

**TOLEDO CITY COUNCIL**

**Work Session**

April 22, 2020

6:00 p.m.

**1. CALL TO ORDER**

Mayor Rod Cross called the meeting to order at 6:08 p.m.

Present	Absent	
<u>X</u>	<u>          </u>	<u>Mayor Rod Cross</u>
<u>X</u>	<u>          </u>	<u>Council President Joshua Smith</u>
<u>          </u>	<u>X</u>	<u>Councilor Jackie Kauffman</u>
<u>X</u>	<u>          </u>	<u>Councilor Heather Jukich</u>
<u>X</u>	<u>          </u>	<u>Councilor Bill Dalbey</u>
<u>X</u>	<u>          </u>	<u>Councilor Stu Strom</u>
<u>X</u>	<u>          </u>	<u>Councilor Betty Kamikawa</u>

Staff present: City Manager (CM) Judy Richter, City Recorder (CR) Lisa Figueroa, Police Chief (PC) Mike Pace, City Attorney (CA) David Robinson, Fire Chief (FC) Larry Robeson, Co-Fire Chief (FC) Joe Ammons, Staff Captain (SC) Greg Musil

**2. PRESENTATIONS**

Mayor Cross read a proclamation and declared April 19-25 National Library Week.

Councilor Kamikawa arrived at 6:14 p.m.

**3. VISITORS/PUBLIC COMMENT**

CM Richter read an e-mail she received from citizen, Frankie Trujillo-Dalbey [a copy has been included with the archived record] in regards to citizens lack of using masks in public and not practicing social distancing measures. She urged the Council to encourage citizens to practice social distancing measures and wear masks when in public for the safety of all community members.

**4. CONSENT AGENDA**

There were no items for consideration.

**5. DISCUSSION/INFORMATION ITEMS**

Mayor Cross announced a Joint meeting is scheduled for the Lincoln County Board of Commissioners and all Lincoln County cities, Monday, April 27, 2020 at 1:00 p.m. to discuss moving forward in the County if businesses start opening again.

**Code Enforcement update**

CM Richter indicated this report is related to properties 333, 355 and 359 N. Main Street owned by Phil Krause. She referenced the packet, which included several letters sent to Mr. Krause. She said Staff Captain Greg Musil is in attendance to answer any questions. The Council noted the letters did not indicate specific violations and inquired if there was a report that listed specific violations. SC Musil said in order for someone to reside within that building, it must adhere to the International Building Code (IBC). He said a change of occupancy has not occurred [from the M-Mercantile designation] to have an apartment and it does not have an egress [windows or another

opening to escape], nor does it have a sprinkler system as required by IBC. Councilor Dalbey commented the issue should be handled by Lincoln County. SC Musil responded fire life safety inspections are under the preview of the Fire Department. He said when they notice a violation, they notify the building department and the occupant of the violation. He informed the Council the Fire Department has inspected several buildings on Main Street and there have been several issues that have been addressed in other buildings. The Council inquired whether the current occupant would be allowed to continue residing there if a secondary egress were provided. SC Musil said he would consult with the Lincoln County Building inspector to ensure that met any standards. CA Robinson said the Code Enforcement Task Force Group corresponded over the last year with commercial occupancy owners along Main Street and informed them they would inspect each building. He said they prioritized the buildings with residents to ensure they complied with fire life safety standards. He said they spent several months with two other buildings who had to bring their sprinkler systems and fire escape up-to-code. He said Mr. Krause has not been targeted because other owners have had to comply and he has had a year to address the issue. There was discussion about not receiving a response from Mr. Krause and Councilor Strom indicated he could stop by and speak to Mr. Krause's son and ask him to contact the City. After further discussion, the Council requested an update on May 6.

**Ordinance No. 1382, An ordinance of the Toledo City Council updating Toledo Municipal Code; Title 8, Uniform Fire Code; Chapter 8.20.010 Documents Adopted; amending Ordinance 1229 and declaring an emergency**

CA Robinson provided the Council report and indicated this is the second reading of the proposed Ordinance.

**Motion** - It was moved and seconded (Smith/Dalbey) an ordinance of the Toledo City Council to update the city of Toledo Fire Code and amending Ordinance 1229 updating Toledo Municipal Code; Title 8, Uniform Fire Code; Chapter 8.20.010 Documents Adopted; amending Ordinance 1229 and declaring an emergency and the motion carried unanimously.

**Resolution No. 1436, a resolution of the Toledo City Council declaring a State of Emergency**

CM Richter provided the Council report and indicated the previous resolution will expire on April 30. She indicated this resolution will extend the state of emergency to May 8, which correlates with Lincoln County's declaration. The Council included two amendments; 1. Encourages citizens to wear a mask and observe social distancing measures when in public, 2. Refrain from outdoor burning during this period. There was discussion as to whether the City could consider opening one of the parks but remain in compliance with the Governor's stay home order.

**Motion** – It was moved and seconded to (Strom/Jukich) to amend the resolution to include: 1. Encourages citizens to wear masks and observe social distancing measures when in public, 2. Refrain from outdoor burning during this period and the motion carried unanimously.

**Motion** – It was moved and seconded (Jukich/Smith) to adopt Resolution No. 1436, a resolution of the Toledo City Council declaring a state of emergency and the motion carried unanimously.

CM Richter announced the first budget meeting is scheduled for April 29, 2020 at 6:00 p.m. and will be held at the Fire Department.

Councilor Strom commended the Public Works staff for the projects they continue on in town, (landscaping, etc.).

Councilor Dalbey commented on whether the City could assist citizens who are experiencing economic hardship. The Council considered options to assist the public and Mayor Cross noted the City Council Strategic Fund is available to use at their discretion. CM Richter indicated the City has suspended disconnections at this time. She said the Salvation Army has contacted the City and is offering assistance. The Council identified the Toledo Food Pantry and Community Services Consortium (CSC) H20 program as two programs within the community. It was noted there was approximately \$47,000 in the fund.

**Motion** – It was moved and seconded (Smith/Kamikawa) to allocate \$3,500 to the Toledo Food Pantry and \$3,500 to the CSC H20 program from the City Council Strategic Fund Reserve and the motion carried unanimously.

Mayor Cross reported the Emergency Board voted to allocate more than \$30 million in response to the coronavirus pandemic.

## **6. ADJOURNMENT**

The work session adjourned at 7:14 p.m.

ATTEST:

APPROVE:

/s/City Recorder Lisa Figueroa

/s/Mayor Rod Cross