			
Full			
Planning Commission [4 year term]			
Full			
Public Works [3 year term]			
Full			
Tater Tot Ad Hoc			
City Councilor		Vacant	Antonio Sunseri
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
Public Member		Vacant	
V&C [3 year term]			
Full			

Budget: As needed @ City Hall

Business Loan Fund: As needed @ City Hall

Code Enforcement Review Ad Hoc: 2nd and 4th Thursday each month, 5:30 p.m., @ City Hall

Diversity Advisory: 3rd Wednesday each month, 5:30 p.m., @ City Hall

Marijuana Ad Hoc: As needed, Evenings @ City Hall

Ontario Promise/529 Program: As needed @ City Hall

Parks: 3rd Thursday each month, 6:00 p.m. @ City Hall

Planning: 2nd Monday each month, 6:00 p.m. @ City Hall

Public Works: 3rd Tuesday each month, 3:00 p.m. @ City Hall

Tater Tot Trail Ad Hoc: As needed, Evenings @ City Hall

V&C: 1st Thursday each month, 7:00 a.m. @ Chamber Office



**AGENDA REPORT
NEW BUSINESS
September 13, 2022**

To: Mayor and City Council

FROM: Dan Cummings, Community Development Director

THROUGH: Danny K. Cummings, City Manager Pro Tem

SUBJECT: **ACCEPTANCE OF PUBLIC UTILITY EASEMENTS FOR A FIRELINE**

DATE: September 7, 2022

PROPOSED MOTION:

I MOVE THE CITY COUNCIL TO ACCEPT THE THREE PUBLIC UTILITY EASEMENTS AS ATTACHED AND AUTHORIZE THE MAYOR TO SIGN THE PUBLIC UTILITY EASEMENTS AND FURTHER INSTRUCT THE CITY RECORDER TO RECORD SAID EASEMENTS WITHIN THE MALHEUR COUNTY CLERK'S LAND RECORDS.

SUMMARY:

This action is to accept a public utility easement for utilities for a new fire line to serve the new NW Housing Alternative Apartment Complex.

BACKGROUND:

The owners of the property are developing the property and require public utilities for their property in order to serve the new building.

CURRENT SITUATION:

In order for the city to provide for and maintain public utilities, an easement is being granted.

ANALYSIS:

- A. **STRATEGIC PLAN** This action is not part of the City Council Strategic Plan, but it does improve and provide for growth within the city limits.
- B. **FINANCIAL** Currently, there is no cost to the city for this action other than staff time to present the easement for Council acceptance.
- C. **TIMING** These easements need to be granted so that the property owner may allow the city to maintain the fire line which is required by city code.
- D. **POLICY/LEGAL** All right-of-ways and easements are required to be accepted by the governing body, which for the City of Ontario is the City Council.

ALTERNATIVES:

There is no alternate action being suggested.

RECOMMENDATION:

Staff recommends that the City Council accept the public utility easements and authorize the Mayor to sign for the city.

ATTACHMENTS:

1. Attachment 1 Public Utility Easement Tax Lot 900
2. Attachment 2 Public Utility Easement Tax Lot 802
3. Attachment 3 Public Utility Easement Tax Lot 800



After Recording Return to:
City of Ontario
City Recorder
Attn. Tori Barnett
444 SW 4th Street
Ontario, OR 97914

PUBLIC UTILITY EASEMENT/ROW

FOR VALUE RECEIVED, **VALLEY FAMILY HEALTH CARE, INC**, an Idaho Corporation, whose current address is 1441 NE 10th Avenue, Payette, Idaho 83661, ("Grantor"), in consideration of the sum of -Zero- dollars (\$0.00) and other considerations, the receipt of which is hereby acknowledged, does hereby convey and grant to the **CITY OF ONTARIO**, ("Grantee"), whose address is 444 SW 4th Street, Ontario, Oregon 97914, a **PUBLIC UTILITY EASEMENT/RIGHT OF WAY** and the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove public utilities, for a water line and service lines, Fixtures and Facilities over, across, and through the following described real property located in the City of Ontario, Malheur County, Oregon (the "Property"), being 20 feet wide easements, 10 feet either side of the centerline descriptions as described in the attached Exhibit A and shown on attached Exhibit "B", to wit:

Centerline Utility Easement/Right of Way described in Attached Exhibit "A" and shown in Attached Exhibit "B".

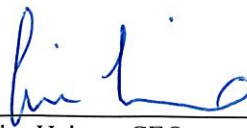
SUBJECT TO all existing easements of record.

Further, it is agreed, and made a condition herein, that any improvements including, but not limited to, drive lanes, landscaping or other features constructed within the limits of the easement shall be removed and replaced at the "Grantors" expense if the "Grantee" is required to maintain any of the utility lines within the easement area.

GRANTOR, by signing this Instrument, accepts the above conditions of removal of improvements and all other covenants, terms, and conditions of this instrument.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 31st day of AUG, 2022.

GRANTOR: **VALLEY FAMILY HEALTH CARE, INC**, an Idaho Corporation

By: 
Tim Heinze, CEO

State of Idaho)
County of Payette) SS.

On this 31 day of August, 2022, before me, the undersigned Notary Public in and for said State, personally appeared **Tim Heinze**, known or identified to me to be a CEO for **VALLEY FAMILY HEALTH CARE, INC.**, and he executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Keelly A. Pierce

Notary Public for Key Bank, Idaho

My Commission expires: 7/29/2021

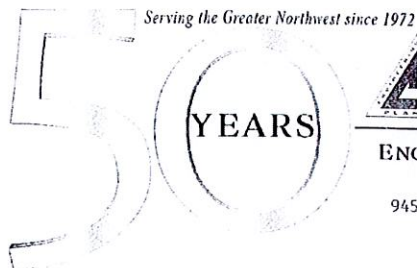
Accepted by the Common Council of the City of Ontario on this ____ day of _____, 2022, in a Public Hearing at a regular session of the City Council.

GRANTEE:

CITY OF ONTARIO

By: _____
Riley J. Hill, Mayor

Attested: _____
City Recorder: Tori Barnett, MMC



CK3, LLC

ENGINEERING - SURVEYING & PLANNING

368 SW 5TH AVENUE, ONTARIO, OR 97914
945 W. ORCHARD AVENUE, HERMISTON, OR 97838

EXHIBIT A

For The City of Ontario Oregon

Description of a 20 FT. Wide Easement

for

Water line

Land within the NW1/4NW1/4 of Section 3, Township 18 South, Range 47 East of the Willamette Meridian, City of Ontario, Malheur County, Oregon. The easement being 20.00 foot wide, 10 feet on each side of the following described centerline. The Basis of Bearings for this easement comes from Record of Survey No. 18-47-0950, on file in the Office of the Malheur County Surveyor.

Commencing at the North One-Sixteenth Corner between Sections 3 and 4; thence South 89°53'53" East, along the South Line of the NW1/4NW1/4 of Section 3, a distance of 199.49 to the **POINT OF BEGINNING** for this description; thence along an existing underground waterline the following calls:

North 2°39'08" East a distance of 20.48 feet;

thence North 12°45'14" East a distance of 57.08 feet;

thence North 0°21'40" East a distance of 237.07 feet;

thence North 49°47'43" East a distance of 53.08 feet to the **POINT OF TERMINUS**.

The sidelines of the herein before described centerline to be lengthened or shortened so as to intersect at the angle points and abutting property lines and or right-of-way lines, leaving no gaps.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

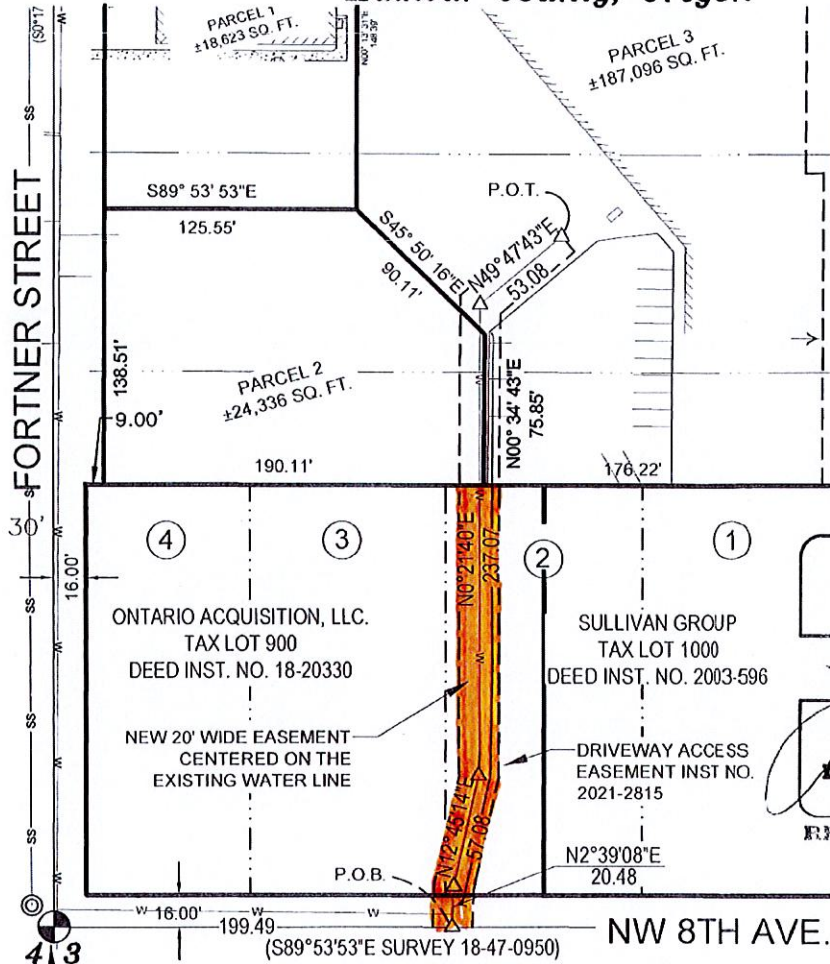
Lance Clark King
**OREGON
MAY 10, 2011
LANCE CLARK KING
61420**

