

**CITY OF UMATILLA  
COUNCIL MEETING  
December 20, 2016**

1. **CALLED TO ORDER:** Mayor Trott called the regular council meeting to order at 7:00pm. He also called himself a voting member to meet quorum requirements.
  
2. **ROLL CALL**
  - PRESENT:** Councilors Farnsworth, Ribich, and TenEyck.
  - ABSENT:** Councilor Dedrick, Ray, and Lougee.
  - STAFF PRESENT:** Recorder Sandoval, Manager Pelleberg, Deputy City Manager Ince, and Planner Searles.
  - STAFF ABSENT:** Chief Huxel.
  
3. **PLEDGE OF ALLEGIANCE:** Recited at 7:01pm.
  
4. **APPROVAL OF AGENDA:** Councilor TenEyck moved to approve the agenda. Councilor Farnsworth seconded the motion. Voted. 4-0. Motion carried.
  
5. **PRESENTATION:** None.
  
6. **APPROVAL OF MINUTES:** No minutes were presented at this meeting.
  
7. **PUBLIC COMMENT:** None.
  
8. **CONSENT AGENDA:** None.
  
9. **COMMITTEE REPORTS:**
  - 9.1 Parks and Recreation Committee - It was moved by Councilor Farnsworth to approve Cassandra Kennedy and Terry Johnsen to Parks and Recreation Committee. Councilor Ribich seconded the motion. Voted: 4-0. Motion carried.
  
10. **UNFINISHED BUSINESS:**
  - 10.1 Appeal of Planning Commission Decision – Public Hearing Continued – Mayor Trott asked the attorneys present for each of the parties if they had had an opportunity to review the letter provided by the City’s counsel. Mr. William Kuhn, who represents the Petersons, wanted to let the Council know that they had not had the opportunity to review the letter from the City’s attorney, but that the parties had reached an agreement. He assumed that Ms. Kendra Russell, who represents the Careys will be letting the City Council know that her clients were no longer appealing the matter.  
  
Ms. Kendra Russell wanted to let the City Council know that the Careys were in the process of settling the case. They have not signed an agreement, yet, but they are in the process of working it out. There is no guarantee that they will reach a settlement, but she is leaving it up to the Council to decide what they wish to do.

Councilor Ribich asked if the attorneys had received a copy of the packet for the meeting. Both Mr. Kuhn and Ms. Russell stated no. Councilor Ribich told them that they should keep a copy for their records because that should make it clear where the City stands on the issue.

Mayor Trott wanted to draw the attention to page 5, that it was under the City's attorney advice that "based upon the status before LUBA we do not think it is appropriate for the City Council to take any action." So, that was what they were going to deliberate and state to the parties, but it sounds like the issue is moot.

Councilor TenEyck moved to accept the City attorney's advice and take no action at this time. Councilor Farnsworth seconded the motion. Voted: 4-0. Motion carried.

## **11. NEW BUSINESS:**

11.1 June Anderson's request for on-site sewage disposal system – Manager Pelleberg pointed out on a map where the City's sewage line ended for the Council. He stated that the problem was that the way the topography laid over there, the ground drops off so quick that our sewer line there was about three feet deep, and literally within a hundred feet we would be above ground. There is really not an option.

Mayor Trott stated that the stipulation, if Council approved, at the time City services become available to the property the land owner would join the City services at that time.

Councilor Ribich asked how many other lots were impacted by making a decision like this.

Manager Pelleberg stated that we would need to conduct a sewer impact study. Most of the properties out there are large acre parcels.

Councilor Ribich wanted to make sure we were not opening up the door to a whole host of the situation, when really we should be trying to extend the sewage line at some point.

Manager Pelleberg stated that sewer and water impact studies need to be done on these outlining areas.

One other point of discussion for future, since this situation is uncharacteristically is coming to City Council even though it is something that is part of the comprehensive plan. Mayor Trott wanted staff to bring a delegation of authority for action for Council's approval.

Councilor TenEyck asked if it still had to pass DEQ approval. Manager Pelleberg and Mayor Trott both stated yes.

It was moved by Councilor TenEyck to approve June Anderson's request for an onsite sewage system. It was seconded by Councilor Ribich. Voted: 4-0. Motion carried.

11.2 Ordinance No. 815 - An Ordinance Amending the City of Umatilla Comprehensive Plan Map and Zoning Map by Changing the Designation of 6.43 Acres from McNary Center Mixed-Use Commercial (MC) to Single-Family Density Residential (R-1) – It moved by

Councilor TenEyck to have a reading of Ordinance No. 815. The motion was seconded by Councilor Farnsworth. Voted: 4-0. Motion carried.

Recorder Sandoval read Ordinance. No. 815 – AN ORDINANCE AMENDING THE CITY OF UMATILLA COMPREHENSIVE PLAN MAP AND ZONING MAP BY CHANGING THE DESIGNATION OF 6.43 ACRES FROM MCNARY CENTER MIXED-USE COMMERCIAL (MC) TO SINGLE-FAMILY DENSITY RESIDENTIAL (R-1).

