

John Day City Council Meeting September 22, 2020

6:00 PM VIRTUAL CITY COUNCIL MEETING

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/333257157>

You can also dial in using your phone.

United States: [+1 \(646\) 749-3122](tel:+16467493122)

Access Code: 333-257-157

New to GoToMeeting? Get the app now and be ready when your first meeting starts:

<https://global.gotomeeting.com/install/333257157>

Please note: As ordered by Governor Brown, face masks are required for entrance to the building and social distancing guidelines will be maintained for participants. Seating is extremely limited and preference will be given to those on the agenda. If seating is unavailable, participants will be asked to wait outside the building and may join by phone or computer using the information provided above.

1. **OPEN AND NOTE ATTENDANCE**
2. **APPROVAL OF PRIOR MINUTES**
3. **APPEARANCE OF INTERESTED CITIZENS** – At this time Mayor Lundbom will welcome the public and ask if there is anything they would like to add to tonight’s agenda.

CONSENT AGENDA

4. **CONSENT ITEMS**
Attachments:
 - Amendment No. 01 to MOU for School Resource Officer

ACTION ITEMS

5. **RERC DEBRIEF**
Attachments:
 - None
6. **PARKS & REC IMPROVEMENTS / 2020 WATER CREDIT**
Attachments:
 - Gleason Park+Pool Utility Billing
 - 7th Street Restroom+Splashpad Utility Billing
 - Hill Park Draft – 09.09.2020
7. **OTEC PROPERTY LINE ADJUSTMENT – FINAL PLAT**
Attachments:

- Final Plat (to be presented at council meeting)

8. RESOLUTION NO. 20-847-20, A RESOLUTION TO AUTHORIZE EXPENDITURES OF THE MULTIMODAL TRANSPORTATION ENHANCE PROGRAM GRANT

Attachments:

- Resolution 20-847-20

OTHER BUSINESS & UPCOMING MEETINGS

9. OTHER BUSINESS & UPCOMING MEETINGS

- Street Fair
- 2020 BUILD Grant Results
- Study Sessions
- October 13, City Council Meeting, 6 P.M. Study Session / 7 P.M. Regular Session
- October 16, Friday Night Farmer's Market / Street Fair (5-9 P.M.)
- October 27, City Council Meeting, 7 P.M. Regular Session

EXECUTIVE SESSION

10. EXECUTIVE SESSION #1

- Council will meet in Executive Session under ORS 192.660(2)(f) To Consider Information Or Records that are Exempt by Law from Public Inspection.

11. EXECUTIVE SESSION #2

- Council will meet in Executive Session under ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

TO: John Day City Council
FROM: Nicholas Green, City Manager
DATE: September 22, 2020
SUBJECT: Agenda Item #4: Consent Agenda
Attachment(s)

- Amendment No. 01 to MOU for School Resource Officer

BACKGROUND

The consent agenda has one item, Amendment No. 01 to MOU for School Resource Officer.

Item 1) Amendment No. 01 to MOU for School Resource Officer

The Grant School District 3 board unanimously approved the enclosed agreement to extend the SRO position. The board was very supportive of the position and the way Chief Durr and the police department have gone above and beyond to attend school functions and activities and help the students them as part of the campus.

Recommendation: Approve the City Manager to sign the agreement for Amendment 01.

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #5: RERC Debrief
Attachment(s)

- None

BACKGROUND

The Recreation Economy for Rural Communities (RERC) summit is scheduled for Sept. 21-22. Holly Fowler with Northbound Ventures will present a debrief of the summit to the city council.

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #6: Parks & Rec Improvements / 2020 Water Credit Attachment(s)

- Gleason Park+Pool Utility Billing
- 7th Street Restroom+Splashpad Utility Billing
- Hill Park Draft – 09.09.2020

BACKGROUND

The city council agreed to issue up to a \$5,000 water credit to the parks and recreation district for the splashpad. The agreement was stated the credit would be issued contingent on the parks district opening the splashpad by Memorial Day and closing it after Labor Day. This year, due to COVID-19, the splashpad did not open until July 8th. Historically, we have also issued a credit for the initial pool filling.

Construction has begun at the 7th Street area for the parking lot and Sisul Engineering has completed the preliminary design for the Hill Park trails that will connect to the 7th Street parking area.

DISCUSSION

The Parks & Rec District would like to discuss a pro-rated credit for 2020 based on their actual water usage.

- **Gleason Park & Pool.** We switched the meter back to the City's account on August 8th at the end of our 25-year agreement and issued a credit for all utility charges from that date forward, so that Parks & Rec's charges ended on the date of the agreement, with credit issued on 09/16 for the partial month from August 08 through the end of the billing cycle. They used 209,650 gallons in July and 183,430 gallons used in August due to irrigation at Gleason Park and have a balance due of \$358.67.
- **7th Street Splashpad & Restroom.** The motion the council made was to issue a \$5,000 water credit for the splashpad provided it opened by Memorial Day and remained open through Labor Day. We are showing the splashpad opened on/around July 10th. The District used 133,850 gallons in July and 291,620 gallons in August; we won't know September's usage until we read the meters on Tuesday. Water bills for July (\$436.94) and August (\$926.02) total \$1,362.96

Construction has begun at the 7th Street area for the parking lot. Initial grading and excavation plus utility marking and trenching for the future electrical/water and fiberoptic conduit is complete. Sisul's preliminary design for the Hill Family Park and connector trails is enclosed for council review and discussion.

