

**CITY OF CENTRAL POINT**  
**City Council Meeting Minutes**  
**May 28, 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: Allen Broderick, Bruce Dingler, Brandon Thueson, Tanea Brownning, Rick Samuelson, and Mike Quilty were present.

City Manager Chris Clayton; City Attorney Sydnee Dreyer; Police Chief Kris Allison; Community Development Director Tom Humphrey; Finance Director Bev Adams; Parks and Public Works Director Matt Samitore; and City Recorder Deanna Casey were also present.

**IV. SPECIAL PRESENTATION – MAYA Scholarship Award**

Multicultural Committee Chair Amy Sweet presented Caitlin Wright with a \$500 scholarship for her commitment to helping others see that personality is more important than skin color.

**IV. PUBLIC APPEARANCES**

Bernard Spahn, Medford Resident  
Mr. Spahn stated that when smoking bans went into place the citizens all learned the rules and are now accustomed to the regulations that were put into place. With the approval of Measure 91 people will do the same and get use to the idea of Marijuana being grown and sold in Oregon. He did not state if he was for or against the ordinance being presented at the meeting tonight.

**V. CONSENT AGENDA**

**A. Approval of May 14, 2015 City Council Minutes**

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

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

- A. Ordinance No. 2007, An Ordinance Amending Title 8 of the Central Point Municipal Code, by Adding Chapter 8.45 Homegrown and Medical Marijuana**

Community Development Director Tom Humphrey explained that this is the second reading of an Ordinance restricting homegrown and medical marijuana grows in the Central Point City Limits. The Council held a public hearing at the first reading on May 14, 2015.

He explained that there were no recommended changes to the Ordinance at the first reading. The proposed ordinance will require marijuana cultivators engaged in recreational or medicinal cultivation, drying, production, processing, keeping or storage of marijuana to ensure that this marijuana is not accessible, visible or order causing to other persons or property.

**Council Member Rick Samuelson moved to approve Ordinance No. 2007, An Ordinance Amending Title 8 of the Central Point Municipal Code, by Adding Chapter 8.45 Homegrown and Medical Marijuana.** Mike Quilty Seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**B. Ordinance No. 2008, An Ordinance Amending the Central Point Municipal Code to Add Section 3.25 Park Maintenance Fee Regarding the Adoption of a Parks Maintenance Fee for City Parks**

Parks and Public Works Director Matt Samitore explained that this is the second reading of an ordinance putting in place a \$1.00 Parks Maintenance Fee. The city will start collecting this fee in July, 2015. The Citizens will see the fee on their July water bills. There were no recommended changes at the first reading of the Ordinance. The funds received from this fee will be dedicated to the maintenance of current park facilities.

**Bruce Dingler moved to approve Ordinance No. 2008, An Ordinance Amending the Central Point Municipal Code to Add Section 3.25 Park Maintenance Fee Regarding the Adoption of a Parks Maintenance Fee for City Parks.** Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, no; and Mike Quilty, yes. Motion carried.

**C. Ordinance No. 2009, An Ordinance Amending the Central Point Municipal Code to Add Section 3.26 Public Safety Fee regarding the adoption of a Public Safety Fee for Increased Funding of Public Safety.**

City Manager Chris Clayton reported that there were no recommendations at the first reading of an Ordinance setting a \$1.00 public safety fee. This fee will be collected on a monthly basis from the Central Point water bills starting in July. The funds generated from this fee will be dedicated to the City's School Resource Officer positions.

**Council Member Brandon Thueson moved to approve Ordinance No. 2009, An Ordinance Amending the Central Point Municipal Code to Add Section 3.26 Public Safety Fee regarding the adoption of a Public Safety Fee for**

**Increased Funding of Public Safety.** Mike Quilty seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, no; and Mike Quilty, yes. Motion carried.

**D. Ordinance No. 2010, An Ordinance Creating Section 1.04.060 Uniform Appeal and Hearing Procedure of the Central Point Municipal Code.**

Mr. Clayton explained that the proposed ordinance puts in place procedures to appeal administrative decisions of the City Council through ordinance adoptions. The Council recommended removing the option of an appellate board from the process. Appeals to administrative ordinances will now go directly before the City Council. Those corrections were made to the ordinance being voted on tonight.

**Council Member Mike Quilty moved to approve Ordinance No. 2010, An Ordinance Creating Section 1.04.060 Uniform Appeal and Hearing Procedure of the Central Point Municipal Code.** Rick Samuelson seconded. Roll call. Hank Williams, yes, Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**E. Public Hearing/First Reading of an Ordinance Amending Chapter 8.02.010 Chronic Nuisance Property Definitions Regarding Marijuana in Residential Neighborhoods**

Police Chief Kris Allison explained that the proposed amendment is to include violations regulating homegrown and medical marijuana. This will allow the city to deem a violation of chapter 8.45 as a chronic nuisance property if violations occur. This is a housekeeping item regarding the homegrown marijuana concerns in town.

Chief Allison stated there is one recommended change to strike out all references to residential neighborhoods. After some discussion staff would like to see this cover the enter area of Central Point, not just the residential areas. All references to residential neighborhoods will be removed for the second reading.

Mayor Williams Opened the Public Hearing. No one came forward and the public hearing was closed.