Councilor Ribich moved to approve Ordinance No. 815. Councilor Farnsworth seconded the motion. Voted: 4-0. Motion carried.

11.3 Temporary Sales License Application - El Rodeo – Manager Pelleberg stated that the reason there were two applications being presented, was because the temporary license was to get them started since they are now open. This will allow them to serve beverages through the holidays. The kicker is they also applied for a permanent liquor license and the timing would have not allowed them to sell through the holidays.

Recorder Sandoval explained that the temporary license would be for only 7 specific days.

Councilor Farnsworth asked if the hours were really going to be from 7:00am to 2:00am.

Recorder Sandoval explained that it was a restaurant that would be open for breakfast.

Councilor Ribich asked Mr. Alan Villanueva if he was the new owner. Mr. Villanueva explained that they are trying to bring small economic boost to this small town.

Councilor TenEyck moved to approve Temporary Sales License Application for El Rodeo and Liquor License Application for El Rodeo. Councilor Farnsworth seconded the motion. Voted: 4-0. Motion carried.

11.4 Liquor License Application – El Rodeo – This application was approved in the previous motion made by Councilor TenEyck and seconded by Councilor Farnsworth. Voted: 4-0.

11.5 Resolution No. 12-2017 – Intergovernmental Agreement with Oregon Motor Carrier Safety Action Plan – Manager Pelleberg stated that the City has been doing for years. Basically, this is for the City to offer some law enforcement assistance when ODOT does their offsite weigh-in location. This is something that City has been doing for some time, so this was just a formal agreement. He believed it would make everyone happy.

Councilor Ribich asked if this would bring in revenue from it. Manager Pelleberg stated yes, through fines and stuff. We also receive grant funding for personnel cost to help with these.

Councilor Ribich moved to approve Resolution No. 12-2017. Seconded by Councilor Farnsworth. Voted: 4-0. Motion carried.

**12. CORRESPONDENCE:** None.

**13. PUBLIC COMMENT:**

13.1 Mr. Boyd Sharp - wanted to thank Council and Staff for the work they have done this year. We have gone through some difficult times and he wishes everyone a Merry Christmas and Happy New Year. He also thanked Councilor Farnsworth for her time and effort dedicated to City Council.

13.2 Judy Simmons - He wanted to thank the City and the Fire Department for lighting up the tree in McNary. He thinks a lot of people were really excited to see the tree back. She also thanked Councilor Farnsworth for her efforts and service.

**14. MAYOR'S MESSAGE:**

14.1 Mayor Trott wanted tag along with Mr. Sharp and Mrs. Simmons in regards to Councilor Farnsworth. He wanted to express his appreciation for her service. He also wanted to thank the staff for putting up with him this year. He wanted to thank the audience for supporting the Council and Staff in good or bad weather. He is looking forward to 2017.

**15. STAFF REPORT:** Manager Pelleberg stated that there was a lot of things going on. He and Councilor Ribich had been working on their downtown discovery project and it is gaining a lot of traction. JUB Engineers is the City's consulting engineers and they are still working on a feasibility study to extend services to the HWY 395 corridor. The Parks Master Plan is basically done. They will be getting it to the Parks & Rec Committee, then bring it to the Council for approval. The Joint Management Agreement between the City and the County is complete. It will go to the County commissioners and then come to the Council on January 3, 2017. They were trying to streamline the process for developers who were trying to establish in the Urban Growth Boundary. He wanted to thank Staff for their work. The Public Works crew was out with the waterline break in frigid weather and he wanted to make sure they got kudos for their work. We had a great Christmas Tree Lighting and thanks to Santa Claus for his help.

**16. COUNCIL INFORMATION & DISCUSSION:**

16.1 Councilor Farnsworth –She wanted to thank City staff and Recorder Sandoval for all her efforts on the Community Center. She knows Recorder Sandoval put a lot of effort into that. She also wanted to thank the Police Department and Fire Department, and especially our Public Works guys. They are out there every day and they do a great job.

16.2 Councilor Ribich – It has been an inspiration for him to work with Councilor Farnsworth. He also thanked the City Staff for working hard on clearing streets and making sure things were working properly.

16.3 Councilor TenEyck – Thanks to Councilor Farnsworth for her service and Merry Christmas. He

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

**18. RECONVENE:**

**19. ADJOURN:** The next meeting will be held on January 03, 2017 at 7:00pm. . It was moved by Councilor Farnsworth to adjourn the meeting. The motion was seconded by Councilor TenEyck. Voted: 4-0. Motion carried. Meeting adjourned at 7:47pm.

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David P. Trott – Mayor

ATTEST:

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Nanci Sandoval – City Recorder