

**CITY OF CENTRAL POINT**  
**City Council Meeting Minutes**  
**February 12, 2015**

**I. REGULAR MEETING CALLED TO ORDER**

Mayor Williams called the meeting to order at 7:00 p.m.

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL:** Mayor: Hank Williams  
Council Members: Bruce Dingler, Brandon Thueson, Rick Samuelson, and Mike Quilty were present. Allen Broderick was excused.

City Manager Chris Clayton; City Attorney Sydnee Dreyer; Police Chief Kris Allison; Community Development Director Tom Humphrey; and City Recorder Deanna Casey were also present.

**IV. PUBLIC APPEARANCES**

Bill Foy, Citizen involved in Central Point Cemetery Clean up  
Mr. Foy stated that when they began the project to clean up the Cemetery there was a group of people helping. It has dwindled down to just a few people. He is concerned that the cemetery will go back to its original state of disarray once the project is complete. He isn't asking the city for money, but there are a few items that they need help with. He would like to see a plan put in place to help maintain the cemetery and keep the bushes and trees trimmed. Kathy Humber asked if the City could help them remove a large Pine tree that is infested and poses a hazard of falling onto Hamrick Road.

City Manager Chris Clayton explained that the city has met with the owners of the cemetery to help with some of the maintenance issues. He will speak with the Parks and Public Works Director about the infested Pine Tree. The Council thanked the volunteers for their time with the cemetery.

**V. SPECIAL RECOGNITION**

Police Chief Kris Allison introduced Officers Marc Williams and Chad Prins. These two officers are being awarded the Life Saving Awards. She explained that they were able to keep a citizen alive until the EMT's could arrive and transport the individual to the hospital. These situations are not always successful and the city is very proud of these officers for saving a life. They were awarded a plaque and a lifesaving pin. She also introduced Police Employee of the Year Officer Josh Abbot.

**VI. CONSENT AGENDA**

- A. Approval of January 22, 2015 City Council Minutes
- B. Approval of OLCC Change of Ownership for Chevron

**Mike Quilty moved to approve the Consent Agenda as presented.** Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**VI. ITEMS REMOVED FROM CONSENT AGENDA - None**

**VII. PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS**

- A. Ordinance No. 2003, Amending the Central Point Comprehensive Plan (Map) from Residential Low Density to Civic and the City Zoning Map from R-1-6 and Park to Civic for Approximately Five Acres Located East of South 4th Street and Between Bush and Ash Streets (37S2W11BA, TL 2200 and 37S2W11BB, TLs 6300, 8200, 8300 & 8301)**

Community Development Director Tom Humphrey explained that this is the second reading of an ordinance to amend the Comprehensive Plan Map for City owned property. During the course of evaluating the referenced properties as the site for a prospective Community Center or other uses, staff realized that the zoning would not only restrict the development of such uses but that the zoning and land use designations were inconsistent with one another. Should these uses continue or the properties be redeveloped for a use like a Community Center, the "Civic" zoning would be more compatible and appropriate. A public hearing was conducted by the Council at the January 22, 2015 City Council meeting. There were no recommended changes at that time.

**Bruce Dingerl moved to approve Ordinance No. 2003, amending the Central Point Comprehensive Plan (Map) from Residential Low Density to Civic and the City Zoning Map from R-1-6 and Park to Civic for Approximately Five Acres Located East of South 4th Street and Between Bush and Ash Streets (37S2W11BA, TL 2200 and 37S2W11BB, TLs 6300, 8200, 8300 & 8301).** Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

- B. Resolution No. 1416, Adopting the 2015 Rules of the City Council and Code of Ethics**

City Manager Chris Clayton explained that from time to time the City Council is charged with reviewing and updating the Rules of the City Council and the Code of Ethics. With the change in the City Charter in 2010 and recent changes in the City Council it was time to make a few changes and update language to the document. He explained that most of the revisions reflect changes that were made because of the 2010 City Charter with regards to the change from City Administrator to City Manager and the change in the Mayor becoming a voting member of the Council.

The Code of Ethics portion of the document serves as a reminder to the Council of the conflicts of interest and the ethics issues that could come before the Council. There were no recommended changes to the document.

**Mike Quilty moved to approve Resolution No. 1416, Adopting the 2015 Rules of the City Council and Code of Ethics.** Bruce Dingler seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**C. Resolution No. 1417, A Resolution of the City of Central Point Setting Water Rates**

Mr. Clayton explained that the proposed resolution is a result of the decision of the Medford Water Commission increasing their bulk rates by 5% and the need for the City to amend current rates for inflationary reasons by at least 1%. At the January Study Session the Council directed staff to bring back options for a rate increase with a base rate increase of \$0.50 and the consumptive rates increase by \$0.01 per rate block.