**Council Member Mike Quilty moved to second reading an Ordinance Amending Chapter 8.02.010 Chronic Nuisance Property Definitions Regarding Marijuana in Residential Neighborhoods.** Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**F. Public Hearing/First Reading of an Ordinance Amending Chapter 8.04 Nuisances in Regards to Homegrown Marijuana and Medical Marijuana**

Chief Allison explained that this is a housekeeping item to put in place the tools needed to enforce the homegrown regulations the council has approved. This ordinance allows the city to deem grows a nuisance affecting public health regarding odors emanating from the premise, noise from a grow operation, visibility of marijuana from outside a household, and failure to maintain marijuana in a secure structure as defined in 8.45.

Mayor Williams Opened the Public Hearing. No one came forward and the public hearing was closed.

There was discussion regarding the guidelines for what is considered a proper structure in regards to marijuana grows. The general penalty for code violations will cover any violation under this new ordinance, no additional penalties' are recommended at this time.

Mr Clayton explained that the open burning issue that was brought before the Council at the May 14<sup>th</sup> meeting is covered under this Chapter

**Council Member Rick Samuelson moved to second reading an Ordinance Amending Chapter 8.04 Nuisances in Regards to Homegrown Marijuana and Medical Marijuana.** Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

**G. Resolution No. 1421, Approving a Supplemental Budget for the 2014/15 Fiscal Year**

Finance Director Bev Adams explained the reason for the supplemental budget is because of increased cost in liability insurance, park playground equipment that was approved as an add in item for the budget and a budget correction that was missed during the final preparation of the document last year. There are also forfeiture funds from the High Tech Crimes Unit, and Freeman Road cost increases. This is a public hearing because it is over the 10% that is allowed by State Law.

Mayor Williams opened the public hearing. No one came forward and the public hearing was closed.

There was discussion regarding the increase in liability insurance. This was not caused by accidents at the city. Some members in the insurance pool made some poor decisions regarding employee terminations causing the cost of the pool to increase. Staff explained that it is best for us to stay in the insurance pool with CIS our rates have not increased in several years. The cost of being self-insured could be very expensive if there were a large claim against the city.

**Council Member Mike Quilty moved to approve Resolution No. 1421, Approving a Supplemental Budget for the 2014/15 Fiscal Year.** Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

## **VII. MAYOR'S REPORT**

Mayor Williams reported that:

- He attended the Rodeo Sponsor Kick-Off at the Dodge Dealer for the National Anthem competition.
- He attended the Rodeo Sponsor Dinner.
- He attended the Memorial Day event with state representatives.
- He attended a town hall meeting at Crater High school that Senator Merkley was presenting.
- He attended the special Medford Water Commission meeting specifically for surrounding cities.

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

City Manager Chris Clayton reported that:

- The city lost two family members this week. Didi Thomas who retired from the Planning Department passed away on Friday, and Rick Bartlett who worked for the City for almost 30 years passed away on Monday. The City will plant a memorial tree for Mrs. Thomas and installing a bench for Mr. Bartlett.
- He attended the Memorial Day event at Don Jones Park, it was well attended with approximately 300 people.
- He attended the Medford Water Commission meeting. They will be doing a projection for the next twenty years using the RPS numbers
- Senate Bill 964 puts teeth into the medical marijuana law and has momentum in the Senate.
- Council members may hear about a property dispute between the Bel-Tone property and the new owners of the Pfaff building. This is a civil matter and the city has no easy solution for them. He will send more information in his weekly report.
- We will begin an outreach program for the citizens regarding the two new fees and the marijuana grow regulations.

## **IX. COUNCIL REPORTS**

Council Member Mike Quilty reported that:

- he attended the Airport Advisory Committee meeting. The airport is closing down the run way late at night to complete some construction.
- He received a phone call from a citizen regarding fence issues. He is wondering if the city has any laws regarding sharing the cost of replacing fences between properties. It was explained that this would be covered in some CC&Rs, but it would be a civil matter, not something regulated by the City.

Council Members Brandon Thueson and Rick Samuelson reported they attended the Study Session.

Council Member Tanea Browning reported that she attended:

- Greeters at the Big House.

- the Fire District meeting.
- the Memorial Day event at Don Jones Park.
- the Town Hall meeting.
- the Medford Water Commission meeting for local cities.
- the Rodeo Sponsor Dinner.

Council Member Allen Broderick had no report.

#### X. DEPARTMENT REPORTS

Parks and Public Works Director Matt Samitore reported that:

- the Freeman Road project has come to a standstill because we now need to replace 700 feet of asbestos water line. He will be using any excess amount budgeted for the 2015/17 budget year. This was an unexpected delay and cost for the project. He is hoping the project will be done in mid to late August.
- There have been several inquiries for development projects over the last few weeks. It looks like we should be having an uptake in development very soon.

Police Chief Kris Allison reported that:

- The City has given a conditional job offer to Derreck Moore to move into a police officer position. If he accepts the offer we will be advertising for a Community Service Officer position.
- The Central Point Police Department will oversee the CERT operations and training for the city.

Finance Director Bev Adams had no report.

Community Development Director Tom Humphrey left earlier in the meeting.

#### XII. ADJOURNMENT

Mike Quilty moved to adjourn, Allen Broderick seconded, all said "aye" and the Council Meeting was adjourned at 7:58 p.m.

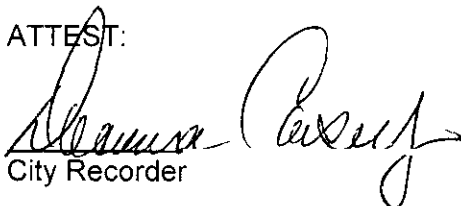
The foregoing minutes of the May 28, 2015, Council meeting were approved by the City Council at its meeting of June 11, 2015.

Dated:

6/12/15

  
Mayor Hank Williams

ATTEST:

  
City Recorder