RENEWS: 6/30/2023

Ontario Phone: (541) 889-5411 Fax: (541) 889-2074 Web Address: CK3LLC.NET
Hermiston Phone: (541) 567-2345 Fax: (541) 567-2345

EXHIBIT B

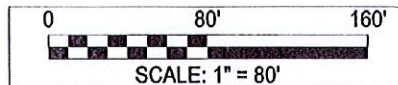
CITY OF ONTARIO WATER LINE EASEMENT within the NW1/4 of the NW1/4 of Section 3, T.18S., R.47E., W.M. Malheur County, Oregon



LEGEND	
	MONUMENT AS NOTED
	CALCULATED POINT
	PROPERTY LINE (PL)
	EASEMENT

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

OREGON
MAY 10, 2011
LANCE CLARK KING
51420



CK3, LLC

ENGINEERING-SURVEYING & PLANNING
ONTARIO HERMISTON
368 SW 5TH AVE. 945 W. ORCHARD AVE.
ONTARIO, OR 97914 HERMISTON, OR 97838
PHONE (541) 889-5411 PHONE (541) 567-2345
FAX (541) 889-2074 FAX (541) 567-2305
WEB: CK3LLC.NET

EXHIBIT FOR
THE CITY OF ONTARIO

CHECKED BY: LCK	FIELDBOOK No.:	PAGE(S):
DRAWN BY: RF	DWG FILE No.:	N/A
APPROVED BY: LCK	FILENAME: EASEMENT.dwg	JOB No. VO-20003
DATE: 6/21/2022	REVISED:	SHEET: 1 of 1



After Recording Return to:
City of Ontario
City Recorder
Attn. Tori Barnett
444 SW 4th Street
Ontario, OR 97914

PUBLIC UTILITY EASEMENT/ROW

FOR VALUE RECEIVED, **ONTARIO ACQUISITION, LLC**, an Oregon Limited Liability Company, whose current address is 2316 SE Willard Street, Portland, OR 97222, ("Grantor"), in consideration of the sum of -Zero- dollars (\$0.00) and other considerations, the receipt of which is hereby acknowledged, does hereby convey and grant to the **CITY OF ONTARIO**, ("Grantee"), whose address is 444 SW 4th Street, Ontario, Oregon 97914, a **PUBLIC UTILITY EASEMENT/RIGHT OF WAY** and the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove public utilities, for a water line and service lines, Fixtures and Facilities over, across, and through the following described real property located in the City of Ontario, Malheur County, Oregon (the "Property"), being 20 feet wide easements, 10 feet either side of the centerline descriptions, as described in the attached Exhibit "A" and shown on attached Exhibit "B", to wit:

**Centerline Utility Easement/Right of Way described in attached Exhibit "A"
and shown in attached Exhibit "B".**

SUBJECT TO all existing easements of record.

Further, it is agreed, and made a condition herein, that any improvements including, but not limited to, drive lanes, landscaping, or other features constructed within the limits of the easement shall be removed and replaced at the "Grantors" expense if the "Grantee" is required to maintain any of the utility lines within the easement area.

GRANTOR, by signing this Instrument, accepts the above conditions of removal of improvements and all other covenants, terms, and conditions of this instrument.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 16th day of August, 2022.

GRANTOR: **ONTARIO ACQUISITION, LLC**, an Oregon Limited Liability Company

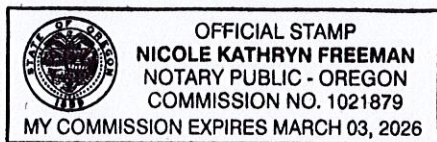
By: Trell Anderson
Trell Anderson, Executive Director

State of OREGON)
County of CLACKAMAS) SS.

On this 16th day of AUGUST, 2022, before me, the undersigned Notary Public in and for said State, personally appeared **Trell Anderson**, known or identified to me to be the Executive Director for **ONTARIO ACQUISITION, LLC**, and he executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Nicole Kathryn Freeman



Notary Public for OREGON

My Commission expires: MARCH 03, 2026

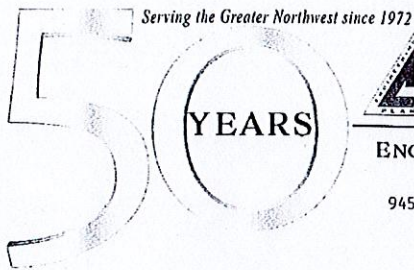
Accepted by the Common Council of the City of Ontario on this _____ day of _____, 2022, in a Public Hearing at a regular session of the City Council.

GRANTEE:

CITY OF ONTARIO

By: _____
Riley J. Hill, Mayor

Attested: _____
City Recorder: Tori Barnett, MMC



CK3, LLC

ENGINEERING - SURVEYING & PLANNING

368 SW 5TH AVENUE, ONTARIO, OR. 97914
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Water line

Land within the NW1/4NW1/4 of Section 3, Township 18 South, Range 47 East of the Willamette Meridian, City of Ontario, Malheur County, Oregon. The easement being 20.00 foot wide, 10 feet on each side of the following described centerline. The Basis of Bearings for this easement comes from Record of Survey No. 18-47-0950, on file in the Office of the Malheur County Surveyor.

Commencing at the North One-Sixteenth Corner between Sections 3 and 4; thence South 89°53'53" East, along the South Line of the NW1/4NW1/4 of Section 3, a distance of 199.49 to the **POINT OF BEGINNING** for this description; thence along an existing underground waterline the following calls:

North 2°39'08" East a distance of 20.48 feet;

thence North 12°45'14" East a distance of 57.08 feet;

thence North 0°21'40" East a distance of 237.07 feet;

thence North 49°47'43" East a distance of 53.08 feet to the **POINT OF TERMINUS**.

The sidelines of the herein before described centerline to be lengthened or shortened so as to intersect at the angle points and abutting property lines and or right-of-way lines, leaving no gaps.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

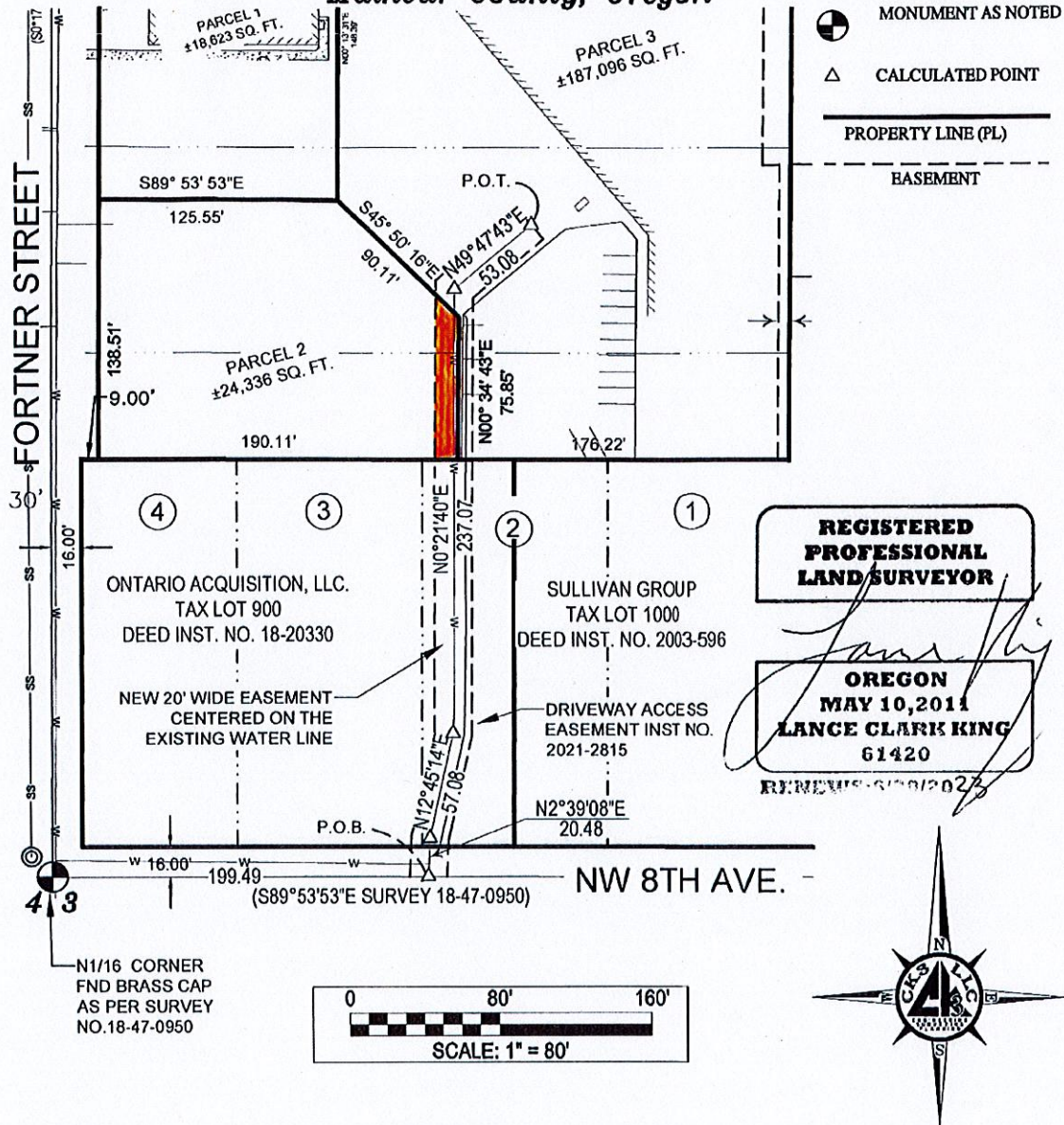
Lance Clark King
**OREGON
MAY 10, 2011
LANCE CLARK KING
61420**

RENEWS: 6/30/2013

Ontario Phone: (541) 889-5411 Fax: (541) 889-2074 Web Address: CK3LLC.NET
Hermiston Phone: (541) 567-2345 Fax: (541) 567-2345

