



**CITY of LA PINE CITY COUNCIL AGENDA**  
Wednesday, May 18, 2016  
**6:00 pm Regular Session & Public Hearing**  
La Pine City Hall  
16345 Sixth Street, La Pine, Oregon 97739

**A. Regular Session – 6:00 pm**

1. Call to Order
2. Establish Quorum
3. Pledge of Allegiance
4. Added Agenda Items

Any matters added to the Agenda at this time will be discussed during the “Other Matters” portion of this Agenda or such other time selected by the City Council.

5. Consent Agenda

Information concerning the matters listed within the Consent Agenda has been distributed to each member of the City Council for reading and study, is considered to be routine, and will be enacted or approved by one motion of the City Council without separate discussion. If separate discussion is desired concerning a particular matter listed within the Consent Agenda, that matter may be removed from the Consent Agenda and placed on the regular agenda by request of any member of the City Council.

- a. Approval of Minutes
  - i. April 13, 2016 Council Meeting Minutes
  - ii. April 27, 2016 Special and Work Session Minutes
- b. Bills and Invoices
  - i. Approval of Reimbursements
- c. Financials
  - i. Revenue and Expenses
- d. Tornado Soft Excavation Wickiup Lift Station Improvements – Payment No. 1

6. Public Comments
7. Proclamation for La Pine City Clean-up Day
8. Proclamation for Rhubarb Plant Day

9. Ordinance No. 2016-04 An Ordinance of the City of La Pine Amending the Comprehensive Plan to Change the Designation for Certain Property from Public Facilities to Mixed Use Commercial.
10. Ordinance No. 2016-05 An Ordinance Further Amending Ordinance No. 2012-05; Revising Certain Definitions and Uses Permitted in Certain Zones; and Superseding All Other Ordinances or Parts of Ordinances in Conflict Herewith.
11. Ordinance No. 2016-06 An Ordinance of the City of La Pine Amending the Zoning Map to Change the Zoning Designation for Certain Properties to Conform to the Comprehensive Plan.
  - a) Open Public Hearing
  - b) Staff Comments
  - c) Public Comment
  - d) Close Public Hearing
  - e) Council Deliberations
12. Resolution No. 2016-06 Expanding the Rural Enterprise Zone to Include Sunriver Business Park and Spring River Plaza and Implementing the Provisions of the Enterprise Zone.
13. Resolution No. 2016-07 A Resolution Declaring the Municipal Services Provided by the City of La Pine in Order to Receive State Shared Revenue
14. Resolution No. 2016-08 A Resolution Declaring City's Election to Receive State Revenues
15. Resolution No. 2016-09 A Resolution Establishing Certain Water Rates, Charges, and Fees Effective as of July 1, 2016
16. Resolution No. 2016-10 A Resolution Establishing Certain Sewer Rates, Charges, and Fees Effective as of July 1, 2016
17. Resolution No. 2016-11 A Resolution Authorizing the Issuance of a Revenue Bond and the Execution of a Master Water Revenue Bond Declaration
18. Approval of Professional Services Agreement With Anderson Perry
19. Other Matters: Only those matters properly added to this Agenda under line item No. 4
20. Staff Comments
21. Council and Mayor's Comments
22. Adjourn

Pursuant to ORS 192.640, this notice includes a list of the principal subjects anticipated to be considered or discussed at the above-referenced meeting. This notice does not limit the ability of the City Council to consider or discuss additional subjects. This meeting is subject to cancellation without notice. The regular meeting is open to the public and interested citizens are invited to attend. The public will not be permitted to attend the executive session; provided, however, representatives of the news media and designated staff will be allowed to attend the executive session. Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the executive session as previously announced. No decision will be made in the executive session. The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Patti Morgan (541-536-1432). For deaf, hearing impaired, or speech disabled dial 541-536-1432 for TTY

**CITY of LA PINE CITY COUNCIL MINUTES**  
Wednesday, May 18, 2016  
**6:00 pm Regular Session & Public Hearing**  
La Pine City Hall  
16345 Sixth Street, La Pine, Oregon 97739

**A. Regular Session – 6:00 pm**

1. Call to Order

Mayor Mullenex called the meeting to order.

2. Establish Quorum

Mayor Ken Mullenex  
Councilor Stu Martinez  
Councilor Kathy Agan  
Councilor Karen Ward  
Councilor Dennis Scott – absent by prior arrangement  
Student Councilor Sydney Bright - absent  
Interim City Manager Rick Allen  
Assistant City Manager Cory Misley  
Public Works Manager Jake Obrist  
Accounting Clerk Ashley Williams  
Administrative Assistant Patricia Morgan  
**Quorum established.**

3. Pledge of Allegiance

Mayor Mullenex led the Pledge of Allegiance.

4. Added Agenda Items

Any matters added to the Agenda at this time will be discussed during the “Other Matters” portion of this Agenda or such other time selected by the City Council.

