

**TOLEDO CITY COUNCIL**

**Work Session**

June 24, 2020

6:00 p.m.

**1. CALL TO ORDER**

Mayor Rod Cross called the meeting to order at 6:00 p.m.

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

Staff present: City Manager (CM) Judy Richter, City Recorder (CR) Lisa Figueroa, Police Chief (PC) Michael Pace, Public Works Director (PWD) Bill Zuspan, City Attorney (CA) David Robinson, Library Director (LD) Deborah Trusty, Fire Chief (FC) Larry Robeson, Co-Fire Chief (FC) Joe Ammons, Co-Fire Chief (FC) Dave Inman

Visitors present: Nancy Bryant, Craig Lash

**2. PRESENTATIONS**

**Payne West Insurance**

John Russell addressed the Council and said he provided information for the packet. He provided background information and noted the Newport office is one of the oldest of Payne West. He said there are 27 locations within the Northwest including Montana, is employee owned and community oriented. He described the services they provide as well as examples of ways they have saved money for clients. CM Richter noted it says a lot that Mr. Russell is willing to be the City’s agent in spite of not receiving an agent commission from CIS for the year because it will go to the former agent. Mr. Russell explained that process.

**Oregon Film Trail**

Chamber of Commerce Executive Director Kathy Crane introduced Jane Ridley from the Governor’s Office of Film and Television. Ms. Ridley said their office identifies Oregon locations and installs plaques where movies were filmed. She noted one was recently placed in Depoe Bay where *One Flew Over the Cuckoo’s Nest* was filmed. She said *Sometimes a Great Notion* starring Paul Newman was partially filmed in Toledo and they want to place a plaque in Toledo. Ms. Ridley said their mission is to promote support and advance film, video interactive animation and any kind of production with the state. She said they foster those connections between the public, government, business, etc. and are the spokesperson for the industry in the state. She said they came up with the idea of installing physical signs to highlight the locations within Oregon and make an Oregon film trail of signs within the state. She said 14 signs have been installed with five more currently in development. She noted another plaque for *Sometimes a Great Notion* was

placed in Gleneden Beach. She explained every partner receives an embedded code to use on their website or social media for the film trail map. Ms. Crane said the expense for the plaque is \$383.57 and identified the community deck near the former Ross Theater as a possible location. Ms. Ridley noted the plaque is made of custom high pressure laminate, is graffiti resistant and can be mounted on a post or wall. A consensus of the Council preferred it be placed on the community deck and thanked them for the presentation.

### **3. VISITORS/PUBLIC COMMENT**

CM Richter read a letter into the record she received from Terri Strom in regards to wearing masks in public. A copy of the letter was archived with the permanent record.

### **4. CONSENT AGENDA**

**Motion** – It was moved and seconded (Strom/Jukich) to approve the Consent Agenda as presented and the motion carried unanimously.

### **5. DISCUSSION AND DECISION ITEMS**

#### **Chamber of Commerce request to extend the use of Memorial Field through the end of August for the Waterfront Market**

CR Figueroa summarized the Council report and indicated since the Council approved the previous request staff brought this back to approve the request to use the field through August. There was discussion about having the restrooms open. Ms. Crane indicated she would be able to have volunteers clean the restrooms in accordance to the conditions provided by the City.

**Motion** – It was moved and seconded (Jukich/Kamikawa) to approve the Chamber of Commerce’s request to extend the use of Memorial Field through the end of August for the Waterfront Market and the motion carried unanimously.

#### **Resolution No. 1442, authorizing the expenditure of funds from the City Council Strategic Reserve Fund to make small business loans available to businesses in Toledo**

CM Richter provided the Council report and said the money would be provided in grants not loans. She said after the initial two weeks, the money will be placed into a pot that would be available to any business within the County. The Council debated whether it would benefit local businesses to participate in this program and considered partnering with another organization to provide money for Toledo businesses and consumers only. After further discussion, a consensus of the Council determined they would not participate in the program.

#### **Approve purchase of a Street Sweeper as included in CIP budget for fiscal year 2020-2021**

CM Richter indicated the purchase was approved in the budget up to \$85,000. She said the City could do a much better job on its own. PWD Zuspan said the City could also contract it out to the County, City of Siletz or other entities as well clean up and bill for the cleanup of the chips left along the truck route.

**Motion** – It was moved and seconded (Strom/Kamikawa) to expenditure of up to \$85,000 on used Street Sweeper as per CIP budget for fiscal 2020-2021 and the motion carried unanimously.

The Council recessed for a short break at 7:16 p.m. and reconvened at 7:22 p.m.

