



City of Prineville

387 NE THIRD STREET ♦ PRINEVILLE, OREGON 97754

REGULAR MEETING BRIEF

Full Annotated Recordings Available at:
<http://cityofprineville.com/meetings/>

City Council Meeting Brief August 23rd, 2016

Council Members Present:

Betty Roppe
Jack Seley
Steve Uffelman

Jason Carr
Jason Beebe
Gail Merritt

Council Members Absent

Jeff Papke

Additions to the Agenda

Item “C” – under Visitors, Appearances and Requests - Jail Bond Update and Item “D” under Council Business - Proclamation – Constitution Week.

Consent Agenda

- A. Regular Meeting Brief 8-9-16
- B. Special Meeting Brief 8-11-16
- C. Liquor License Renewals

Councilor Carr made a motion to approve Consent Agenda as presented. Motion seconded. No discussion on motion. All in favor, motion carried.

Visitors, Appearances and Requests:

A. Public Appearances

Terry Turner, Bend President of Oregon Rental Housing Association stands behind available housing and stated it will take everyone to work together.

B. Humane Society of the Ochocos – Heather O’Daniel

Mrs. O’Daniel, Tom MacDonald and Lucky the Mascot provided an update on the humane society that highlighted activities, donations, financial position, improvements made to the property, upcoming fundraiser, thrift store and the plan to relocate.

C. Jail Bond Update – Sheriff Gautny

Sheriff Gautny provided an update explaining that the cost estimate came in at \$17 million; is a 28,000 square foot building; will be at the east side of existing sheriff office; Public Advisory Committee is pushing bond forward by going door to door and around to various county locations and community venues; timeline if passed in November is looking at mid-March to May for design with construction in summer / early fall and completion in October 2018.

Arlei Santora came forward explaining that she is in partner with Terry Tuner's previous comments on affordable housing, and is in the property management business.

Council Business**A. Intent to Award East Third Street Curb and Asphalt – Scott Smith**

Scott Smith, Street Superintendent went over the background information for the East Third Street Project, explaining they had to go back to ODOT for more money to complete the project due to higher construction costs.

Councilor Beebe made a motion to approve the Intent to Award the East Third Street Curb and Asphalt project to J.G. Perrigo in the amount of \$57,964.15. Motion seconded. No discussion on motion. All in favor, motion carried.

B. Intent to Award 2016 Crack Sealing Project – Scott Smith

Mr. Smith provided the staff report for the project.

There were discussions regarding lowest bidders meeting requirements; expected lineal feet to be sealed; and what percentage this project meets the overall need of pavement condition.

Councilor Seley made a motion to approve the Intent to Award the 2016 Crack Sealing Project to CR Contracting at a price of \$.44 cents per lineal foot. Motion seconded. No discussion on motion. All in favor, motion carried.

C. Intent to Award Facilities Plan and Rate Studies – Eric Klann

Eric Klann, Public Works Director presented the staff report that covered purpose, scope of work and outcome to be expected and how it will direct the growth of plans for water, wastewater and transportation.

There were discussions regarding changes in state law for selection process; water still working off of the 2005 water plan; the amount of information gathered to date, and how all the studies will be incorporated into this.

Councilor Carr made a motion to approve the Intent to Award Facilities Plan and Rate Studies to Anderson Perry not to exceed \$300,000. Motion seconded. No discussion on motion. All in favor, motion carried.

D. Consideration of a Proclamation – Constitution Week –Mayor Roppe

Mayor Roppe stated that she agreed to sponsor the request for this proclamation, and that we did a proclamation for this a couple of years ago.

Councilor Carr made a motion to approve the reading of the proclamation – Constitution Week at the next council meeting. Motion seconded. No discussion on motion. All in favor, motion carried.

Staff Reports and Requests:

A. Manager’s Report – Steve Forrester

Mr. Forester reported: congratulations to Kelly Coffelt, Airport Manager on getting the Connect Oregon VI grant for \$2 million, and a \$1 million FAA grant; the Police Department has rolled out a new Facebook page and cell phone app; and Eric Klann met with Brooks Resources to move forward on due diligence for the Iron Horse property.

Zach Lampert, Meadow Lakes Golf Pro added that Facebook has a small business training coming up at Meadow Lakes.

B. Feeding Deer Update – Chief Cummins

Chief Cummins explained that enforcement of an ordinance for this would be very difficult and that it is difficult to keep deer out of town. Chief Cummins recommended that the city get an informational package together and doing something like this would allow the Enforcement Officer to use as an educational component for that behavior.

Councilor Carr recommended that the Master Gardner at COCC be part of the process for deer resistant planting.

C. Parks Ordinance Discussion – Chief Cummins

Chief Cummins referred to the draft ordinance that was distributed with the council packet, and provided an overview of how this ordinance is designed and how it would be used. Chief Cummins explained that it would be used with great restraint and is intended for those who continue to break the law.

There were discussions regarding a hearings officer and it being a very fact finding process. The hearings officer would be appointed by the police chief and then council advised.

