

**SWEET HOME CITY COUNCIL
MEETING MINUTES**

October 08, 2019

Mayor Mahler called the meeting to order at 6:30 p.m. in the Sweet Home City Hall. The Pledge of Allegiance was recited.

Staff Present: City Manager Ray Towry, City Attorney Robert Snyder, Public Works Director Greg Springman, Finance Director Brandon Neish, Police Chief Jeff Lynn, Community and Economic Development Director Blair Larsen, Library Services Director Rose Peda and Recording Secretary Julie Fisher.

Visitors Registered to Speak:

Media: Scott Swanson, The New Era, Alex Paul, Albany Democrat Herald

Roll Call:	Councilor Coleman	P	Mayor Mahler	P
	Councilor Gerson	P	Councilor Nash	P
	Councilor Goble	P	Councilor Trask	P
	Councilor Gourley	P		

Consent Agenda: **Motion was made to approve the Consent Agenda as submitted (Trask/Goble) Motion passed with 7 Ayes, 0 Opposed, 0 Absent.**

Items on the consent agenda are as follows:

Approval of Minutes: September 24, 2019 Council Minutes
September 24, 2019 Council Minutes - EX

Recognition of Visitors & Hearing of Petition:

None

Old Business:

Jacob's Formal Deficiencies Update: Brian Helliwell, Regional Manager and Efrain Rodriquez, NW Operations Manager, reported to the Council on services provided by Jacob's to the City for management of the Water and Wastewater Treatment Plants.

Discussion Only – Utility Management

Public Works Director Springman presented the Council with costs related to the options for future management of the Water and Wastewater Treatment Plants that were presented to the Council during the September 24th City Council Meeting.

Brian Helliwell, Regional Manager of Jacob's Engineering clarified \$30,000 identified for repairs would be in addition to funds already budgeted and would be added to the life of the contract at no additional cost.

Mayor Mahler requested the updated audit be brought back to the Council during the next meeting for Council to consider. A Request for Council Action will be on the November agenda.

Information Only – Exclusion Ordinance

City Manager Towry referred to the draft ordinance known as the Exclusion Ordinance.

Chief Lynn addressed misconceptions of the draft ordinance and explained types of crimes that could cause a repeat offender to be excluded from the downtown exclusion zone. Variances were also explained that would allow someone who was excluded to be allowed in the zone for specific purposes. Chief Lynn gave three examples.

City Manager Towry talked to the Council about the many successful programs of various cities including Gresham. City Manager Towry explained that the program will have to be individualized, multi-faceted, and include many resources. Council discussion included pros and cons of the proposed ordinance.

Patrick Rogers
1995 Grape Loop

Patrick Rogers, local business owner, spoke in favor of the proposed ordinance.

Paula Neuman
Kelli Kem

Chamber of Commerce Board Members Kelli Kem and Paula Neuman addressed the Council as representatives of businesses that the proposed ordinance could affect. Both were in favor of the proposed ordinance.

Information Only – Livability Ordinance Code Comparison

City Manager Towry presented the livability ordinance comparison staff prepared for the Council.

City Attorney Snyder explained items in the proposed ordinance have been cross-referenced with existing codes. Council would need to decide if their expectations are that enforcement would be done by City staff or statutes already in place.

Mayor Mahler encouraged the Council to meet with City staff with any questions.

New Business:

Request for Council Action – Resolution No. 29 for 2019 - A Resolution Authorizing City Staff to Submit an Application to the Oregon Department of Land Conservation and Development for a Technical Assistance Grant

Community and Economic Development Director Blair Larsen introduced the Request for Council Action to apply for a grant for technical assistance to help with Code Updates, Housing Needs Analysis, Housing portion of the Sweet Home Comprehensive Plan, Code Audit, and for a plan to meet additional regulatory mandates once the City passes the 10,000 population threshold. Funds already allocated for the Code Update would become the match for this grant.

Motion to approve Resolution No. 29 for 2019 – A Resolution Authorizing City Staff to Submit an Application to the Oregon Department of Land Conservation and Development for a Technical Assistance Grant (Gerson/Coleman) Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

Request for Council Action and First Reading of Ordinance Bills

Second Reading:

None

Ordinance No. 5 for 2019 –An Ordinance Amending the Unnecessary Noise Section of the Sweet Home Municipal Code

City Attorney Snyder read by Title Only Ordinance No. 5 for 2019 – An Ordinance Amending the Unnecessary Noise Section of the Sweet Home Municipal Code.

Motion to move Ordinance No. 5 for 2019 –An Ordinance Amending the Unnecessary Noise Section of the Sweet Home Municipal Code to third and final reading on October 22 (Trask/Goble). Motion passed with 6 Ayes, 1 Opposed (Gourley) and 0 Absent.

Request for Council Action – Ordinance No. 6 for 2019 – An Ordinance Relating to Urinating or Defecating in Public Places.

City Attorney Snyder read by Title Only Ordinance No. 6 for 2019 – An Ordinance Relating to Urinating or Defecating in Public Places.

