

LA PINE CITY COUNCIL MEETING AGENDA

Wednesday, December 11, 2013

Regular Session – 6:00 pm

16345 6th Street, Suite 102

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. October 30, 2013 Appeal Hearing Minutes
- ii. November 13, 2013 Council Mtg Minutes

b. Bills and Invoices

- i. Approval of Financials
- ii. Approval of Bills
- iii. Approval of Reimbursements

6. Public Comments

7. SDC Deferment - Mr. Tom Fosdick

8. Resolution No. 2013-12 A Resolution Establishing Planning and Related Land use Fees, Rates and Charges.

9. Appointment of COIC Representative for 2014

10. Formation of Urban Renewal District Consultant - RFP

11. Water and SDC Rate Study RFP – Results and Process

12. Midstate Lighting Agreement

13. Other Matters This item concerns any matters that were added to the Agenda under the Added Agenda Items portion of this Agenda.
14. Public Comments
15. Staff Comments
16. Council Comments
17. Mayor's Comments
18. 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 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.

LA PINE CITY COUNCIL MEETING MINUTES

Wednesday, December 11, 2013

Regular Session – 6:00 pm

16345 6th Street, Suite 102

La Pine, Oregon 97739

B. Regular Session – 6:00 pm

1. Call to Order

Mayor Mulenex called the meeting to order.

2. Establish Quorum

Interim City Manager Rick Allen
Mayor Ken Mulenex
Councilor Stu Martinez
Councilor Greg Jones
Councilor Kathy Agan
Councilor Karen Ward
Student Councilor Conrad Parker
Public Works Manager Scott Perkins
Office Utility Specialist Ashley Williams
Admin Ass't Patricia Morgan
Quorum established.

3. Pledge of Allegiance

Gary Gordon, area resident, 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.

None

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 30, 2013 Appeal Hearing Minutes
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- b. Bills and Invoices
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 - iv. Approval of Reimbursements

Councilor Martinez mentioned a possible conflict of interest as one of the bills is for Wilderness Garbage, a company that he owns.

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

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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.

6. Public Comments

None

7. SDC Deferment - Mr. Tom Fosdick

Mr. Fosdick discussed his plans to build a garage with a bathroom and live in it until he is able to build a home on the lot he is buying. He asked for a deferment of the SDC's (System Development Charges) in the amount of \$5,700. Mr. Fosdick stated that he would not mind interest being charged or a lien put on the property in the meantime. Scott Perkins stated that normally when a building permit is applied for, Deschutes County collects the \$5,700 SDC's. Interim City Manager Allen stated that he had told Mr. Fosdick "no" but offered him an opportunity to come before the Council with his request. He said in an Ordinance it does allow for a hardship case. Mr. Allen recommended that Mr. Fosdick be required to apply for the house building permit and not just a garage building permit. He said the City does not allow for people living in a garage. Mr. Allen said what they do not want the garage becoming the residence. He recommended getting a permit for the entire project which would include the home building permit. Mr. Fosdick said they are willing to get the home building permit along with the garage permit. Mr. Allen said the City could lien the property for the SDC's along with a payment plan. He said they could do a deferment for one year. Mr. Fosdick asked to have a deferment on the water meter and hook-up fee. Mr. Allen said that they could not defer the other amounts.

Councilor Agan said she has seen the preparation work that Mr. Fosdick has done on his lot. She said in a hardship case she would say they could work it out. However, she would like both a garage and home permit applied for, before granting a hardship. Mayor Mullenex stated that he has a problem with all the if's and maybe's. He said that he would have thought that a plan would have been brought to the Council. He also recommended tabling the item for now and bringing it back with a plan. Mayor Mullenex also wondered about the Homeowner's Association and what rules they might have. Student Councilor Parker suggested giving them a list of what they need to include in their plan. Mr. Allen suggested letting Mr. Fosdick do what he needs to do with the County and then bring a plan back to the Council. The Council had consensus that they would entertain approving the request if it was brought back with a complete plan. Councilor Martinez stated he was opposed to the plan as it now stands.

8. Resolution No. 2013-12 A Resolution Establishing Planning and Related Land use Fees, Rates and Charges.

A motion was made by Councilor Agan and seconded by Councilor Ward to approve Resolution No. 2013-12.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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.