EXHIBIT B

CITY OF ONTARIO WATER LINE EASEMENT within the NW1/4 of the NW1/4 of Section 3, T.18S., R.47E., W.M. Malheur County, Oregon



**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

**OREGON
MAY 10, 2011
LANCE CLARK KING
61420**

RENEWAL 6/21/2023



CK3, LLC

ENGINEERING-SURVEYING & PLANNING
ONTARIO
368 SW 5TH AVE.
ONTARIO, OR 97914
PHONE (541) 889-5411
FAX (541) 889-2074
WEB: CK3LLC.NET

HERMISTON
945 W. ORCHARD AVE.
HERMISTON, OR 97838
PHONE (541) 567-2345
FAX (541) 567-2305

EXHIBIT FOR
THE CITY OF ONTARIO

CHECKED BY: LCK	FIELDBOOK No.:	PAGE(S):
DRAWN BY: RF	DWG FILE No.:	N/A
APPROVED BY: LCK	FILENAME: EASEMENT.dwg	JOB No. VO-20003
DATE: 6/21/2022	REVISED:	-- SHEET: 1 of 1



After Recording Return to:
City of Ontario
City Recorder
Attn. Tori Barnett
444 SW 4th Street
Ontario, OR 97914

PUBLIC UTILITY EASEMENT/ROW

FOR VALUE RECEIVED, **OAH Limited Partnership**, an Oregon Limited Partnership, whose current address is 2316 SE Willard Street, Portland, OR 97222, ("Grantor"), in consideration of the sum of -Zero- dollars (\$0.00) and other considerations, the receipt of which is hereby acknowledged, does hereby convey and grant to the **CITY OF ONTARIO**, ("Grantee"), whose address is 444 SW 4th Street, Ontario, Oregon 97914, a **PUBLIC UTILITY EASEMENT/RIGHT OF WAY** and the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove public utilities, for a water line and service lines, Fixtures and Facilities over, across, and through the following described real property located in the City of Ontario, Malheur County, Oregon (the "Property"), being 20 feet wide easements, 10 feet either side of the centerline descriptions as described in the attached Exhibit A and shown on attached Exhibit "B", to wit:

**Centerline Utility Easement/Right of Way described in Attached Exhibit "A"
and shown in Attached Exhibit "B".**

SUBJECT TO all existing easements of record.

Further, it is agreed, and made a condition herein, that any improvements including, but not limited to, drive lanes, landscaping or other features constructed within the limits of the easement shall be removed and replaced at the "Grantors" expense if the "Grantee" is required to maintain any of the utility lines within the easement area.

GRANTOR, by signing this Instrument, accepts the above conditions of removal of improvements and all other covenants, terms, and conditions of this instrument.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 16th day of August, 2022.

GRANTOR: **OAH LP**, an Oregon Limited Partnership

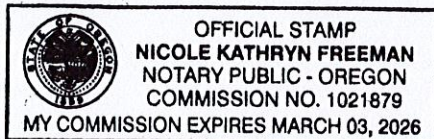
By: Trell Anderson
Trell Anderson, Executive Director

State of OREGON)
County of CLACKAMAS) SS.

On this 16th day of AUGUST, 2022, before me, the undersigned Notary Public in and for said State, personally appeared **Trell Anderson**, known or identified to me to be the Executive Director for **OAH LP**, and he executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Nicole Kathryn Freeman



Notary Public for OREGON

My Commission expires: MARCH 03, 2026

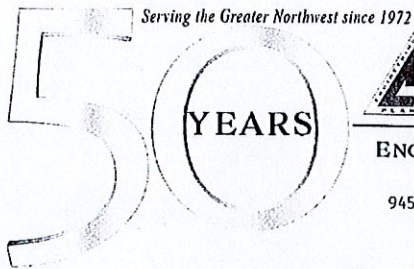
Accepted by the Common Council of the City of Ontario on this _____ day of _____, 2022, in a Public Hearing at a regular session of the City Council.

GRANTEE:

CITY OF ONTARIO

By: _____
Riley J. Hill, Mayor

Attested: _____
City Recorder: Tori Barnett, MMC



CK3, LLC

ENGINEERING - SURVEYING & PLANNING

368 SW 5TH AVENUE, ONTARIO, OR. 97914
945 W. ORCHARD AVENUE, HERMISTON, OR 97838

EXHIBIT A

For The City of Ontario Oregon

Description of a 20 FT. Wide Easement

for

Water line

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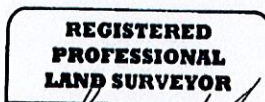
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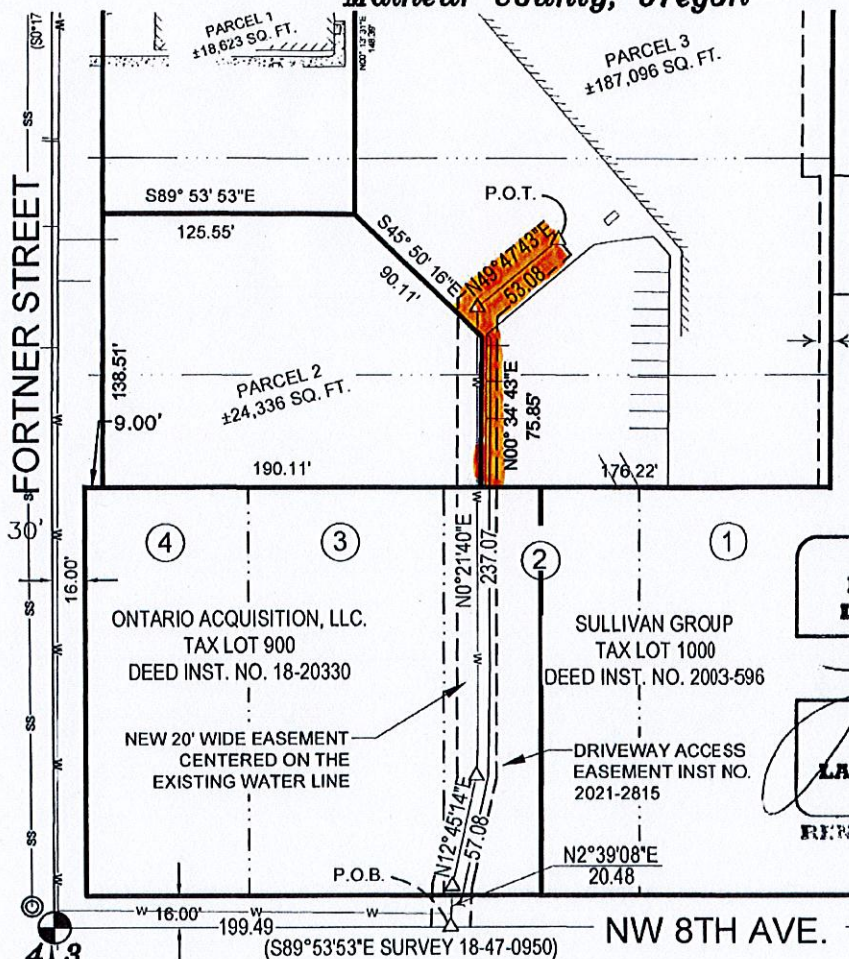
Lance Clark King
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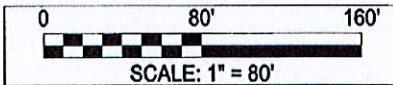


LEGEND	
⊙	MONUMENT AS NOTED
△	CALCULATED POINT
—	PROPERTY LINE (PL)
- - -	EASEMENT

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

OREGON
MAY 10, 2011
LANCE CLARK KING
61420

RENEWED 6/21/2022



 CK3, LLC ENGINEERING-SURVEYING & PLANNING ONTARIO HERMISTON 368 SW 5TH AVE. 945 W. ORCHARD AVE. ONTARIO, OR 97914 HERMISTON, OR 97838 PHONE (541) 889-5411 PHONE (541) 567-2345 FAX (541) 889-2074 FAX (541) 567-2305 WEB: CK3LLC.NET	EXHIBIT FOR		
	THE CITY OF ONTARIO		
	CHECKED BY: LCK	FIELDBOOK No.:	PAGE(S):
	DRAWN BY: RF	DWG FILE No.:	N/A
	APPROVED BY: LCK	FILENAME: EASEMENT.dwg	JOB No. VO-20003
DATE: 6/21/2022	REVISED:	SHEET: 1 of 1	

Jacobs

Public Works Department

Monthly Report

August 2022



Monthly Business Review

Public Works Department

Contents:

- ENGINEERING DEVELOPMENT REVIEW SUMMARY
- WATER TREATMENT PLANT AND DISTRIBUTION SYSTEM SUMMARY
- WASTEWATER TREATMENT PLANT AND COLLECTION SYSTEM SUMMARY
- OPERATIONS MAINTENANCE SUMMARY
- FACILITIES, CEMETERIES & PARKS
- APPENDIX



August Business Review

DEVELOPMENT REVIEW

ACTIVITIES AUGUST 2022

- Issued 2 ROW Permits
- Attended the Jacobs monthly safety meeting.
- Inspected the abandonment of 1 Backflow devices on an irrigation system.
- Construction on the Beck Park Bathroom Remodel has started. The concrete, roof, paint, and a portion of the plumbing have been completed.
- Multiple plan reviews for new construction
- Multiple construction inspections of water, sewer, sidewalks, and street sections.
- Updating utility mapping with new water and sewer lines due to new construction.
- Around 146 Cross Connection/Backflow letters were mailed out for August.