At that time the Council also wanted to see what options would be available regarding a back flow rate included in the water bill fee structure. Staff is proposing two options for implementing a special backflow rate to cover the cost of providing this service.

Option 1 is a charge of \$0.75 per month to each water utility account customer, regardless of whether they have a backflow device or not. We could get all the backflows registered into the system with this option. We estimate that only 30% of the residences requiring backflow devices have registered with the city and are getting checked annually. This option would solve that problem by allowing the City to get them located, registered, and tested.

Option 2 is a charge of \$1.25 for those with registered backflows. This option solves the immediate issue of getting testing compliance with the residences that have registered backflows within the city, and only those who use the service would be charged. However, we would still have properties with unregistered backflow devices within the city that are not being tested on an annual basis. Option one would get all property owners in compliance.

There was discussion that it is in the best interest of everyone in the city for backflows to be tested annually not just those who have the devices. We could put a program into place for those who do not have a backflow device to come into the city and show proof that they do not have the device and therefore should not be paying the fee. Mr. Clayton stated that if the Council wants to discuss the backflow options further he would recommend approving the resolution without a backflow option at this time.

**Rick Samuelson moved to approve Resolution No. 1417, A Resolution of the City of Central Point Setting Water Rates with no Backflow Option.** Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**VIII. BUSINESS**

**A. Budget Committee Appointment**

City Manager Chris Clayton explained with the election of Mike Quilty to the City Council and the resignation of one Budget Committee member there are two vacancies on budget committee. Karen Huckins has agreed to be appointed for another term. With the change to a bi-annual budget these terms have changed from three year terms to four year terms. We have received applications from Rob Hernandez and Bill Walton. One of these appointments will complete the term for Mike Quilty and one will be for a full four year term.

**Mike Quilty moved to reappoint Karen Huckins to a four year term, appoint Rob Hernandez to a four year term and Bill Walton to complete the vacant term expiring December 31, 2016.** Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dinger, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

### **B. Approval of Mid-year Budget Report**

Mr. Clayton stated that during budget considerations last year the committee requested that some items be set aside and reconsidered at midyear. The Budget Committee stated that depending on the strength of the actual carryover and revenues received in the first half of the fiscal year these additional budget requests may be approved during the midyear report. The items set aside were:

1. \$50,000 for phase 1 of a parks master plan = The Parks Department does not feel this is needed at this time. They do not have staff to work on this project and would rather bring the item to the Budget Committee for the next budget consideration.
2. \$87,000 for an additional police officer = The Police Department does not feel this is needed at this time. They would prefer to bring the request back to the Budget process for consideration.
3. \$45,000 for pedestrian beacon on Pine Street at 6<sup>th</sup> Street = This item is important but Public Works would like to see it worked with a larger plan. It can be installed as a stand-alone project but may need to be moved in the future when there is a Pine Street plan in place for improvements.
4. \$18,000 for playground equipment installation at Van Horn Park = This item is recommended to be installed and approved as an add on item. This project would not need to wait for the Parks Master Plan to be completed.

He explained that the city is in good shape according to the mid-year financial report. We did not spend what was allocated in most areas of the General Fund and we have the carry over needed to fund the projects listed. The hotel/motel tax is down because one hotel has been in the process of changing owners and one is behind on payments. He explained an interfund balance transfer for the Freeman Road project due to an increase in the project cost. The Building Fund is positive and things are looking up for economic growth for the city. We are still trending down as shown in the Long Term Financial Plan, but over all things look good for the City as long as we take steps to improve our long term plan.

There was discussion that the Council would like to see the 6<sup>th</sup> Street Crossing installed. They would hate to continue to put this off until there is an accident and someone gets

hurt trying to cross Pine Street at this intersection. The pedestrian crossing signal could be moved to another location if it doesn't fit into the overall plan for Pine Street and a light is installed at that intersection. They definitely want to approve the equipment for Van Horn Park.

**Mike Quilty moved to accept the Midyear Budget Report and authorize the City Manager to implement add on packages 3 and 4.** Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

### C. Planning Commission Report

Community Development Director Tom Humphrey presented the Planning Commission Report for February 3, 2015:

- Approved Planning Commission Resolution No. 814 forwarding a favorable recommendation to the City Council to approve a Conceptual Land Use and Transportation Plan for CP-1B, an Urban Reserve Area of the City of Central Point. The Commission previously reviewed this document in at least one draft form and directed staff to make revisions based on input from affected agencies and property owners. The revisions were agreed to by staff and the Commission unanimously supported the document, recommending approval by the City Council.
- Discussion of the Gebhard Road Analysis. The Commission was introduced to the Gebhard Road project and informed and invited to participate in the public meetings. The Commission will ultimately conduct a public hearing on this item when technical memoranda and road alignments are produced. No action was required at this time.
- Annual Tree/Vegetation Maintenance Update and Tree City USA Update. The Planning Commission was given its annual update of each program. They are designated as the City's Tree Committee. They authorized work to be done in the Bear Creek Greenway according to CPMC, Section 17.54.060. Commission members were complimentary of the work being done by Jennifer Boardman and the Parks Department as it relates to tree and vegetation maintenance in the City. A motion was made to authorize the maintenance plan for 2015.

