

MINUTES
DAYTON CITY COUNCIL
REGULAR SESSION
June 2, 2014

PRESENT: Mayor Elizabeth Wytoski
Councilor John Bixler
Councilor John Collins
Councilor Annette Frank
Councilor Sandra Utt

ABSENT: Councilor Darrick Price

STAFF: Scott Pingel, City Manager
Peggy Selberg, City Recorder

A. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor Wytoski called the meeting to order at 6:34 pm and those present gave the Pledge of Allegiance.

B. ROLL CALL

Mayor Wytoski noted there was a quorum with Councilors Bixler, Collins, Frank and Utt. Councilor Price had an excuse absence

C. CONSENT AGENDA

1. **Approval of Meeting Minutes**
 - a. **Regular Session of April 7, 2014**
 - b. **Work Session of April 14, 2014**
 - c. **Regular Session of May 5, 2014**

ANNETTE FRANK MOVED TO APPROVE THE MINUTES OF THE REGULAR SESSION OF APRIL 7, 2014, WORK SESSION OF APRIL 14, 2014 AND REGULAR SESSION OF MAY 5, 2014. SECONDED BY JOHN BIXLER. *Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.*

D. APPEARANCE OF INTERESTED CITIZENS

No one had signed up for comment.

E. PUBLIC HEARING

Mayor Wytoski opened the Public Hearing at 6:37 and stated the City Council will hold a public hearing to obtain citizen input on the budget for the fiscal year beginning July 1, 2014 as approved by the Dayton Budget Committee.

No one had signed up to comment.

Mayor Wytoski closed the Public Hearing at 6:38

Mayor Wytoski opened the Public Hearing at 6:39 and stated the City Council will hold a public

hearing to obtain citizen input on the proposed uses of State Revenue Sharing Funds in the City of Dayton FY 2014/2015 Budget.

No one had signed up to comment.

Mayor Wytoski closed the Public Hearing at 6:40

F. **ACTION ITEMS**

1. **Approve Recology Western Oregon proposed rate increase**

JOHN BIXLER MOVED TO APPROVE THE RECOLOGY WESTERN OREGON RATE INCREASE OF 0.9% ON WASTE AND RECYCLING PICKUP. SECONDED BY ANNETTE FRANK. *Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.*

Councilor Frank stated she had some questions regarding services provided to Dayton. Scott Pingel introduced Fred Stemmler, Recology General Manager, and Dave Larmouth, Recology Rate Analyst and asked if Council had any questions. Mr. Stemmler stated they could amend the existing agreement to add in any services to the core service that currently existed. Mr. Larmouth stated any additional services could increase the cost to all customers in Dayton. Councilor Frank asked for the cost of adding the Clean Program to Dayton that would give Dayton citizens access to Green Lands. Mr. Larmouth stated he would have to look at similar size towns that have the program and then would come up with a cost to add that onto Dayton. Mayor Wytoski stated she would like to see the cost of any option for adding not only yard debris but also glass. Mr. Stemmler stated they would get that information back to City Council at a later meeting.

2. **Approval for adding heating and cooling to the Community Center**

Scott Pingel stated staff had contacted three different heating and cooling companies regarding adding heating and cooling to the Community Center and had received quotes from two of those companies. He stated one quote was for \$34,900 and the other one was for \$48,398 and staff was recommending the lower quote.

ANNETTE FRANK MOVED TO APPROVE ROTH HEATING AND COOLING TO ADD HEATING AND COOLING TO THE COMMUNITY CENTER FOR \$34,900. SECONDED BY SANDRA UTT. *Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.*

3. **Approval of North Valley Cruisers holding their event in Dayton**

Scott Pingel stated the City would need to close off 4th Street from Alder to Church and Main Street from 3rd to 4th in order to accommodate the number of vehicles that will be participating.

He stated North Valley Cruisers were looking for a long-term commitment for the event; consequently, they would like the City to commit to having the event for the next 5 years starting in 2015. Councilor Collins suggested using all of 4th Street to Oak and then using Church Street from 3rd to 4th Street. Councilor Collins stated he thought that would better accommodate the number of vehicles attending the event.

ANNETTE FRANK MOVED TO APPROVE THE NORTH VALLEY CRUISERS CAR SHOW BEING HELD IN DOWNTOWN DAYTON OVER THE NEXT 5 YEARS BEGINNING IN THE SUMMER OF 2015. SECONDED BY JOHN BIXLER. *Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.*

4. **Fisher Farms property review and acceptance**

Councilor Utt asked if Yamhill County had been notified regarding changing the water rights to a different type of use. Scott Pingel stated he had contacted the county and they did not foresee any issues. He stated the county did not have anything in their Comprehensive Plan that would prevent the change in usage of the water rights. Councilor Bixler asked for clarification on the worst case scenario for the amount of water that Dayton would be able to get from the wells. Scott Pingel stated according to GSI's estimates the worst case scenario for the amount of water Dayton would be able to transfer would be at least 393.7 gpm. Mayor Wytoski asked for clarification on what would happen to the remaining nursery stock on the property. Scott Pingel stated he had explained to Bob Terry that the city would give him additional time to remove the nursery stock. Mayor Wytoski stated once the city owned the property and if there was any nursery stock left she would like to have it declared as surplus and allow other nurseries or Dayton citizens to take the stock. Councilor Bixler stated he would like the stock to be made available to citizens first and then to other nurseries. Councilor Frank wanted to know what was expected of Council at this meeting regarding this property. Scott Pingel stated he had a suggested motion on page 31 of the agenda if Council wanted to take action at this meeting.