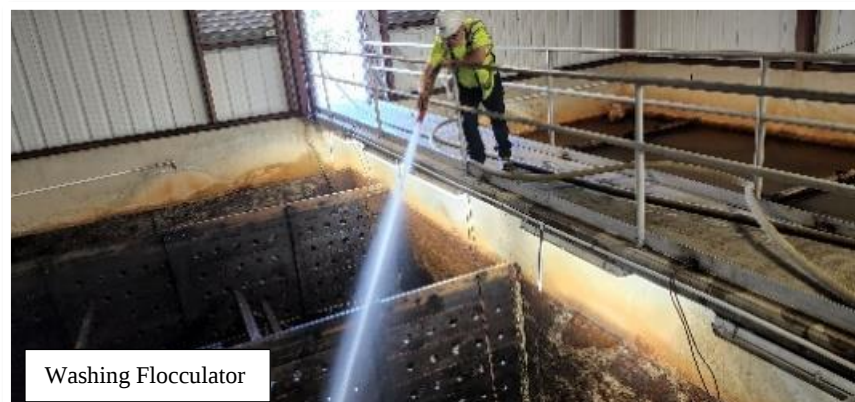


August Business Review

WATER: TREATMENT PLANT AND DISTRIBUTION SUMMARY

ACTIVITIES AUGUST 2022

- Water treatment staff conducted diagnostic checks (jar testing) to ensure that the chemical dosing is correct for the river water quality.
- Crews adjusting the chemical delivery systems from the outcome of the jar test.
- Monthly Bacterial samples taken.
- Finished SOC sampling.
- Received caustic, salt, and ferric chloride.
- ACS worked on WesTech levels.
- ASC worked on backwash flowmeter.
- New HACH CL17 were installed at SRCI, Bench, East Side.
- 21 water services turned on customer request
- 19 water services shut off customer request
- 18 water services turned on/off read only customer request
- 47 water services shut off for non-payment
- 38 water services turned on for payment received
- 167 meters changed out for non-functioning
- 18 water services checked for 0 consumption
- 7 water meters checked for high consumption
- 9 water services were checked for leaks customer request
- 3 water services turned off for leaks customer request
- 5 water services turned on and verified leaks repaired by the customer
- 3 new water services installed

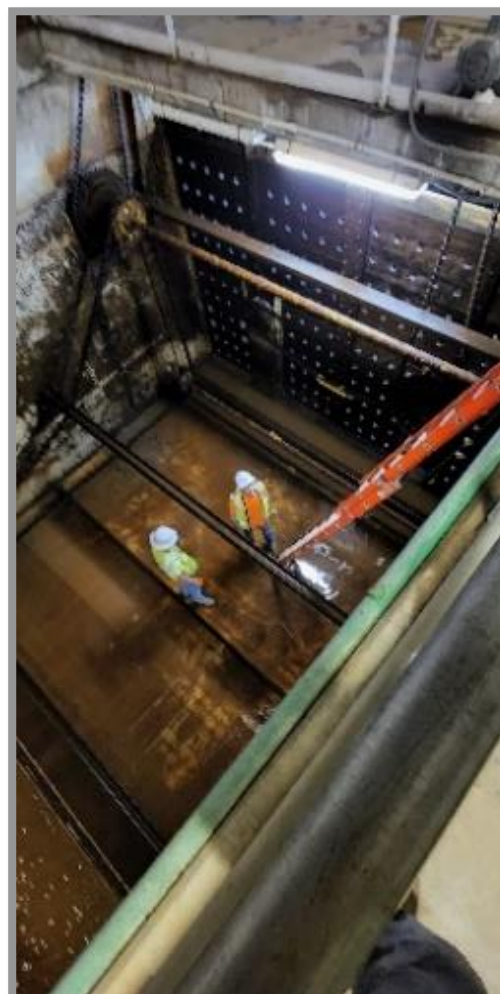


WATER: TREATMENT PLANT AND DISTRIBUTION SUMMARY

ACTIVITIES AUGUST 2022



New HACH CI17 at Bench



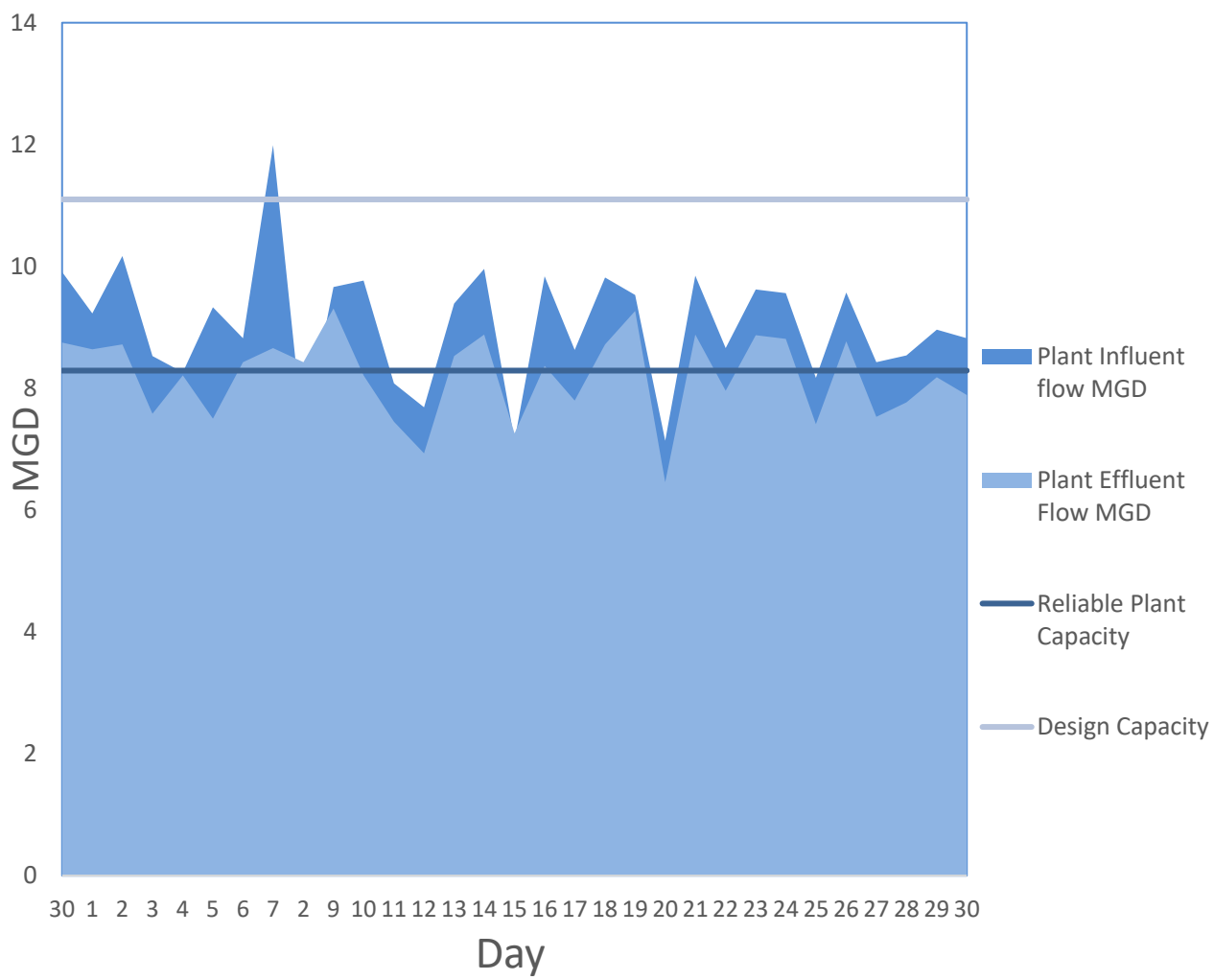
Prepping for work on Flocculator drive chain



Sludge at the bottom of Flocculators

WATER TREATMENT PLANT PRODUCTION VS. CAPACITY

Demand VS Availability July 30 - August 30, 2022

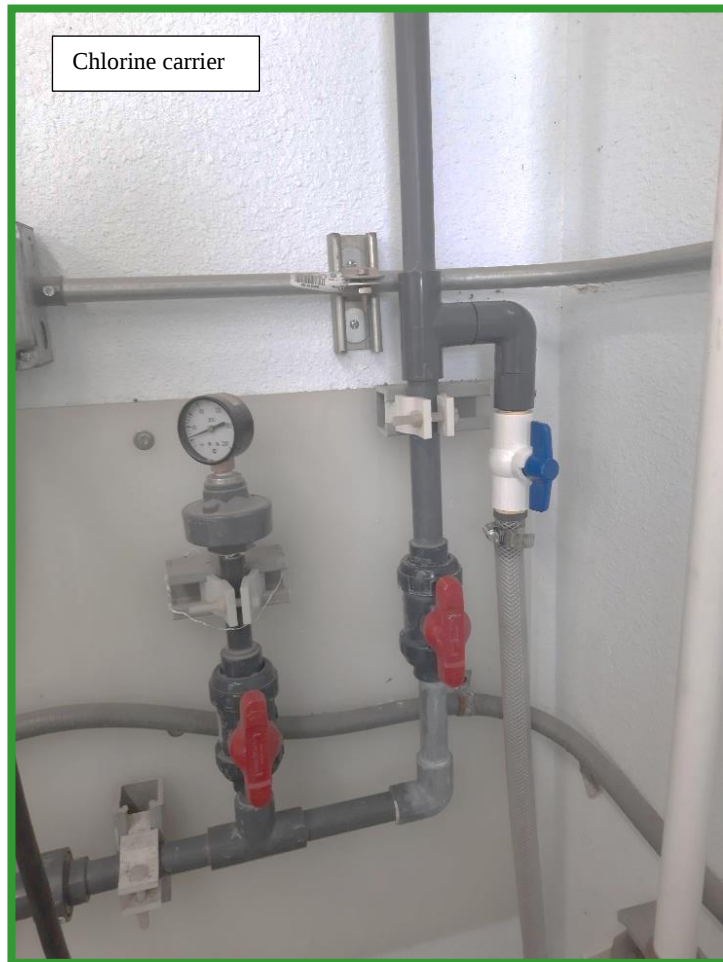


August Business Review

WASTEWATER TREATMENT PLANT AND COLLECTION SYSTEM SUMMARY

ACTIVITIES AUGUST 2022

- All sampling per the 2019 NPDES permit have been taken.
- All OSU and ASU covid 19 samples sent to lab
- Crew helping at WWTP for short staffing.
- Chlorine dosage pump maintenance.
- Carrier water applied with chlorine dosage system.
- Bench book review in preparation of DEQ permit review.
- Monthly P well check.