### **Wholesale Utility Rates discussion**

CM Richter provided an update to the Council on her correspondence with the Seal Rock Water District (SRWD) and Interim Board President Rob Mills. She said Mr. Mills indicated he would like to meet with her, Mayor Cross and SRWD Manager Adam Denlinger, to which she responded she did not believe the Council would support a small group negotiation because it had been attempted before unsuccessfully. She invited the Board to meet with the Council on July 1 and they indicated they would meet with the Council. She said she informed Mr. Mills about the fact that SRWD receives a cost based on the prior year without any cost of living adjustment included. She also noted that the City is currently selling a lot of water to SRWD because they are selling it to South Beach, Newport.

PWD Zuspan informed the Council that the City of Newport is able to produce a small percentage of the water that they are used to at this time. He said earlier this week, SRWD continued to pump water and drained the tanks significantly. He said they continued to drain the tanks through the next day, which almost caused the City's tanks to be dangerously low. He said he spoke with SRWD Manager Denlinger, and they agreed to allow SRWD to pump water for eight hours a day with a 12-hour interval between shifts. He said Mr. Denlinger first notified Water Treatment Plant Operator Saavedra about having to pump water by e-mail but did not notify City Hall. PWD Zuspan said he notified Mr. Denlinger to copy him on all correspondence in the future. The Council expressed concern that City Hall was not notified at all in the situation. CM Richter asked Council if they were interested in recovering money the years the rate was wrong. Several Councilors said yes.

### **Annual consideration of the Street Lighting Utility Fee**

CM Richter said it is an informational item only, this is adjusted annually and she did not prepare a resolution but is seeking direction from Council. She said the current Street Light Fee is \$2.50/month, which generates approximately \$38,000, the cost of the street lights is \$139,000. She said the General Fund covers the difference. The Council asked if there has been an increase in unpaid utility bills. CM Richter replied no and said most unpaid utility bills are from the same customers that were behind before the coronavirus existed. She indicated Salvation Army has assisted some customers as well. There was a consensus of the Council to not increase the Street Light Utility Fee this year. After further discussion, CM Richter said she would bring a resolution before the Council without any increase for 2020-2021.

### **Agent of Record for general insurance and workers compensation insurance for the City of Toledo**

CM Richter referenced the presentation from Mr. Russell at the beginning of the meeting. The Council reviewed the Council report. Councilor Jukich stated for the record she does not believe there are any issues in how this was handled and supported it, but commented, in the past there may have been questions as to whether it needed to go through the Request for Proposals process. Following discussion a consensus of the Council directed CM Richter to facilitate change of Agent of Record from Hagan Hamilton to PayneWest Insurance for general insurance and workers compensation insurance.

**Accept Lincoln County Board of Commissioners Order #6-20-168; limiting the size of social gatherings**

Mayor Cross reviewed the Council report and said the only change for consideration was to reduce the size of social gatherings from 25 to ten persons. He indicated he participated in the discussion and stated the Council did not consider this item. The Council discussed whether to limit the size of social gatherings and a consensus of the Council did not support limiting the size of social gatherings.

**Motion** – It was moved and seconded (Jukich/Strom) to not support the Lincoln County Board of Commissioners Order #6-20-168; limiting the size of social gatherings and the motion carried unanimously.

**Resolution No. 1448; A resolution determining a dangerous condition exists at 109-115 SE 1st St. Toledo, or 97391 and orders an abatement of the property**

CA Robinson indicated the Toledo Municipal Code (TMC) requires the Council to determine a building is dangerous by resolution. He said he prepared an order with findings for the Mayor to sign following the decision.

**Motion** – It was moved and seconded (Strom/Kamikawa) to adopt Resolution No. 1448, a resolution of the Toledo City Council determining a dangerous condition exists at 109-115 SE 1st St. Toledo, OR 97391 and orders an abatement of the property and the motion carried unanimously.

**6. REPORTS AND COMMENTS**

PWD Zuspan indicated the Department will refurbish the Veterans Deck in the next few weeks.

PC Pace thanked the Public Works crew for the bollards they installed in front of the Police Department and for PWD Zuspan’s assistance with the Police Department’s ac/heating system installation.

Mayor Cross referenced the e-mail distributed by CA Robinson in regards to the Governor’s Executive Order 20-27, June 5, 2020 statewide baseline rules and read the e-mail. The Council discussed the statement and omitted the paragraph regarding ‘political decision’.

Mayor Cross updated the Council and said school may start in a hybrid format, which will impact many families.

**7. ADJOURNMENT**

The work session adjourned at 8:35 p.m.

ATTEST:

APPROVE:

/s/City Recorder Lisa Figueroa

/s/Mayor Rod Cross