ANNETTE FRANK MOVED TO ACCEPT THE PROPERTY FORMERLY KNOWN AS DAYTON NURSERY AND AS DETAILED IN THE PURCHASE AND SALE AGREEMENT APPROVED BY THE CITY COUNCIL ON FEBRUARY 18, 2014 AND TO AUTHORIZE THE CITY MANAGER TO SIGN ALL NECESSARY CLOSING DOCUMENTS. SECONDED BY JOHN BIXLER. *Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.*

5. **Approval of Professional Services Agreement with GSI**

Scott Pingel stated he was recommending that Council approve the professional services

agreement with GSI for completing the water rights transactions for the Dayton Nursery water rights and that they specifically state they want to move forward with Task 1 immediately.

ANNETTE FRANK MOVED TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH GSI FOR COMPLETING THE WATER RIGHTS TRANSACTIONS FOR THE DAYTON NURSERY WATER RIGHTS AND TO COMPLETE TASK 1 OF THE WATER RIGHTS STRATEGY FOR \$10,180. SECONDED BY JOHN COLLINS. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

6. Resolution 13/14-11 establishing the rate schedule for water services

Councilor Collins would like Council to have a future discussion on changing the current water rate structure to encourage conservation. Mayor Wytoski stated they could have a future work session to discuss this.

JOHN BIXLER MOVED TO ADOPT RESOLUTION 13/14-11 A RESOLUTION ESTABLISHING THE RATE SCHEDULE FOR WATER SERVICES PROVIDED BY THE CITY OF DAYTON. SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

7. Resolution 13/14-12 approving the sewer service monthly rate schedule

ANNETTE FRANK MOVED TO ADOPT RESOLUTION 13/14-12 A RESOLUTION APPROVING THE SEWER SERVICE MONTHLY RATE SCHEDULE. SECONDED BY JOHN BIXLER. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

8. Resolution 13/14-13 approving an IGA with Yamhill County for Police Services

ANNETTE FRANK MOVED TO ADOPT RESOLUTION 13/14-13 A RESOLUTION APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN YAMHILL COUNTY AND THE CITY OF DAYTON FOR POLICE SERVICES FOR FY 2014/2015. SECONDED BY SANDRA UTT. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

9. Resolution 13/14-14 approving an IGA with Chemeketa Community College and the City of Dayton for Regional Library Services

JOHN BIXLER MOVED TO ADOPT RESOLUTION 13/14-14 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN CHEMEKETA COMMUNITY COLLEGE AND THE CITY OF DAYTON FOR THE CHEMEKETA REGIONAL LIBRARY SERVICE (CCRLS). SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

10. Resolution 13/14-15 approval of Personal Services Agreement for Legal Services

SANDRA UTT MOVED TO ADOPT RESOLUTION 13/14-15 A RESOLUTION APPROVING RENEWAL OF A PERSONAL SERVICES AGREEMENT FOR LEGAL SERVICES JULY 1, 2014 THRU JUNE 30, 2015. SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

11. Resolution 13/14-16 approving contract for land use planning services with MWVCOG

JOHN COLLINS MOVED TO ADOPT RESOLUTION 13/14-16 A RESOLUTION APPROVING A CONTRACT FOR LAND USE PLANNING SERVICES WITH THE MID-WILLAMETTE VALLEY COUNCIL OF GOVERNMENTS, JULY 1, 2014 THROUGH JUNE 30, 2015. SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

12. Resolution 13/14-17 award of Audit Services Contract

Scott Pingel stated staff had advertised for Requests for Proposal for Audit Services and they had received 2 proposals: Merina & Company and Grove, Mueller & Swank. He stated Grove, Mueller & Swank was previously the City's auditor and the fee proposals were essentially the same; consequently, staff was recommending awarding the contract to Grove, Mueller & Swank.

ANNETTE FRANK MOVED TO ADOPT RESOLUTION 13/14-17 A RESOLUTION AWARDED AUDIT SERVICES AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GROVE, MUELLER & SWANK, P.C. SECONDED BY SANDRA UTT. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye.

Councilor Price absent.

13. Sign code discussion and direction to Planning Commission

Scott Pingel stated Council would need to provide direction to the Planning Commission so they can move forward with their recommendation on the sign code. Councilor Collins stated he was concerned with J.1. (placement of sandwich board) and if a business wanted to place it on their own property. Scott Pingel stated they could change that section to read “sandwich boards shall only be allowed on the business property or within the adjacent public right-of-way...”

JOHN BIXLER MOVED TO CONSIDER THE CURRENT DRAFT OF THE SIGN CODE WITH THE CHANGE TO THE PLACEMENT ON J.1. SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Utt and Wytoski voting aye. Councilor Price absent.

G. CITY COUNCIL COMMENTS/CONCERNS

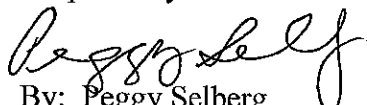
H. INFORMATION REPORTS

1. City Manager’s Report

I. ADJOURN

There being no further business, the meeting adjourned at 8:50 p.m.

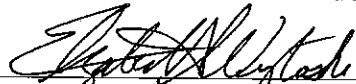
Respectfully submitted:



By: Peggy Selberg
City Recorder

APPROVED BY COUNCIL on September 2, 2014

As Written As Amended



Elizabeth Wytoski, Mayor