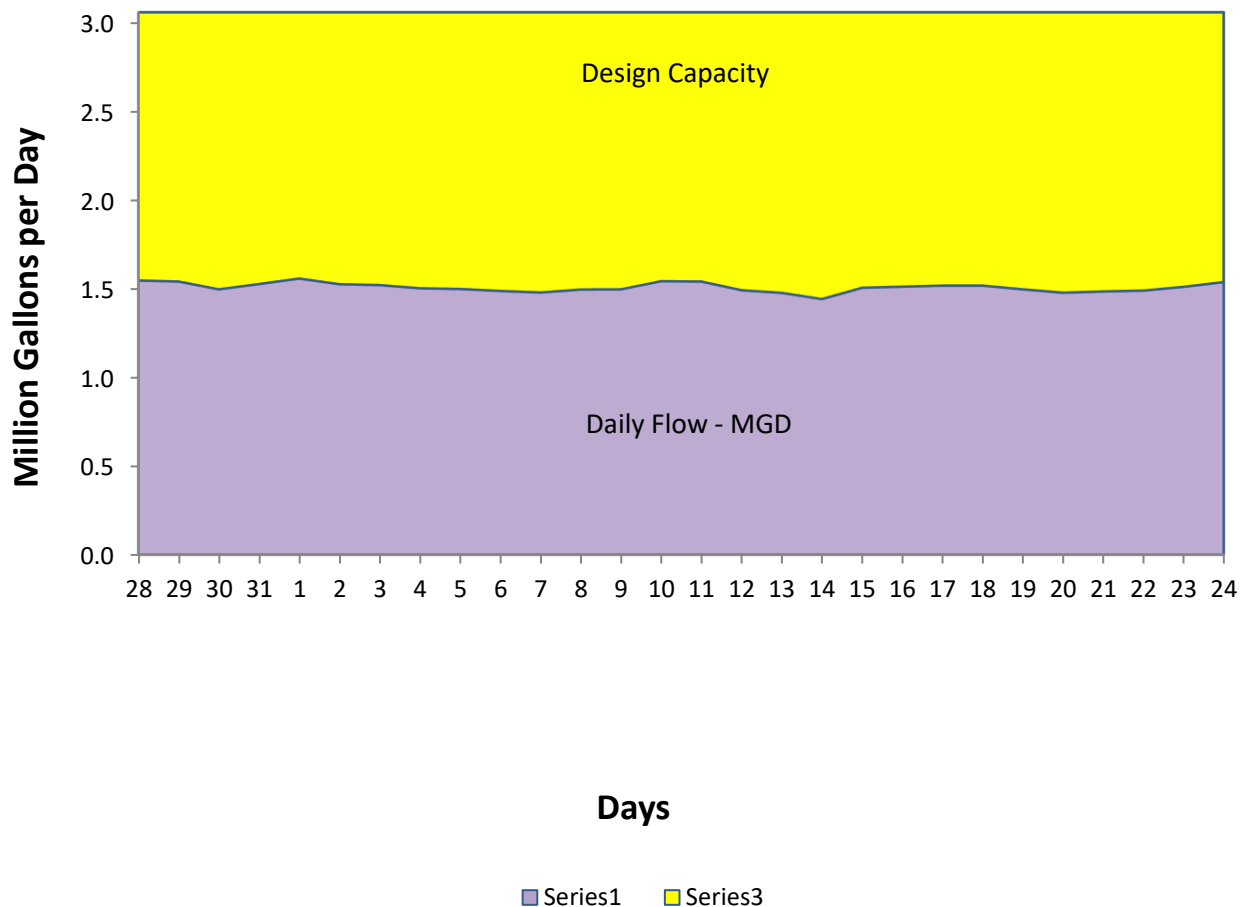


WASTEWATER: TREATMENT PLANT AND COLLECTION SYSTEM SUMMARY



WASTEWATER TREATMENT PLANT

ACTIVITIES AUGUST 2022

**Wastewater Treatment Flows
July 25 - Aug 30 , 2022**

OPERATIONS MAINTENANCE: BUILDINGS, PARKS, CEMETERIES AND STREETS SUMMARY

ACTIVITIES AUGUST 2022

- Continued painting crosswalks
- Installed new sign bases for the speed radar sign on NW 4th Ave
- Swept the primary and secondary Routes
- Swept downtown and the underpass 2 additional times
- Weed trimming and removal along E. Idaho Ave.
- Trash pickup along E. Idaho Ave
- Graffiti removal in the underpass multiple times
- Worked with Ordinance to remove Homeless camp trash
- 1 staff member assaulted by a homeless woman in Lion's Park while picking up trash
- Completed removing the covers from the manhole and valve boxes in the chip seal area
- Cleaned all of the hot spot locations in the sewer collection system
- Repaired a leaking water service
- Repaired a water main leak on NE 5th Ave
- Repaired NE 5th Ave from the water main leak
- 7 staff attended aerial lift training
- 7 staff completed fall protection and confined space training
- All project staff attended a 3-hour safety training
- Mowed weeds along NW Washington behind the sidewalk that were causing a sight restriction when pulling out of NW 9th St onto Washington
- Poured the remaining 12 tree wells on E. Idaho Ave., removed forms, and filled with fractured rock.
- 88 utility locates completed

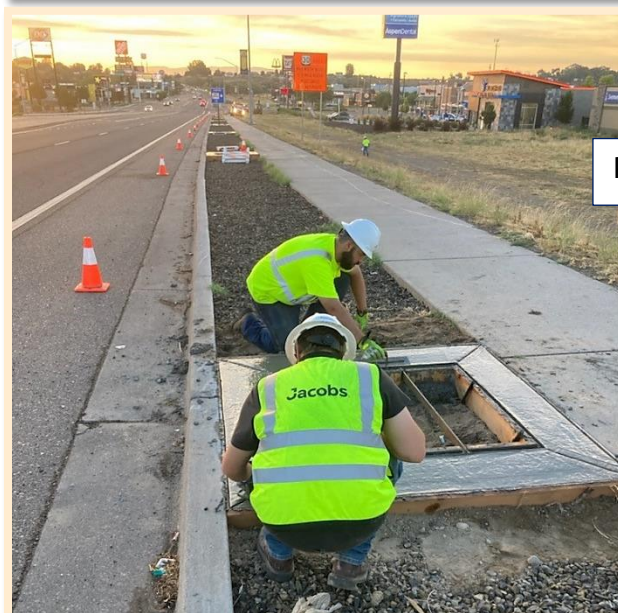
August Business Review

OPERATIONS MAINTENANCE: BUILDINGS, PARKS, CEMETERIES AND STREETS SUMMARY

ACTIVITIES AUGUST 2022



Pouring tree wells on E. Idaho Ave.



Chip seal

August Business Review

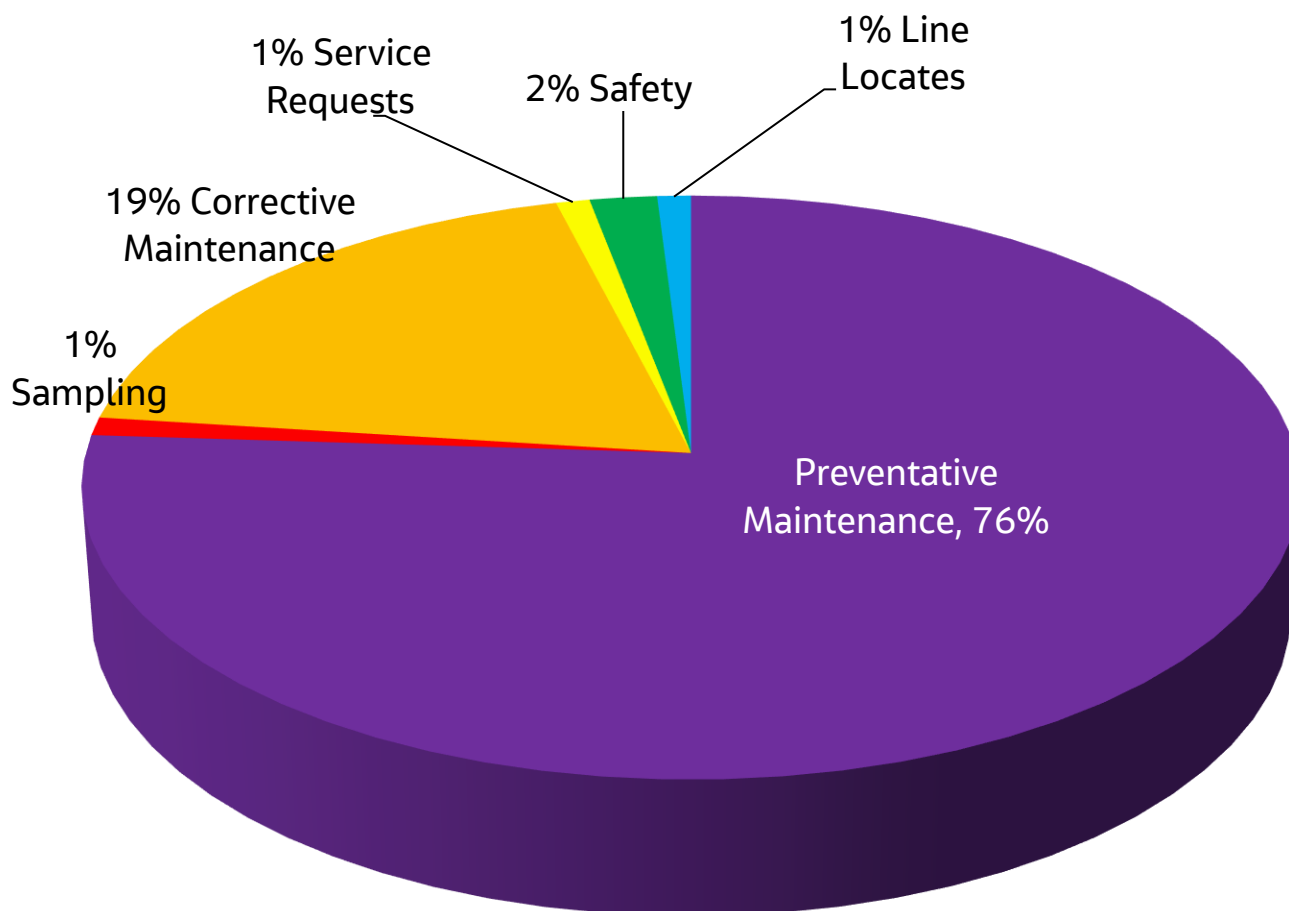
FACILITIES, CEMETERIES, AND PARKS SUMMARY

