



**CITY of LA PINE CITY COUNCIL AGENDA**

Wednesday, November 16, 2016

**5:00 pm Work Session**

**Immediately Following Work Session - Regular Session & Public Hearing**

La Pine City Hall

16345 Sixth Street, La Pine, Oregon 97739

**A. Work Session – 5:00 pm**

1. Call to Order
2. Establish Quorum
3. Changes to Water and Sewer System Development Charges – FCS
4. Housing Works Planning Applications – Comprehensive Plan Map Amendment and Zone Change
5. Discussion on Land Use Planning Services Agreement
6. Adjourn

**B. Regular Session – Immediately Following Work Session**

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. October 12, 2016 Council Meeting Minutes
  - ii. October 20, 2016 Special Meeting Minutes
  - iii. October 26, 2016 Work Session Minutes
  - iv. **REVISED** July 20, 2016 Council Meeting Minutes
- b. Approval of Reimbursements
- c. Donation for the Honor Guard of the American Legion

6. Public Comment.

7. Removing Bills and Invoices from Consent Agenda.

8. Ordinance No. 2016-11 An Ordinance of the City of La Pine Concerning Snow and Ice Removal within the City of La Pine; Prohibiting Parking along Designated Snow Routes and During Emergency Snow Removal Operations; Providing a Penalty; and Declaring an Emergency

- a) Open Public Hearing
- b) Staff Report
- c) Public Comment
- d) Close Public Hearing
- e) Council Deliberations

9. Resolution No. 2016-19 A Resolution Amending City of La Pine Resolution No. 2016-10, Which Resolution Established Certain Sewer Rates, Charges, and Fees Effective as of July 1, 2016, To Increase City's Outside Sewage Charges Effective as of December 1, 2016.

10. Central Oregon Public Works Partnership

11. COIC Comprehensive Economic Development Strategy

12. Code Enforcement Update

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

14. Public Comments

15. Staff Comments

16. Council and Mayor's Comments

17. 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, November 16, 2016

**5:00 pm Work Session**

**Immediately Following Work Session - Regular Session & Public Hearing**

La Pine City Hall

16345 Sixth Street, La Pine, Oregon 97739

**A. Work Session – 5:00 pm**

1. Call to Order

Council President Martinez called the meeting to order.

2. Establish Quorum

Mayor Ken Mulenex – absent by prior arrangement

Council President Stu Martinez

Councilor Kathy Agan

Councilor Karen Ward

Councilor Dennis Scott

Student Councilor Treydon Plamondon

City Manager Cory Misley

Accounting Clerk Ashley Williams

Administrative Assistant Patti Morgan

**Quorum established**

The Pledge of Allegiance was led by Student Councilor Treydon Plamondon.

3. Changes to Water and Sewer System Development Charges – FCS

John Ghilarducci from FCS gave a presentation on the proposed changes to the SDC's (System Development Charges). Mr. Misley said he has worked with John to come up with the amounts for the proposed changes. Mr. Ghilarducci stated that they calculate an SDC based on the cost of capital projects and infrastructure that has already been built. SDC's will, generally, just be charged for development of properties not existing developments. The State of Oregon also has regulations governing SDC's. The SDC should represent one share of system capacity needed to serve the new development. There are two fees, one is the improvement fee and one is the reimbursement fee. The wastewater system charges are more than the water system charges. The wastewater improvement project list total is about 14.3 million and about 6.25 million in expected grants. Much of this would benefit the expansion of services to Cagle and Glenwood neighborhoods. For meter charges that are larger, the rates would go up by flow capacity of the meter. Mr. Ghilarducci said they expect 4.35 million in grants for the water improvement fees. He said the law requires that a public hearing, regarding the changes, must be noticed 90 days before the hearing. Jake Obrist said going to the meter size for establishing SDC's is the best method, in his opinion.

Karna Gustafson from Central Oregon Builders Association (COBA) stated that a builder in La Pine has spoken with her and discussed the need to phase in the new SDC's. She said they already have the project costs in place and the new SDC could create a real hardship for them. Ms. Gustafson said it could really affect the pricing for construction projects or a contractor may decide not to build the project. Councilor Martinez discussed the need for raising the rates because of the

increased cost of services that are provided. The Council concurred with the need to increase the rates. They also suggested delaying the changes to the SDC in the current year and not as early as January 2017. There was also a discussion on doing community outreach regarding the change in the SDC.

4. Housing Works Planning Applications – Comprehensive Plan Map Amendment and Zone Change

Mr. Misley discussed the Housing Works application for a map amendment and zone change. He said an Ordinance would come before Council on December 14, 2016 at the Council Meeting. Councilor Scott also said that he was at the Hearing on the planning application and it was a very thorough presentation.