Motion to move Ordinance No. 6 for 2019 – An Ordinance Relating to Urinating or Defecating in Public Places to third and final reading on October 22 (Trask/Goble) Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

Third and Final Reading of Ordinance Bills:

Ordinance No. 2 for 2019 – Ordinance No. 1275 - Sweet Home Ordinance Pertaining to Authorizing the Operation of Class IV All-Terrain Vehicles on Streets Located within the City of Sweet Home, Oregon, but Subject to the Provision of ORS 821.200(1), and Providing a Penalty for the Violation Thereof

City Attorney Snyder read by title only Ordinance No. 2 for 2019 - Sweet Home Ordinance Pertaining to Authorizing the Operation of Class IV All- Terrain Vehicles on Streets Located within the City of Sweet Home, Oregon, but Subject to the Provision of ORS 821.200(1), and Providing a Penalty for the Violation Thereof.

Motion to Adopt Ordinance No. 2 for 2019 – Sweet Home Ordinance Pertaining to Authorizing the Operation of Class IV All- Terrain Vehicles on Streets Located within the City of Sweet Home, Oregon, but Subject to the Provision of ORS 821.200(1), and Providing a Penalty for the Violation Thereof (Gourley/Coleman)

Roll Call Vote:

Councilor Coleman	Aye
Councilor Gerson	Aye
Councilor Goble	No
Councilor Gourley	Aye
Mayor Mahler	Aye
Councilor Nash	Aye
Councilor Trask	Aye

Ordinance No. 3 for 2019 – Ordinance No. 1276 - An Ordinance Relating to the Unlawful Transfer on Vehicular Portion of the Right-of-Way

Motion passed with 6 Ayes, 1 Opposed (Goble) and 0 Absent.

City Manager Towry read by title only Ordinance No. 3 for 2019 - An Ordinance Relating to the Unlawful Transfer on Vehicular Portion of the Right-of-Way.

Motion to Adopt Ordinance No. 3 for 2019 – An Ordinance Relating to the Unlawful Transfer on Vehicular Portion of the Right-of-Way (Trask/Coleman)

Roll Call Vote:
Councilor Gerson **Aye**
Councilor Goble **Aye**
Councilor Gourley **Aye**
Mayor Mahler **Aye**
Councilor Nash **Aye**
Councilor Trask **Aye**
Councilor Coleman **Aye**

Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

Ordinance No. 4 for 2019 –
 Ordinance No. 1277 – An Ordinance
 Amending Title 16 and Title 17 of the
 Sweet Home Municipal Code and
 Declaring a Need for an Expediency
 Clause.

City Manager Towry read by title only Ordinance No. 4 for 2019 - An
 Ordinance Amending Title 16 and Title 17 of the Sweet Home
 Municipal Code and Declaring a Need for an Expediency Clause.

**Motion to Adopt Ordinance No. 4 for 2019 - An Ordinance
 Amending Title 16 and Title 17 of the Sweet Home Municipal
 Code and Declaring a Need for an Expediency Clause.
 (Gerson/Coleman)**

Roll Call Vote:
Councilor Goble **Aye**
Councilor Gourley **Aye**
Mayor Mahler **Aye**
Councilor Nash **Aye**
Councilor Trask **Aye**
Councilor Coleman **Aye**
Councilor Gerson **Aye**

Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

Reports of Committees:

Administration & Finance/
 Property Committee

No Report

Park & Tree Commission

Councilor Trask reported on the Groundbreaking and Dedication at
 Sankey Park during the Harvest Festival.

Youth Advisory Council

Councilor Gourley reported the YAC is actively recruiting.

Chamber of Commerce

No Report

Council of Governments (COG)

No Report

Area Commission on Transportation

No Report

Solid Waste Advisory Council
 (SWAC)

No Report

Ad Hoc Committee on Health

Councilor Gourley reported progress is being made on a community
 sharps container.

• Legislative Committee

Councilor Coleman reported a written report will be submitted next Council meeting.

Reports of City officials

Mayor's Report

Mayor Mahler reported on the successful Harvest Festival.

City Manager's Report

City Manager Towry reported on sessions attended at the League of Oregon Cities Conference.

The SDC Study kickoff is tomorrow at 9am.

Susy Fitzwater retired from the City on October 1st. A Municipal Maintenance position will be posted following a review and update of the job description.

City Manager Towry reported he will be out of the office on Monday and again Wednesday potentially thru Friday the following week for medical appointments.

City Manager Towry had a positive revenues report stating that staff underestimated Marijuana Funds by 75% if trends follow this quarter. Property Tax Revenues will be \$6,000 more than estimated and Levied Fund Revenues will be approximately \$180,000 more than anticipated.

Department Directors Reports

Written reports were submitted by the following Departments: Community and Economic Development, Library and Public Works. An update from the Library Needs Assessment was given.

City Attorney

No Report.


Council Business for Good of the Order:

None

Adjournment:

With no further business the meeting adjourned at 8:35 pm.

The foregoing is a true copy of the proceedings of the City Council at the October 08, 2019 regular City Council Meeting.

 10-22-19

Mayor

ATTEST:

 22 OCT 2019

City Manager – Ex Officio City Recorder