ACTIVITIES AUGUST 2022

- Installed new toilets in the park building.
- Installed new toilets in the upstairs men restroom in city hall.
- Installed 2 new air-conditioners in the apartments.
- Replaced light bulbs in the park building.
- Spot weed spraying.
- We had the roofs checked at City Hall and the apartment building to have them ready for the winter.
- Installed a bike repair station at Laxon Park.
- The new sprinkler system is complete at Evergreen Cemetery



OPERATIONS MAINTENANCE: BUILDINGS, PARKS, CEMETERIES AND STREETS SUMMARY



APPENDIX

PUBLIC WORKS DEPARTMENT

The City of Ontario Public Works Department consists of five Divisions that include Administration, Engineering, Water Treatment and Distribution, Wastewater Treatment and Operations (Streets, Stormwater, Buildings, Parks, and Cemeteries). The Department has 30 FTEs (full-time equivalent) employees. This service is provided via a Public-Private Partnership with Jacobs Engineering Group, INC.

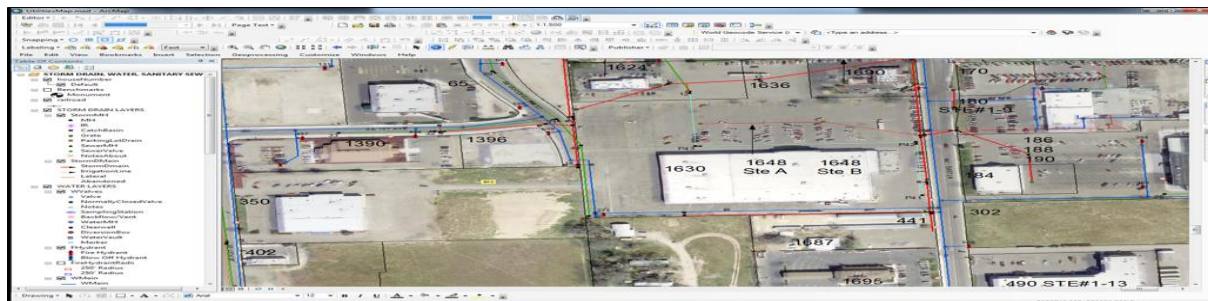
Public Works maintains a water system that complies with the EPA and Division of Health requirements. Staff also maintains the Wastewater Collection system and Wastewater Treatment facilities to meet DEQ standards. These same employees provide sewer and water line construction and maintenance to the City's transportation system (i.e.: streets, sidewalks, bicycle paths, storm-sewer systems, and other infrastructure within the city).

ADMINISTRATION

The Administration Division is responsible for the delivery of all of the contractual obligations and oversees the financial, human resource and all resource management processes. The Administrative Staff evaluate the needs for contracted services, implementing necessary service agreements, developing energy management strategies, and formulating short- and long-term programs and plans in conjunction with City Administration (City Management and City Council).

ENGINEERING

The Engineering Division Department works with other utilities, developers, and property owners in addressing utility issues, public improvements, subdivision development, local improvement districts and other municipal projects. The Department also maintains a set of Standard Specifications for providing uniform procedures for the installation. The staff reviews and approves construction plans for subdivisions, partitions, streets, sanitary sewer, water lines, and storm drainage construction projects. They also design projects, prepare bid documents, and provide project management for Public Works Capital Improvement Program (CIP) project improvements.



August Business Review

The Geographic Information System (GIS) database is maintained by Engineering Department staff. The department also provides support to the city by creating, analyzing, and maintaining the city's geographical digital data. They provide updates to the record maps for all city utilities, right-of-way, easements, land division plots, and city base maps.

OPERATIONS MAINTENANCE

Public Works maintains more than 122 lane miles of improved streets and more than 9 miles of alleys and is responsible for resurfacing, repairing, and maintaining the streets, installing, and maintaining street signs and markings, tree trimming, and repairing all established pavement markings. This Division also completes excavation and repair of deteriorating streets, gravel road grading, street sweeping, crack sealing, chip sealing, snow removal and sanding during the winter months, and weed control along the alleys. Public Works assist Ontario Chamber of Commerce by placing Holiday decorations on streetlights during the season.

ONTARIO PUBLIC WORKS MAINTAINS MORE THAN
122 LANE MILES OF IMPROVED STREETS 9 MILES OF
ALLEYS CHIP SEALS LAST A MINIMUM OF 8 YEARS, AND
PUBLIC WORKS CHIP SEALS 7 MILES PER YEAR 56 MILES
OF STORM DRAIN COLLECTION LINES, AND 1,450 CATCH
BASINS

As part of the annual Street Maintenance Program, crews chip seal street surfaces in the summer months to protect them from water and weather damage and to keep them in good condition. Chip seal roadway treatments help to maintain the existing pavement, delaying further aging resulting from water and sun,

and provides a moisture barrier to existing pavements by sealing surficial cracks. A chip seal application provides substantial savings to taxpayers and can last 8 to 10 years with just minimal roadway maintenance required. The city chip seals approximately 10 miles of streets per year.

The Ontario Park system consists of both active and passive recreational areas. There are four neighborhood parks, one community park, one large urban park, and numerous special use sites in the park system. In total, the City owns 13 park and recreational areas representing more than 1,012 acres of land. The city also owns the Wayne King Skateboard Park. There are two municipally owned and operated Cemeteries – Evergreen and Sunset Cemeteries. The Operations Division is responsible for the operation and maintenance of those areas. Included in their responsibilities are all municipal buildings. This includes general maintenance and repair work, the implementation of preventative maintenance programs, and the administering of service contracts (janitorial, HVAC, electrical, elevator, etc.). This division is also charged with the oversight of facility-related projects, including remodels and systems upgrades.

WATER TREATMENT PLANT

Water treatment plant staff is responsible for treatment of the city's drinking water supply. They must reliably produce high-quality water in adequate volume to meet city needs. Besides the daily laboratory checks, there are monthly, quarterly, and yearly reports.

There are two sources of water for Ontario's estimated 11,090 residents: 80 percent comes from the Snake River and 20 percent comes from wells. Two plants treat the City's water. One is a conventional filtration plant, and the other is an up-flow clarifier. The steps for treatment are flocculation, sedimentation, filtration, and disinfection, which meet the compliance of the Oregon Health Authority (OHA).

The Oregon Health Authority requires an operator be on duty 365 days a year. Ontario customers account for 3,845 water services, not including Snake River Correctional Institute (SRCI).

THE WATER TREATMENT PLANT HAS A RELIABLE CAPACITY OF 8.3 MGD AND A MAXIMUM CAPACITY OF 11 MGD.

APPROXIMATELY 80 PERCENT OF WATER COMES FROM THE SNAKE RIVER, THE OTHER 20 PERCENT FROM WELLS.

MAINTAINS 80 MILES OF WATER MAINS.

The Water Treatment Plant has a reliable capacity (capacity with the largest pump out of service) of 8.3 Million Gallons Per Day (MGD) and a maximum capacity of 11 MGD. The water treatment plant average production is 6 MGD and the City's largest industrial user, Heinz Frozen Foods, uses an average of 2.2 MGD of that water.

The City retains surface and groundwater rights permits for a combined total of 38.23 cubic feet per second (cfs), 24.71 MGD for municipal use. One hundred percent (100%) of the City's potable water is treated and disinfected at the water treatment plant. The plant has an original 8-MGD design capacity based on the optimum filter loading rates. The City expanded its treatment capacity in 2006, through the addition of two adsorption clarification and filtration tanks.

Water Distribution System include maintenance and repair of approximately 97 miles of water lines and 3,625 services that include service installations, mainline installation, meter reading, maintenance of more than 600 fire hydrants, and valve exercising of more than 1,700 water valves.

WASTEWATER TREATMENT PLANT

The wastewater treatment plant collects wastewater from the entire city and SRCI. The prison accounts for approximately 16 percent of the flow to the plant.

Wastewater treatment plant operators use a conventional treatment system of aerated lagoons and secondary chlorination treatment. Effluent from the treatment process is used to irrigate forage crops during the growing season. Nine lift stations transport sanitary sewer waste to the Wastewater Treatment Plant. Wastewater is screened and the flow measured at the headworks. Five cells (lagoons) with 25 mechanical aerators assist with biological treatment. Onsite generation of chlorine is used for disinfection.

*PUBLIC WORKS MAINTAINS 78 MILES OF SANITARY
SEWER LINES THROUGHOUT CITY LIMITS*

Average discharge volume is approximately 1.5 MGD. Winter discharge is to the Snake River from November through March. Summer discharge is land applied to approximately 353 acres of cropland at the Skyline Farm. Sewer collection duties include maintenance and repair of approximately 78 miles of sanitary sewer lines within the city. Responsibilities include constructing new pipelines, cleaning all gravity sanitary sewer lines, repairing or replacing sanitary sewer lines as needed, providing line locations for all water and sewer lines, and maintaining eight lift stations plus a bar screen and one lift station from SRCI. The city has approximately 56 miles of storm drain collection lines and 1,450 catch basins throughout city limits. Duties include storm drain maintenance and repair, cleaning of approximately 11 miles of storm drain lines, and cleaning the catch basins.



August 2022 ACTIVITY REPORT



August 2022



Emergency Medical:

(Types of medical calls responded to: Falls with injury, fall lift assists, medical emergencies, medical alarms, assaults, etc.)

