

**CITY OF UMATILLA  
COUNCIL MEETING  
July 19, 2016**

1. **CALLED TO ORDER:** Mayor Trott called the regular council meeting to order at 6:00pm.
2. **ROLL CALL**  
**PRESENT:** Councilors Dedrick, Farnsworth, Ray, Ribich, Lougee, and TenEyck.  
**STAFF PRESENT:** Recorder Sandoval, Manager Pelleberg, Deputy City Manager Ince, Planner Searles, and Chief Huxel.
3. **PLEDGE OF ALLEGIANCE:** Recited at 6:01pm.
4. **APPROVAL OF AGENDA:** Councilor TenEyck moved to approve the agenda. Motion was seconded by Councilor Ribich. Voted: 6-0. Motion carried unanimously.
5. **PRESENTATION:** None.
6. **APPROVAL OF MINUTES:** It was moved by Councilor Ray to approve minutes for July 05, 2016. It was seconded by Councilor Dedrick. Voted: 6-0. Motion carried unanimously.
7. **PUBLIC COMMENT:** None.
8. **CONSENT AGENDA:** None.
9. **COMMITTEE REPORTS:** None.
10. **UNFINISHED BUSINESS:** None.
11. **NEW BUSINESS:**  
11.1 Social Gaming License - Mayor Trott looked for a member of the audience who represented the organization requesting the license.

Manager Pelleberg stated that after staff review and discussion it looks like it is not allowed in the downtown zone. He asked council if they had any questions.

Planner Searles added that using the new system that we have figuring out what uses are permitted in our commercial zones, and based off the information that is available, it was hard to determine if it was a use that was permitted or not. He (the applicant) is calling it a vocational trade school on his business license. Planner Searles made the suggestion to Recorder Sandoval that she hold off issuing the business license until we could get more information about what it is he is doing there. If it was just a smoke screen for a poker room kind of thing and alcohol being served, if it is he didn't believe that use was permitted.

Manager Pelleberg stated that looking at his rules, it indicates that there certainly would be a poker game. Mayor Trott stated that these were standard rules that have been adopted

previously for businesses that had gaming tables. If it were a vocation school we need more clarification.

Councilor Dedrick stated that if he were offering classes he wouldn't need a gaming licenses. She didn't understand some of the rules. Mayor Trott pointed that we had adopted those identical rules in the past with a different title.

Chief Huxel explained that the ordinance itself did not allow for a standalone operation, it had to be in conjunction with a business. That was how the ordinance was written under the social gaming code.

Councilor Ray stated that he also had an issue with the house rules, they state that they can bet over \$20.00 and the code clearly states that it is not allowed.

Councilor Ribich stated that he also did some research with the help of Recorder Sandoval pointing him in the right direction, which he appreciated. Going back to the zoning discussion, he almost thinks that it might be allowed under the new zoning regulations. What trips him up is the location. He asked his fellow council members to take a really good look at it.

Manager Pelleberg asked Council if they wanted to table discussion and give staff more time to prepare and research.

Councilor Dedrick said the ordinance clearly stated that it cannot standalone without a business aspect to it.

Councilor Ribich stated he had many questions and issues with the proximity to schools if that was going to be the location, parking will be an issue, pedestrian traffic, the school kids, and a myriad other questions. What is the occupancy capacity for the building? 4 tables could be up to 50 people.

Councilor Dedrick stated that because the ordinance states it can't be a standalone business they have an answer.

Councilor Ribich stated that they need to be able to give a formal response that gives line item by line item, verse by verse, why they are taking the positon, whichever way it goes, the way that they are.

Mayor Trott stated that there was insufficient information and the individual they needed to talk to was not present, and staff does not have sufficient time because of lack of information to process the request. The request is out of order, because there is lack of information.

Manager Pelleberg stated that the proper thing to do is to tell the individual that it does not meet the requirements of the ordinance.

Recorder Sandoval explained that the reason the application was pushed on the agenda was because the applicant had expressed to her that there was a time constraint due to the lease

contract with the landlord. She had advised the individual to hold off on that until he had an answer from Council. The Council does have a right to limit the tables he is requesting.

Councilor Lougee asked if the location was the strip mall on 6<sup>th</sup> street. Councilor Dedrick stated yes.

Mayor Trott suggested they table the discussion. Manager Pelleberg stated staff would contact him and let him know that we need more information.

Councilor Dedrick stated that she disagreed. There was no reason to table the discussion because the social gaming license application did not meet the criteria.

Councilor Ray stated that just to be the devil's advocate, let's say that a business wants to come to our town that is not from the area, they should give them the opportunity to show that they're allowed. The applicant was not present, and if he were then it could be settled.

Councilor Dedrick stated there was her other issue. The individual was told about the council meeting and it must not be very important to him to be present. If this was important to him and he was advised to be here, he would be present.

Mayor Trott said that this was not about business this was about the social gaming license application. They needed to take action and he was looking for a motion from Council.

Councilor Dedrick moved to deny the application. Recorder Sandoval explained that a motion is usually made in a positive matter.

Councilor Dedrick amended her motion and moved to approve the gaming license application. Councilor Farnsworth seconded the motion. Recorder Sandoval explained that if Council voted in favor of the motion they would be approving the application. If they voted against the motion, the application would be denied. Voted: 0-6. Motion failed unanimously.

## **12. CORRESPONDENCE:**

12.1 First Foods Festival and Race Letter – It was moved by Councilor TenEyck to donate \$500.00 to the First Foods Festival and Race event held by the Confederated Tribes of the Umatilla Indian Reservation. The motion was seconded by Councilor Lougee. Voted: 6-0. Motion carried unanimously.

## **13. PUBLIC COMMENT:**

13.1 Cheryl Vermillion – Ms. Vermillion wanted to know what happened to the Junior Council. Manager Pelleberg explained that it was on hold until school starts. He had a meeting scheduled with Superintendent Heidi Sipe to push along the project. He would have an update for Council after his meeting with her.

## **14. MAYOR'S MESSAGE:** None.

## **15. STAFF REPORT:** None.

**16. COUNCIL INFORMATION & DISCUSSION:** None.

**17. ADJOURN TO EXECUTIVE SESSION:** ORS 192.660 (2)

**18. RECONVENE:**

**19. ADJOURN:** The next meeting will be held on August 02, 2016 at 7:00pm. It was moved by Councilor TenEyck to adjourn the meeting. The motion was seconded by Councilor Ribich. Voted: 6-0. Motion carried unanimously. Meeting adjourned at 6:20pm.

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David P. Trott – Mayor

ATTEST:

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Nanci Sandoval – City Recorder