Mayor Mullenex added an item to the agenda: Brief Presentation by the Assistance League of Bend

5. Consent Agenda

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a. Approval of Minutes

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- d. Tornado Soft Excavation Wickiup Lift Station Improvements – Payment No. 1

Councilor Martinez said he would abstain from voting due to a possible conflict of interest with the Wilderness Garbage Bill.

<b>A motion was made by Councilor Ward and seconded by Councilor Agan to approve the Consent Agenda.</b>			
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>	<i>ABSTAIN</i>
<i>Councilor Stu Martinez</i>			<i>X</i>
<i>Councilor Kathy Agan</i>	<i>X</i>		
<i>Councilor Karen Ward</i>	<i>X</i>		
<b>Motion passed 2-0 with 1 abstained</b>			

Sue Emmons, Vice-President with the Assistance League of Bend, said she was here to give a presentation about what the program does. With \$24,000 of their budget being used in South Deschutes County. She said that they assisted 270 students in the La Pine School District. They provided clothing for school children. Ms. Emmons said they are seeking additional funding as they are running short of funds this year. Mayor Mullenex said they would return on June 22nd to give a full overview of the program.

6. Public Comments  
None

7. Proclamation for La Pine City Clean-up Day

Mayor Mullenex read the Proclamation. He noted one change on the date from June 6<sup>th</sup> to June 4<sup>th</sup>.

<b>A motion was made by Councilor Ward and seconded by Councilor Martinez to approve Proclamation for Clean-up Day.</b>		
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	
<b>Motion passed unanimously.</b>		

8. Proclamation for Rhubarb Plant Day

Mayor Mulenex read the Proclamation. Councilor Martinez said he had a problem with a Proclamation for a plant, he would have supported a Proclamation for the Rhubarb Festival itself. Rick Allen said that some cities do not do Proclamations anymore as they can be controversial. Mayor Mulenex said it is a way of recognizing what is happening in the community.

<b>A motion was made by Councilor Ward and seconded by Councilor Agan to approve the Proclamation for Rhubarb Plant Day.</b>		
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>		<i>X</i>
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	
<b>Motion passed 2-1.</b>		

9. Ordinance No. 2016-04 An Ordinance of the City of La Pine Amending the Comprehensive Plan to Change the Designation for Certain Property from Public Facilities to Mixed Use Commercial.

Tammy Wisco, City Planner, she said this is a resolution to amend the Comprehensive Plan in relation to the application by St. Charles Medical Center. She then reviewed the Hearing that was held by the Planning Commission, which approved the change. Ms. Wisco noted all the publications and mailing that had been done for this change.

<b>A motion was made by Councilor Agan and seconded by Councilor Ward to approve Ordinance No. 2016-04.</b>		
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	
<b>Motion passed unanimously.</b>		

10. Ordinance No. 2016-05 An Ordinance Further Amending Ordinance No. 2012-05; Revising Certain Definitions and Uses Permitted in Certain Zones; and Superseding All Other Ordinances or Parts of Ordinances in Conflict Herewith.

- a) Open Public Hearing

Mayor Mulenex opened the Public Hearing.

- b) Staff Comments

Ms. Wisco said the Planning Commission recommended approval of the Ordinance at their meeting. She said there are two proposed amendments in the Ordinance. Amending the definition of agriculture is one. Adding a new definition for Indoor Agriculture to address marijuana is the second.

c) Public Comment

Linda Crew, area resident, stated she was very upset about the old modular that have been brought onto Hinkle Way and dumped alongside the street. She said she understood they were to be used for marijuana growing. Ms. Crew said she was distressed that the City had no interest in doing anything about them. Rick Allen stated that the City could not do anything until the owner of the modular applies for a site plan. At that time, the issues with it would be addressed.

d) Close Public Hearing

Mayor Mullenex closed the Public Hearing.

e) Council Deliberations

None

<b>A motion was made by Councilor Martinez and seconded by Councilor Agan to approve Ordinance No. 2016-05.</b>		
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	
<b>Motion passed unanimously.</b>		

11. Ordinance No. 2016-06 An Ordinance of the City of La Pine Amending the Zoning Map to Change the Zoning Designation for Certain Properties to Conform to the Comprehensive Plan.

a) Open Public Hearing

Mayor Mullenex opened the Public Hearing.

b) Staff Comments

Tammy Wisco stated there were two maps, one for Zoning and one for the Comprehensive Plan. She said it is now time to go to just one map, the Comprehensive Plan Map. Ms. Wisco discussed how the zoning would change with the Comprehensive Plan Map. She also reviewed the notification of the Ordinance that occurred in the City. Ms. Wisco said the Planning Commission fully approved the Ordinance.

c) Public Comment

None

d) Close Public Hearing

Mayor Mullenex closed the Public Hearing.

e) Council Deliberations

Councilor Martinez asked about the portion that was being changed over to industrial use.