CITY	206
RURAL	18

1 of these emergency calls required back-up crews to be called in to respond to 2nd call.

Hazmat Team Calls:

0

Fire Related Emergency Calls:

(Types of fire related calls responded to: Rescue calls, building fires, vehicle fires, smoke detector/fire alarm activation, unauthorized burning, etc.)

	TOTAL	General	Mutual Aid
CITY	34	4	1
RURAL	10	3	2

1 of these emergency calls required back-up crews to be called in to respond to 2nd call.

TOTAL CALLS FOR MONTH

CITY	240
RURAL	28



August 2022



Firefighter Training:

7/26 – The Haz-Mat team reviewed the previous 3 incident responses and did planning for future training. They also worked on a plan for recruiting and retention. The rest of the staff reviewed our portable water resources operations and locations

8/9 – The staff did medical training patient assessment and packaging.

8/16 – Some staff from Lifeways presented a new program they have that assists first responders with mental health issues. They also provided numerous tools to help us better handle mental health patients and responses.

8/23 – The crew did multiple different hose advances for different fire simulations at the training facility.

Inspections:

8/17/22 – Looked at a house near Giggle and Grace to see what the requirements would be to be able to use it as a day care for infants to 3 year old's.

8/18/22 – Rough inspection at Albertson's new pharmacy on fire sprinkler and fire alarms.

8/24/22 – Final inspection on fire alarm and sprinkler systems for Albertson's new pharmacy.

8/24/22 – Annual inspections with Oregon State Fire Marshal Kump at multiple childcare and adult care facilities. MCCDC x2, Children's Relief Nursery, Ashley Manor.

Permits Issued:

City Open Burns 0

City Burn Barrels 0

Rural Open Burns 15

Rural Burn Barrels 0



August 2022

Community Involvement:

7/28 – Drill was held at Brookdale Senior Living. Crews hooked up to a hydrant and to the FDC system. Crews then did a interior search of the facility.



8/2 – Malheur County Fair 2022. The Ontario Fire Smoke house was set up at the fair and provided education to over 100 kids.





August 2022



8/5 – 3 large groups of children came to visit the station from Boy and Girls Club. They learned about turnouts and breathing equipment as well as how to use the hoses.



There may have been some cooling down in the water too.





August 2022

8/6 – Mayor Hill purchased a firefighter birthday party at the Boys and Girls fund raiser, so the staff hosted his grandson's birthday party at Station 1.

8/7 – Ontario Fire staff had the honor of escorting 16 members of the National Guard to Gowen Field for their upcoming deployment.



8/9 – Firefighter Jordan Watts received his career helmet and was pinned by his wife, Ashley, at the City Council Meeting.





August 2022



8/11– *Malheur County Emergency management team held their meeting at the Public Safety training center. Chief Iwai, Chief Leighton and other staff attended.*

8/11 – *Ontario School Summer Camp visited the Fire Department. They enjoyed trying on turnouts, exploring the trucks, and trying out their hose skills.*



8/12 – *Ontario Fire Department staff said ‘see you later’ to Veronica as she moves onto her new adventure with OPD.*





August 2022



8/17 – Ontario Fire
Department staff took a moment to remember fallen firefighter Daniel Harro from Bend Fire and Rescue.

Summary of Calls of Interest:

City Incidents:

8/1 3080 SW 4th Ave. A garbage can caught on fire also catching the exterior of the double wide mobile home on fire. Crew was able to extinguish and use the pike pole to lift the metal roof and put water in the eaves and exterior walls.





August 2022

8/2 86 Winegar Dr. Dispatched to a strange smell in the home causing the homeowner discomfort. Homeowner believed that it may have been coming from her new fridge. Crew checked the residence but were unable to find the cause of the smell.

8/2 1178 SW 4th St. Rescue 1 responded to a report of a down powerline over a vehicle with someone inside. When they arrived on scene they discovered that it was an internet cable.

8/2 76 Goodfellow St. Denny's restaurant reported an outlet that had shorted out and when they reset the breaker, it shot sparks out of a different outlet. Rescue 1 responded and used the TIC camera to check the area. No sign of trapped heat found.

8/5 511 E Idaho Ave. Dumpster fire with fire inside and outside of the dumpster. Crew extinguished the fire. Unable to determine the cause of the fire.

8/5 2565 SW 4th Ave Apt 3. Mother called dispatch requesting that the fire department respond to speak to her children about the dangers of playing with fire. Lt Montgomery spoke with 2 children approximately 7-8 years old. He explained the hazards and consequences of fire and arson and the children agreed to not play with fire again.

8/6 Rescue 1 responded to multiple illegal burns. All homeowners were educated about the burn ban and extinguished their fires.

8/8 949 N Oregon St. Small grass fire. Possibly started by a bottle rocket.

8/10 248 SE 1st St. Porch fire on a vacant house that had previously burned months before. General page sent for manpower however Rescue 1 was able to handle.

8/14 790 SW 7th Place. Firefighter assisted Ontario Police Department with checking the roof of a building that had been broken into for an entry point.

8/15 158 SW 1st St. Engine 103 responded to assist Ontario Police Department with getting Officers and a suspect in custody off of the roof of 541 Salon.

8/21 1041 SW Washington Ave. Rescue 1 responded to reports of a vehicle on fire at the gas pumps. Crew assisted employee with extinguishing fire.

8/23 40 NW 5th Ave. Rescue 1 responded to a small grass fire. Transient was attempting to burn some weeds. Crew educated subject about the burn ban and cleared.



August 2022



Rural Incidents:

8/1 7775 N Oregon Ave, Fruitland. Mutual aid requested by Payette Rural Fire Department for a brush fire. Brush truck 157 and 105 responded to assist.

8/4 3747 Siphon Dr. General page for a grass and structure fire. Mutual aid requested from Vale and Nyssa while enroute. When truck 156 arrived on scene it was discovered that the fire had spread into farming materials, tires and telephone poles.



8/5 1267 Monroe Creek Rd, Weiser. Weiser Rural Fire Department requested mutual aid for manpower for a structure fire. Crew of 4 responded and assisted.





August 2022

8/9 784 Butler Blvd. Illegal burn threatening neighbors' wheat field. Rescue 1 responded and extinguished fire. Also educated homeowner about the burn ban.

8/11 541 Stanton Blvd. Agency assist with Oregon State Police. Assisted with extricating deceased victim from a vehicle.

8/23 1100 Blk NW 22nd Ave. Rescue 1 responded to a report of black smoke near the freeway. When on scene it was discovered to be a small trash fire. Fire was extinguished.

8/24 257 Boatlanding Rd. Mutual aid request from Payette Rural Fire Department. Large Trash fire that spread into trees and tires.

8/25 601 Thrifty Way. Burn pile in an open lot. Homeowner was unaware of the burn ban when the fire was lit but started extinguishing it as soon as he found out.





Police Stat Report

AUGUST 2022

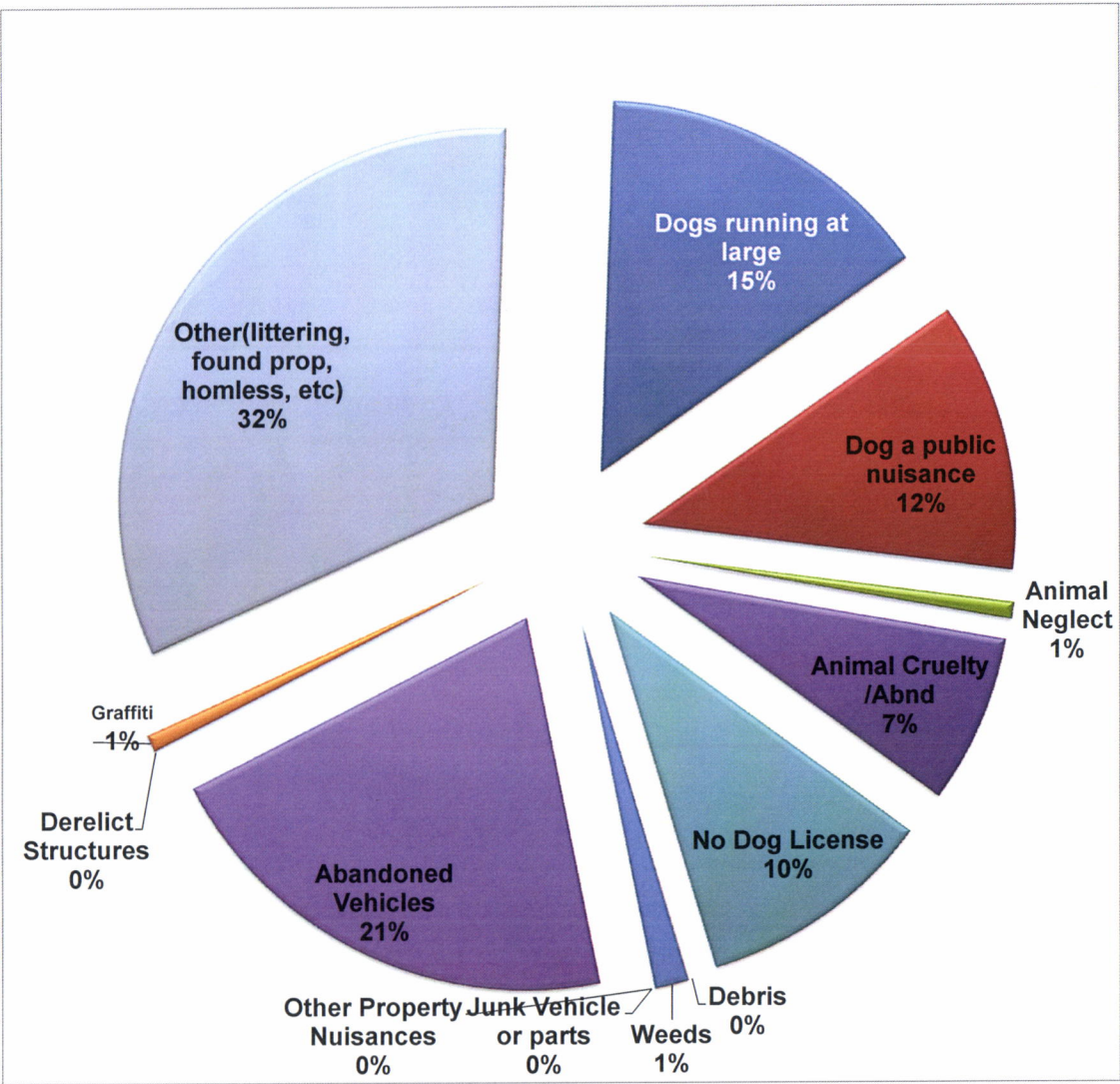
Activity	2022 June	2022 July	2022 August	YTD 2022	PRIOR YTD 2021
Calls for Service	1218	1268	1411	9886	11351
Case Activity	784	871	910	6268	7106
Murder	0	0	0	0	1
Manslaughter	0	0	0	1	0
Robbery	1	1	2	10	12
Sex Crimes	4	6	4	44	44
Burglary	13	5	12	101	125
Assault	11	12	15	103	101
Arson	0	0	0	1	3
UUMV / Auto Theft	5	8	0	54	71
Arrests	74	87	118	719	756
Arrests w/Use of Force	5	3	2	18	18
Gang Related Cases	3	3	2	27	39
Graffiti	2	3	2	39	59
Death Investigations	2	3	5	19	15
SRO Cases	0	0	0	29	66
Thefts	69	82	77	596	516
Traffic Stops	115	114	119	893	732
Cited Traffic/Parking	59	59	51	780	680
Traffic Crashes	34	46	35	288	334
Alarms	25	24	32	224	223