### D. Discussion of General Franchise Ordinance

Mr. Clayton explained that the proposed draft ordinance would cover any utility not currently operating by an approved Franchise agreement with the city. The draft ordinance would not be directed at any specific utility and would envelop utilities using public right-of way for their business operations. The proposed ordinance includes provisions that allow for pending legal questions in the area of telecommunications to be accommodated via ordinance amendment or specific franchise agreement language.

The intent of this ordinance will be to encourage utilities to enter into a Franchise Agreement with the City. But in the event that utilities come into town and do not work with the city this ordinance would set parameters within our code for them to adhere by. This would also cover any service that expands that would not be covered under a

current franchise agreement. There are several items in the draft ordinance that would need to be changed before it is adopted by the City so as not to show antifavoritism regarding fees. We would set the fee in the Ordinance at a rate higher than the most current rate we currently have.

City Attorney Dreyer stated that the City of Eugene has a similar ordinance that has worked to their advantage. Any new utility that comes into the city can go to their Municipal Code and will see what is required regarding Franchises Agreements and Utilities. It will encompass expanding telecommunications and require all future utilities to be underground. She would be able to have an updated version for a first reading at the next Council meeting.

This is a discussion item only, no action is required.

#### **IX. MAYOR'S REPORT**

Mayor Williams reported that:

- The City has received several applications for the vacant Council position. We will be taking applications until the end of February. He will review the applications and make a recommendation at the first meeting in March.
- He attended the Study Session.
- He attended the Medford Water Commission meeting where their Rate Consultant made the suggestion that they change their rate model to be consistent and fair with all their customers not just the Medford residents.
- He attended the City Awards Banquet.

#### **X. CITY MANAGER'S REPORT**

City Manager Chris Clayton reported that:

- Rogue Community College has been working with Representative Buckley on a Health Care Grant to help with the property purchase for their new building.
- He would like to thank Dr. Olson for his participation with the Central Point CERT Team.
- There will be a brief Executive Session tonight to receive Legal Counsel.

#### **XI. COUNCIL REPORTS**

Council Member Bruce Dingler reported that he attended the Study Session and the City Awards Banquet.

Council Member Rick Samuelson reported that he attended the Study Session and City of Gold Hill received a grant for a Sports Complex.

Council Member Brandon Thueson reported that he attended the Study Session and the Awards Banquet. He also attended two elected officials training presented by RVCOG and the LOC.

Council Member Mike Quilty reported that he was on the Lars Larson Radio Show last week. He met with Mr. Clayton last week for an update on the Long Term Financial Plan.

Rogue Disposal received a grant to have natural gas trucks, this will help the valley with air quality issues.

## XII. DEPARTMENT REPORTS

Police Chief Kris Allison reported that:

- They are working on completing the Police Department website and will be entering the social media realm such as Facebook and Twitter for the Police Department.
- The department will be working with Dr. Shams of the Jackson County Health Department to train the officers on the use of Narcan to give to overdose victims.

Community Development Director Tom Humphrey reported that:

- There is a buzz of activity on the East side of I-5. The Justice Court building should begin construction soon, there is an application for a veterinarian hospital to go in behind the Super 8 Hotel, and an expansion the FedEx building has been approved.
- The Urban Growth Boundary joint meeting is being moved to April 2, 2015. There is still some work that needs to be done on the process.

City Attorney Sydnee Dreyer reported that she reviewed the Dangerous Dog Ordinance in regards to Mr. Walton's concerns at the last meeting. The language could be tightened up regarding the language defining the owner of the dog. However it can also be decided by the judge hearing the case. She will be out of town for the meeting on the 26<sup>th</sup> and Dan O'Conner will be attending in her place.

## XIII. EXECUTIVE SESSION – 192.660(2)(h) Legal Counsel

**Mike Quilty** moved to adjourn to executive session under 192.660(2)(h) Legal Counsel. Rick Samuelson seconded. All said "aye" and the meeting was adjourned into executive session at 8:45 p.m.

The Council returned to regular session at 9:02.

## XIV. ADJOURNMENT

**Mike Quilty** moved to adjourn, Brandon Thueson seconded, all said "aye" and the Council Meeting was adjourned at 9:03 p.m.

The foregoing minutes of the February 12, 2015, Council meeting were approved by the City Council at its meeting of February 26, 2015.

Dated: 2/26/15

  
Mayor Hank Williams

ATTEST:

  
City Recorder