9. Appointment of COIC Representative for 2014

Mayor Mullenex stated that he would like to continue on the Council. He said he has been on it for the last couple of years. He said Councilor Agan was the alternate and Councilor Jones also attended when neither of them could attend.

A motion was made by Councilor Ward and seconded by Councilor Martinez to appoint Mayor Mullenex to be the COIC Representative for 2014 with Councilor Agan as the alternate.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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.

10. Formation of Urban Renewal District Consultant – RFP

Interim City Manager Allen stated that an urban renewal consultant could be hired after the first of the year with the work to begin in the spring of 2014. He said the work could be scheduled to fall within this fiscal year and also the 2014-2015 fiscal year for payment out of both fiscal years. Councilor Martinez stated that the community was very excited for Urban Renewal to happen in the City of La Pine.

A motion was made by Councilor Jones and seconded by Councilor Agan to approve an RFP being done for the formation of an Urban Renewal District.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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.

11. Water and SDC Rate Study RFP -- Results and Process

Interim City Manager Allen stated that they had three companies respond to the RFP. He said he has narrowed it down to two companies. There will be an interview session with a couple of councilors and some volunteers from the Public Works committee. The interview session will be a City meeting and will be open to the public. The meeting date will be January 15th.

12. Midstate Lighting Agreement

Interim City Manager Allen said that this is the final agreement and it will immediately go into effect and the lights will be put up. He said some maintenance and repair are covered in the agreement.

A motion was made by Councilor Agan and seconded by Councilor Jones to approve the Midstate Lighting Agreement.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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.

13. Other Matters This item concerns any matters that were added to the Agenda under the Added Agenda Items portion of this Agenda.

None

14. Public Comments

Ellen Curry, reporter for the Newberry Eagle, said that the newspaper wanted to have a reporter at the Council meetings from now on. She asked questions about the RFP for urban renewal and the rate study for water and sewer.

15. Staff Comments

Interim City Manager Allen said that the City has received a request from Toys for Tots for a donation on their sewer and water bill of \$52.00 for one month.

A motion was made by Councilor Agan and seconded by Councilor Ward to approve a \$52.00 donation to the Toys for Tots.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</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 discussed the MOU with the Park and Rec District. The Memorandum of Understanding is for the monies the City will cover for water at Finley Butte Park. He also discussed the software packages that go with the City's Caselle system. Mr. Allen said it would be for utility service orders as that was not included in the original purchase of the utility software. Additionally, he was looking at the software program that would allow people to pay their utility bills with a credit card or online. Mr. Allen said he was also looking at the software program for doing the business license procedure.

16. Council Comments

Councilor Martinez invited everyone to attend the Wreaths Across America at the Senior Center. He said they honor the living as well as the dead Military members. Councilor Martinez said it will be held on December 14th at 10:00 am.

17. Mayor's Comments

Mayor Mullenex stated his appreciation to the staff for all they have done in this very trying year. He said there has been a lot of progress to move forward over the year. Mayor Mullenex also thanked the Council for their efforts to serve.

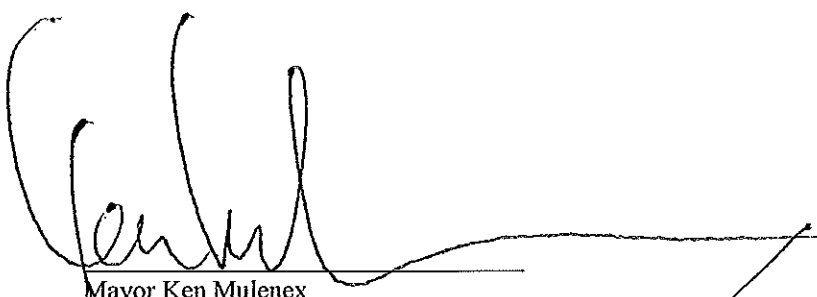
18. Adjourn

The Council had consensus not to meet for the December work session. Manager Scott Perkins discussed the pump issue at the High School that is being resolved (a new pump will be installed).

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

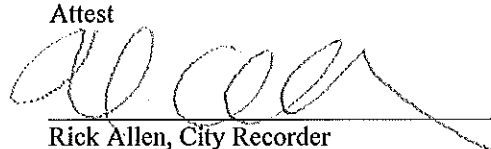
<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</i>	
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

Motion passed unanimously.



Mayor Ken Mullenex

Attest



Rick Allen, City Recorder