5. Discussion on Land Use Planning Services Agreement

Mr. Misley said that the contract with City Planner, Tammy Wisco, will expire on December 31, 2016. He said she would like to continue working with the City. Mr. Misley said that Ms. Wisco would like to make some changes to a new contract. There was a discussion on moving the planning contract decision into January but then it was decided to have it on the agenda for December.

6. Adjourn

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

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

*Motion passed unanimously.*

**B. Regular Session – Immediately Following Work Session**

1. Call to Order

Council President Martinez called the meeting to order.

2. Establish Quorum

- Mayor Ken Mullenex – absent by prior arrangement
  - Council President Stu Martinez
  - Councilor Kathy Agan
  - Councilor Karen Ward
  - Councilor Dennis Scott
  - Student Councilor Treydon Plamondon
  - City Manager Cory Misley
  - Jake Obrist, Public Works Manager
  - Accounting Clerk Ashley Williams
  - Administrative Assistant Patti Morgan
- Quorum established**

3. Pledge of Allegiance

Gary Gordon 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.

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. October 12, 2016 Council Meeting Minutes
- ii. October 20, 2016 Special Meeting Minutes
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- iv. **REVISED** July 20, 2016 Council Meeting Minutes

b. Approval of Reimbursements

c. Donation for the Honor Guard of the American Legion

**A motion was made by Councilor Scott and seconded by Councilor Agan to approve the Consent Agenda.**

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

*Motion passed unanimously.*

6. Public Comment.

Rex Lesueur, area resident, discussed the sidewalk ordinance. He said the sidewalks around his building belong to the County. Mr. Lesueur said he would have to maintain someone else’s sidewalks. He said this ordinance is out of line for this community and creates a real hardship for business owners. He said he would like the City to revise the ordinance and make it more fair.

7. Removing Bills and Invoices from Consent Agenda.

Ashley Williams, Accounting Clerk, stated that Councilor Martinez was unable to vote on anything on the Consent Agenda because he had to recuse himself because of the Wilderness Garbage bill. She said this is why bills and invoice have been removed from the Consent Agenda. Councilor Scott said it already takes two Councilors to sign the checks and that process provides a review of the bills and invoices.

8. Ordinance No. 2016-11 An Ordinance of the City of La Pine Concerning Snow and Ice Removal within the City of La Pine; Prohibiting Parking along Designated Snow Routes and During Emergency Snow Removal Operations; Providing a Penalty; and Declaring an Emergency

a. Open Public Hearing

Councilor Martinez opened the Public Hearing.

b. Staff Report

Mr. Misley stated this ordinance concerns snow and ice removal in the City of La Pine. It prohibits parking along City streets for snow removal. Mr. Misley said that there is currently an ordinance that states that vehicles cannot park in the right of way. He said narrow roads do not allow the snow to be pushed over to the side by the snow plows. Mr. Misley said that the ordinance says no parking will be allowed in right of way when there is four inches or more of snow. Public outreach will be done. He also said that signs regarding the parking restrictions would be put in place on the City roads. Councilor Martinez said the snow plowing of the roads is important for citizens to get out of their homes.

c. Public Comment

Gary Gordon, Director of the Board of Directors for the La Pine Park and Rec District, said he thought the sidewalk ordinance needed to be reviewed by the Council and changes made to it. He said the time period to have it cleared off was too short during the winter months. Rex Lesueur discussed the fact that cars parked on the street will have a huge brume of snow around them when the road is plowed.

d. Close Public Hearing

Councilor Martinez closed the Public Hearing.

e. Council Deliberations

**A motion was made by Councilor Scott and seconded by Councilor Agan to Adopt Ordinance 2016-11.**

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

*Motion passed unanimously*

9. Resolution No. 2016-19 A Resolution Amending City of La Pine Resolution No. 2016-10, Which Resolution Established Certain Sewer Rates, Charges, and Fees Effective as of July 1, 2016, To Increase City's Outside Sewage Charges Effective as of December 1, 2016.

Jake Obrist said that there will be certain rates for septage companies depending on if they are in the Sunriver/La Pine area or from other cities like Bend. He said the rates are also being raised because currently the rates are low so it encourage more dumping and that is not good for the septage system. The new rates are lower for the Sunriver/La Pine companies.

**A motion was made by Councilor Ward and seconded by Councilor Agan to Adopt Resolution 2016-19.**

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

***Motion passed unanimously.***

10. Central Oregon Public Works Partnership

Mr. Obrist stated that this partnership really benefits La Pine. He said if the City has an emergency with water and/or sewer, they will be able to call on assistance from other Public Works Departments such as the City of Bend. The Council concluded that this partnership would really be helpful for La Pine.