CODE ENFORCEMENT

August: 2022 Stats

Ontario Police Department

Violation	Aug-22	Column1
Dogs running at large	20	
Dog a public nuisance	16	
Animal Neglect	1	
Animal Cruelty /Abnd	10	
No Dog License	14	
Debris	0	
Weeds	2	
Junk Vehicle or parts	0	
Other Property Nuisances	0	
Abandoned Vehicles	28	
Derelict Structures	0	
Graffiti	1	
Other (littering, found prop, homeless, etc)	44	
Dogs taken to (Fetch This Kennel)	0	
Civil Penalties Issued	0	
C.P. Amount Sent	\$0	
Total Parking Citations	4	
	140	
Total Violations		
Total Cases	140	



Notes: CODE ENFORCEMENT HAS BEEN MAKING MORE VERBAL CONTACT WITH PROPERTIES THAT HAVE VIOLATIONS ABATEMENTS ARE BEING DONE /WITH NO CIVIL PENALTIES BEING SENT AT THIS TIME. CODE ENFORCEMENT HAS BEEN VERY LUCKY AND HAVE BEEN GETTING COMPLIANCE FROM THE BUISNESS AND RESIDENCE WITH CLEANING UP THEIR PROPERTIES.



MALHEUR COUNTY COURT MINUTES

August 17, 2022

The regularly scheduled meeting of the County Court was called to order by Judge Dan Joyce at 2:00 p.m. in the County Court Office of the Malheur County Courthouse with Commissioner Don Hodge and Commissioner Ron Jacobs present. Members of the media, public, and staff had the opportunity to join the meeting electronically or in-person. Administrative Officer Lorinda DuBois was present. Notice of the meeting was posted on the County website, Courthouse bulletin board, and emailed to the Argus Observer, Malheur Enterprise, and those persons who have requested notice. The meeting was audio recorded. The agenda is recorded as instrument # [2022-3715](#)

SUBDIVISION PLAT

Surveyor/Engineer Tom Edwards presented a subdivision plat for the Court's consideration. Commissioner Hodge moved to approve Baja Creek Subdivision Plat, in the City of Ontario. Commissioner Jacobs seconded and the motion passed unanimously. See instrument # [2022-3713](#)

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of August 10, 2022 as written. Commissioner Hodge seconded and the motion passed unanimously.

AGREEMENT - NEY

Commissioner Hodge moved to approve Fourth Agreement for Temporary Environmental Health Specialist Services - Restaurant Inspections with Melissa Ney. Commissioner Hodge seconded and the motion passed unanimously. See instrument # [2022-3716](#)

GRANT AGREEMENT - FAIR

Commissioner Hodge moved to approve Grant Agreement with Department of Administrative Services (DAS) and Malheur County Fair, Agreement Number 107-2022-5202-82. Commissioner Jacobs seconded and the motion passed unanimously. The Oregon legislature appropriated \$2,000,000 from the General Fund for a grant for fairgrounds infrastructure (House Bill 5202 (2022 Regular Session)). According to conversation with DAS (Stephanie Austermann), there is no deadline for expenditure of the funds; the contract termination date of June 2023 is for DAS to release the funds; and annual progress reports are required until the grant funds are fully expended.

EMPLOYMENT AGREEMENT - WEIR

Commissioner Jacobs moved to approve Extension of Temporary Employment Agreement to Perform Duties of a Dispatcher (Excluding 911) - Malheur County Sheriff's Office Recorded with the Malheur County Clerk's Office as instrument number [2021-5512](#). Commissioner Hodge seconded and the motion passed unanimously. The agreement expires December 31, 2022. See instrument # [2022-3717](#)

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2)(a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding and Commissioner Hodge and Commissioner Jacobs present. Also present were Planner/Interim Environmental Health Director Eric Evans, Health Department Director Sarah Poe, Administrative Officer Lorinda DuBois, and Jeffrey Havens. No decisions were made during or following the session.

COURT ADJOURNMENT

The meeting was adjourned.

MALHEUR COUNTY COURT MINUTES

August 31, 2022

The regularly scheduled meeting of the County Court was called to order by Judge Dan Joyce at 9:00 a.m. in the County Court Office of the Malheur County Courthouse with Commissioner Don Hodge and Commissioner Ron Jacobs present. Members of the media, public, and staff had the opportunity to join the meeting electronically or in-person. Administrative Officer Lorinda DuBois and Planner Eric Evans were present. Notice of the meeting was posted on the County website, Courthouse bulletin board, and emailed to the Argus Observer, Malheur Enterprise, and those persons who have requested notice. The meeting was audio recorded. The agenda is recorded as instrument # [2022-3857](#)

PROCLAMATION - RECOVERY MONTH

Mark Keele, Jennifer Schaffer, Jane Padgett, Judi Trask, and Paula Olvera, all members of the Malheur County Prevention Coalition, were present for the signing of the Proclamation declaring September 2022 as Mental Health, Substance Use, and Harmful Gambling Behaviors Recovery Month. Mark Keele read the proclamation:

Malheur County Recovery Month Proclamation

Mental health, substance use and harmful gambling behaviors affect all communities nationwide. With commitment and support, our family members, friends, colleagues, and community members with these disorders can achieve healthy lifestyles and lead rewarding lives in recovery. By seeking help, people who experience mental health, substance use and/or harmful gambling behaviors can embark on a new path toward improved health and overall wellness. The focus of our local theme for *Recovery Month* for September 2022 is "*Recovery is for Every Person, Recovery is for Every Family, Recovery is for Every Community, Recovery is for Everyone!*" To celebrate their journey, we recognize the challenges of recovery and we support them! We realize the need to share resources and build networks that support recovery in all forms, as we are all part of the solution. *Recovery Month and Hands Around the Parks* spreads the message that behavioral health is essential to one's overall health and wellness, and that prevention works, treatment is effective, and people do recover.

The impact of mental health and substance use disorders is apparent in our country, with 22 million people in the US suffering from an active addiction disorder, and 1 out of every 3 households being directly impacted by addiction. Oregon ranks first among all states for adults with substance use disorders and third in the nation for youth with substance use disorders. Additionally, an estimated 84,000 adult Oregonians have moderate or severe gambling disorders. These conditions in one way or another affect us all. Through *Recovery Month*, people become more aware and able to recognize the signs of mental health, substance use, and harmful gambling behaviors, which can help guide more people into needed treatment. Managing the effects of these conditions can help people achieve healthy lifestyles, both physically and emotionally.

The *Recovery Month* observance continues to work to improve lives to promote and support treatment and recovery practices, educating communities about prevention and acknowledging the dedication of service providers and community members who assist in making recovery possible. For the above reasons, we are asking the citizens of Malheur County to join us in celebrating this September as *Recovery Month*.

We, as Malheur County Court, do hereby proclaim the month of September 2022 as

MENTAL HEALTH, SUBSTANCE USE, AND HARMFUL GAMBLING BEHAVIORS RECOVERY MONTH

in Malheur County, OR, we call upon our community to observe this month with compelling programs and events that support this year's observance.

Commissioner Jacobs moved to proclaim the month of September 2022 as Mental Health, Substance Use, and Harmful Gambling Behaviors Recovery Month. Commissioner Hodge seconded and the motion passed unanimously.

Those present answered various questions from the Court members. Hands Around the Park will be held at Rotary Laxton Park in Ontario on September 15, 2022.

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of August 17, 2022 as written. Commissioner Hodge seconded and the motion passed unanimously.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2)(a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding and Commissioner Hodge and Commissioner Jacobs present. Also present were Planner Eric Evans, Administrative Officer Lorinda DuBois, Surveyor/Engineer Tom Edwards, Jeff Beagley, and Derrick McKrola. No decisions were made during the session.

LETTERS - REP. OWENS & SMITH

Commissioner Jacobs moved to sign a letter to Representative Smith regarding projects for potential funding packages for Rural Economic Development - Industrial Lands Capitalization Fund; and a letter to Representative Smith regarding projects for Rural Economic Development - Regional Rural Revitalization / Venue and County Fair Support. Commissioner Hodge seconded and the motion passed unanimously. See instrument # [2022-3858](#) and [2022-3859](#)

COUNTY SURVEYOR POSITION

Commissioner Jacobs moved to authorize Ms. DuBois to make an offer for the County Surveyor position to the number one candidate. Commissioner Hodge seconded and the motion passed unanimously.

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.