Chief Cummins added that our city attorney and district attorney have reviewed this and are in support of it.

Council agreed that they are in support and to bring the ordinance back to council.

Ordinances:

A. Ordinance No. 1222 - Amending Ordinance No. 1215 – Recreational Marijuana (PUBLIC HEARING) (SECOND READING)

Phil Stenbeck, Planning Director provided an overview of the steps taken to get to this stage so far. Mr. Stenbeck stated that the Planning Commission heard this on the 16th and formed a recommendation. Since the first reading, DEA made an announcement that they are not removing marijuana from the schedule.

Mayor Roppe opened the public hearing portion of the meeting.

Andrew Anderson, Plantae Health stated he is against the ordinance and will be appealing this to Land Use Board of Appeals (LUBA) and asked if Councilor Uffelmann would have a conflict of interest since he was a pharmacist for many years here.

Carl Dutli, City Attorney confirmed there is not conflict.

No one else came forward.

Mayor Roppe closed the public hearing portion of the meeting.

Councilor Carr had questions regarding the costs and process to LUBA.

Mr. Dutli explained that this is legislative and not a specific land use project and didn't see how this could be appealed to LUBA.

Councilor Beebe said he is against the ordinance because he would like another option available to those who have been in war.

Councilor Carr stated this ordinance is too punitive.

Councilor Uffelmann made a motion to approve Ordinance No. 1222 for the second reading, with recommendation No. 2 from the Planning Commission. Motion seconded. No discussion on motion. Motion failed.

B. Ordinance No. 1224 – Amending Ordinance No. 1155 Granting a Non-Exclusive Franchise to Quantum Communications and Allowing Assignment of Franchise to LightSpeed Networks, Inc. (SECOND READING)

Carl Dutli, City Attorney provided the background information, explaining that LS Networks is a much larger organization and that the first reading was approved unanimously at the last meeting.

There were no further questions.

Councilor Merritt made a motion to approve Ordinance No. 1224 for the second reading. Motion seconded. No discussion on motion. All in favor, motion carried.

Resolutions:

A. Resolution No. 1301 – Approving a Grant Agreement with the USA Acting Through Federal Aviation Administration for Expanding and Constructing a Run-Up Apron and Replacing the Beacon Wind Cone at the Prineville Crook County Airport– Kelly Coffelt

Mr. Coffelt provided a verbal overview and went over the grant amounts received and referred to the intent to award for this project approved at a previous meeting contingent upon receiving this grant.

Councilor Carr made a motion to approve Resolution No. 1301. Motion seconded. No discussion on motion. All in favor, motion carried.

Visitors Appearances and Requests:

Don Bartlett, a Prineville resident asked if the ordinance for parks would address people camping along the trail with school about to start.

Chief Cummins clarified that this will help because the ordinance we have now does not prevent people who break the law to go right back to the park.

Councilor Carr expressed concerns regarding the quality of service Crestview provides.

Mr. Forrester explained that the franchise with Crestview is non-exclusive and could tie a performance matrix to the renewal.

Meeting adjourned at 7:38 P.M.

Motions and Outcomes:

Motion:	Outcome	Uffelman	Carr	Beebe	Merritt	Seley	Roppe	Papke
Approve Consent Agenda as Presented	PASSED	Y	Y	Y	Y	Y	Y	-
Approve the Intent to Award the East Third Street Curb and Asphalt Project to J.G. Perrigo in the Amount of \$57,964.15	PASSED	Y	Y	Y	Y	Y	Y	-
Approve the Intent to Award the 2016 Crack Sealing Project to CR Contracting at a Price of \$.44 Cents Per Lineal Foot	PASSED	Y	Y	Y	Y	Y	Y	-
Approve the Intent to Award Facilities Plan and Rate Studies to Anderson Perry Not to Exceed \$300,000	PASSED	Y	Y	Y	Y	Y	Y	-
Ordinance No. 1222 – Amending Ordinance No. 1215 – Recreational Marijuana (PUBLIC HEARING) (SECOND READING)	FAILED	Y	N	N	Y	Y	N	-
Ordinance No. 1224 – Amending Ordinance No. 1155 Granting a Non-Exclusive Franchise to Quantum Communications and Allowing Assignment of Franchise to LightSpeed Networks, Inc. (SECOND READING)	PASSED	Y	Y	Y	Y	Y	Y	-
Resolution No. 1301 – Approving a Grant Agreement with the USA Acting Through Federal Aviation Administration for Expanding and Constructing a Run-Up Apron and Replacing the Beacon Wind Cone at the Prineville Crook County Airport	PASSED	Y	Y	Y	Y	Y	Y	-

Public Records Disclosure

Under the Oregon public records law, all documents referred to in this session are available at the City’s website. www.cityofprineville.com. An electronic copy of the meeting packet is available for download at www.cityofprineville.com/packets. A full annotated voice recording of this meeting is available at www.cityofprineville.com/meetings