If council concurs with the design, the engineers will begin preparing the Site Design Review packet for the next Planning Commission hearing.



Figure 1. Trenching and Preliminary Grading, 7th Street Parking Area



Figure 2. Utility trench for future electric and fiber conduit

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #7: OTEC Property Line Adjustment – Final Plat Attachment(s)

- Final Plat (to be presented at council meeting)

BACKGROUND

The Planning Commission approved the property line adjustment and site design review in November for OTEC's acquisition of the portion of tax lot 3000 that will be used for the new electric vehicle parking stations. The city council held the public hearing for the sale of that portion of the tax lot during the same meeting, subject to reviewing and approving the final plat and easement descriptions.

OTEC has acquired the electric vehicle charging stations and the plat will be ready for council review Tuesday evening. Once council has approved the plat, we will finalize the legal documentation for the land conveyance to OTEC.

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #8: Resolution No. 20-847-20, A Resolution to Authorize Expenditures of the Multimodal Transportation Enhance Program Grant Attachment(s)

- Resolution 20-847-20

BACKGROUND

This resolution allows the City to expend the additional \$40,000 awarded by ODOT for the City's design of the water line relocates for the 395 S. Sidewalk Enhancement project.

DISCUSSION

The agreement increases the grant award by \$40,000 was approved at the last council meeting. This action authorizes city staff to amend this fiscal year's budget to increase grant proceeds by \$40,000 and expenditures for this project by \$40,000.

RECOMMENDED MOTION

"I move to approve Resolution No. 20-847-20, A Resolution to Authorize Expenditures of the Multimodal Transportation Enhance Program Grant."

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #9: Other Business and Upcoming Meetings
Attachment(s)

- None

OTHER BUSINESS

- Street Fair Update
- 2020 BUILD Grant – Only one award was received in Oregon, for the Port of Hood River interstate bridge project (see enclosed award announcement). A link to all awards is here: <https://www.transportation.gov/sites/dot.gov/files/2020-09/BUILD%202020%20Fact%20Sheets-.pdf>. A total of 31 rural projects were awarded nationwide ranging from \$5 million to \$22 million in value.
- Study sessions for these topics will be held on October 13th.
 - **Marijuana Ordinance** – Council will discuss whether the City should repeal John Day’s marijuana ordinance prohibition and/or refer the repeal to the city voters in November.
 - **Industrial Park Land Use Regulations and Land Sales** – City staff will discuss the proposed amendments to land use regulations and development restrictions in the Airport Industrial Park, and specific actions the council could take to promote and streamline land sale procedures in this area.

UPCOMING MEETINGS

- October 13, City Council Meeting, 6 P.M. Study Session / 7 P.M. Regular Session
- October 16, Friday Night Farmer’s Market / Street Fair (5-9 P.M.)
- October 27, City Council Meeting, 7 P.M. Regular Session

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #10: Executive Session #1
Attachment(s)

- Council will meet in Executive Session under ORS 192.660(2)(f) To Consider Information Or Records that are Exempt by Law from Public Inspection.

NOTICE OF EXECUTIVE SESSION

The John Day City Council will meet in executive session at 7:30 P.M or upon the conclusion of the regular council meeting on September 22, 2020, whichever comes first.

The executive session will be held pursuant to ORS 192.660(2)(F), which permits the council to meet in executive session to consider information or records that are exempt by law from public inspection.

Representatives of the news media and designated staff will be permitted to attend the executive session. All other persons will not be permitted 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 session as announced. No decision will be made during the executive session.

RECOMMENDED MOTION

Following the mayor's reading of the notice:

"I move to enter executive session pursuant to ORS 192.660(2)(f)."

TO: John Day City Council

FROM: Nicholas Green, City Manager

DATE: September 22, 2020

SUBJECT: Agenda Item #11: Executive Session #2
Attachment(s)

- Council will meet in Executive Session under ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

NOTICE OF EXECUTIVE SESSION

The John Day City Council will meet in executive session at 7:45 P.M or upon the conclusion of the first executive session on September 22, 2020, whichever comes first.

The executive session will be held pursuant to ORS 192.660(2)(H), which permits the council to meet in executive session to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Representatives of the news media and designated staff will be permitted to attend the executive session. All other persons will not be permitted 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 session as announced. No decision will be made during the executive session.

RECOMMENDED MOTION

Following the mayor's reading of the notice:

"I move to enter executive session pursuant to ORS 192.660(2)(h)."