14. Resolution No. 2016-08 A Resolution Declaring City's Election to Receive State Revenues

Mr. Misley said this Resolution states that the City formally requests the State Shared Revenues.

**A motion was made by Councilor Ward and seconded by Councilor Agan to approve Resolution No. 2016-08.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

15. Resolution No. 2016-09 A Resolution Establishing Certain Water Rates, Charges, and Fees Effective as of July 1, 2016

Mr. Allen stated that this Resolution will make a 3% increase in water rates over three years with a total increase of 9%. The new rates will go into effect July 1, 2016.

**A motion was made by Councilor Martinez and seconded by Councilor Agan to approve Resolution No. 2016-09.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

16. Resolution No. 2016-10 A Resolution Establishing Certain Sewer Rates, Charges, and Fees Effective as of July 1, 2016

Mr. Allen said this Resolution will make a 10% increase in sewer rates over three years with a total increase of 30%. The new rates will go into effect July 1, 2016.

**A motion was made by Councilor Ward and seconded by Councilor Agan to approve Resolution No. 2016-09.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

17. Resolution No. 2016-11 A Resolution Authorizing the Issuance of a Revenue Bond and the Execution of a Master Water Revenue Bond Declaration

Mr. Allen said they want to refinance the two City loans with a savings of approximately \$700,000 over the next 15 years. The loans will transfer from USDA to Washington Federal. He said the new interest rate is around 2%.



**A motion was made by Councilor Ward and seconded by Councilor Martinez to approve Resolution No. 2016-11.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

18. Approval of Professional Services Agreement With Anderson Perry

Mr. Misley said they are asking for authorization for the City Manager to enter into an agreement with Anderson Perry for engineering services and funding assistance. The contract will not exceed \$50,000.

**A motion was made by Councilor Ward and seconded by Councilor Martinez to authorize the City Manager to enter into an agreement with Anderson Perry and not to exceed \$50,000.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

19. Other Matters: Only those matters properly added to this Agenda under line item No. 4

None

20. Staff Comments

Mr. Misley discussed the letter of support for St. Vincent de Paul. He said they want to build a larger building and improve the property.

**A motion was made by Councilor Ward and seconded by Councilor Martinez to approve a letter of support for St. Vincent de Paul.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

Mr. Allen introduced Jake Obrist who is the new Public Works Manager. Mr. Obrist worked for the La Pine Sewer and Water District's in the past as well as the City of La Pine.

Mr. Allen discussed the request for qualifications that was put out for qualified consultants list for engineering, architecture, landscape design, etc.

21. Council and Mayor's Comments

Councilor Agan mentioned again that she had a problem with a proclamation for a Rhubarb Plant. Mr. Allen said they will inquire with other cities regarding proclamations and whether they have ordinances or policies concerning them. Mayor Mulenex discussed the transportation meeting he attended at Eagle Crest. He said ODOT was there and also a number of cities that were members of COACT (Central Oregon Area Commission on Transportation).

Mr. Allen announced that he will be the Interim City Manager for Sisters but will be coming back on contract to assist the City of La Pine.

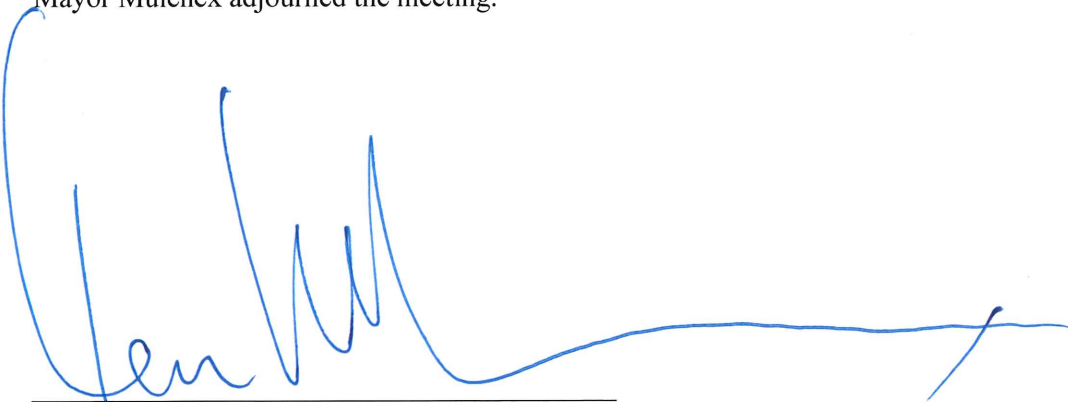
22. Adjourn

**A motion was made by Councilor Ward and seconded by Councilor Martinez to adjourn the meeting.**

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

**Motion passed unanimously.**

Mayor Mulenex adjourned the meeting.



Mayor Ken Mulenex

attest



Rick Allen, Interim City Manager