**A motion was made by Councilor Agan and seconded by Councilor Scott to Approve the Central Oregon Public Works Partnership.**

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

***Motion passed unanimously.***

11. COIC Comprehensive Economic Development Strategy

Mr. Misley said COIC represents all the counties and cities within Central Oregon. He said they help with economic development. Mr. Misley discussed that there is a demand for space in the Industrial Park even though there are few buildings and that needs to change. He said he would also put into the strategy a streetscape for the east side of Highway 97. There was also a discussion on having a meeting, facilitated by COIC, with the Park & Rec District and other entities to review long term projects and strategies in the City of La Pine. Councilor Scott stated that he attends the COIC meetings and sends e-mails out to the Council regarding the items discussed at these meetings.

## 12. Code Enforcement Update

Mr. Misley stated that he has been documenting various code violations in the City. He said he has been writing to owners of those properties regarding the code violation(s) on their property. Several of them involved trailers that people were living in on the property. Mr. Misley said all the Public Works Pick-ups now have cameras for staff to record code violations that they may see around town.

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

None

## 14. Public Comments

Rex Lesueur discussed the sidewalk snow removal ordinance. City Manager Misley stated that he did not see an issue with an ATV removing snow from sidewalks and temporarily being on County roads. He said if there is an issue it could be brought to the City Council.

Councilor Ward stated there may be a problem at the Senior Center with the sidewalks getting cracked while the snow is being removed off of them.

## 15. Staff Comments

Mr. Misley discussed the request for a donation for the Honor Guard of the American Legion for \$80.00 and that it was on the Consent Agenda. He said it was to place flags on the graves at the La Pine Cemetery. Mr. Misley said they have interviewed candidates for the EDCO Manager for SLED (Sunriver / La Pine Economic Development). He also said the position has been increased from half time to three quarter time. Mr. Misley said that documents on the water/wastewater expansion are available for the public to obtain at City Hall. He also said there would only be one Council Meeting in December, it will be a combined Work Session and Regular Session and will be held on December 14, 2016.

## 16. Council and Mayor's Comments

Councilor Scott stated that there needs to be a discussion on what the City can do to honor the people leaving the City government. He also said that Ordinances are not for the Council. They come about from the public coming to the City with an issue. Councilor Scott said he did not see any problems with using an ATV to clear off sidewalks from the snow.

Student Councilor Treydon Plamondon stated he was a senior in High School. He said he just finished soccer and also does track. Treydon said he has been involved in student government.

Councilor Martinez said they recommended two candidates to be interviewed by EDCO (Economic Development of Central Oregon) for the open manager position. He said on December 17<sup>th</sup> "Wreaths Across America" will held at the Senior Center.



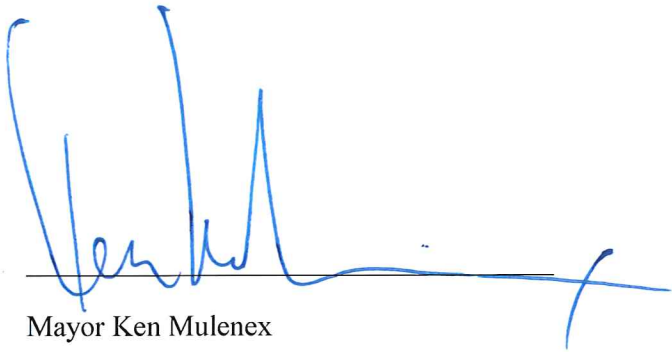
17. Adjourn

**A motion was made by Councilor Agan and seconded by Councilor Scott to Adjourn the Meeting.**

<i>Vote as Follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Martinez</i>	<i>X</i>	
<i>Councilor Ward</i>	<i>X</i>	
<i>Councilor Agan</i>	<i>X</i>	
<i>Councilor Scott</i>	<i>X</i>	

*Motion passed unanimously.*

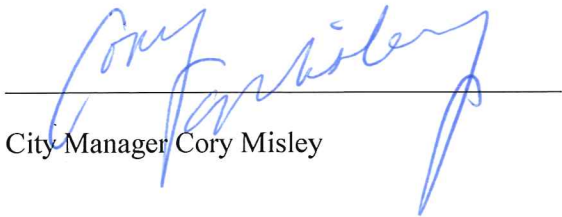
Councilor Martinez adjourned the meeting.



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Mayor Ken Mulenex

attest



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City Manager Cory Misley