

MINUTES
DAYTON CITY COUNCIL
REGULAR SESSION
June 6, 2016

PRESENT: Mayor Elizabeth Wytoski
Councilor John Bixler
Councilor John Collins
Councilor Annette Frank
Councilor Darrick Price
Councilor Erin Taylor
Councilor Trini Marquez (arrived 6:41 pm)

ABSENT: Councilor Darrick Price

STAFF: Scott Pingel, City Manager
Rochelle Roaden, City Recorder
Steve Sagmiller, Public Works Director (arrived 8 pm)

A. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor Wytoski called the meeting to order at 6:32 pm and those present gave the Pledge of Allegiance.

B. ROLL CALL

Mayor Wytoski noted the there was a quorum with Councilors Frank, Bixler, Collins, and Taylor. Mayor Wytoski noted the absence of Councilors Marquez and Price.

C. CONSENT AGENDA

- 1. Approval of Meeting Minutes**
 - a. Regular/Executive Session, April 4, 2016**

ANNETTE FRANK MOVED TO APPROVE THE MINUTES OF THE REGULAR/EXECUTIVE SESSION OF APRIL 4, 2016. SECONDED BY ERIN TAYLOR. Motion carried with Bixler, Collins, Taylor, and Wytoski voting aye. Marquez and Price absent.

D. APPEARANCE OF INTERESTED CITIZENS

Kelly Haverkate, 523 Ash Street, Dayton, representing the DCDA, gave an update on the ArtScape event which netted about \$5,000 including \$2,500 in artwork.

E. SCHOOL BOARD REPORT

Reba Stoller gave an update.

F. PUBLIC HEARING

Mayor Wytoski opened a Public Hearing at 6:41 pm and stated that the City Council will hold a public hearing to obtain citizen input on a proposed water and sewer rate increase.

No one signed up to comment.

Scott Pingel commented that Staff is asking for an increase to the water rate. A bulk water rate has been added to handle requests from construction projects and for filling swimming pools. The sewer rate includes a \$3 base rate increase. With sewer being a flat rate, the Council might consider looking at a change in pricing methodology going to a base rate plus overage.

Mayor Wytoski closed the public hearing at 6:50 pm.

G. ACTION ITEMS

1. Resolution 15/16-13 Establishing the Rate Schedule for Water Services

JOHN BIXLER MOVED TO APPROVE RESOLUTION 15/16-13 A RESOLUTION ESTABLISHING THE RATE SCHEDULE FOR WATER SERVICES PROVIDED BY THE CITY OF DAYTON. SECONDED BY ERIN TAYLOR. Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.

2. Resolution 15/16-14 Approving the Sewer Service Monthly Rate Schedule

JOHN COLLINS MOVED TO APPROVE RESOLUTION 15/16-14 A RESOLUTION APPROVING THE SEWER SERVICE MONTHLY RATE SCHEDULE. SECONDED BY ANNETTE FRANK. Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.

3. Resolution 15/16-15 Approving an IGA with Yamhill County for Police Services

TRINI MARQUEZ MOVED TO APPROVE RESOLUTION 15/16-15 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN YAMHILL COUNTY AND THE CITY OF DAYTON FOR POLICE SERVICES FOR THE FISCAL YEAR 2016-2017. SECONDED BY JOHN COLLINS. Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.

Councilor Taylor inquired about the feasibility of Dayton having its own police force. Scott Pingel commented that at a prior meeting Council directed him to review and research this possibility which he is currently working on.

4. Resolution 15/16-16 Approving a Contract for Land Use Planning Services with MWVCOG

JOHN BIXLER MOVED TO APPROVE RESOLUTION 15/16-16 A RESOLUTION APPROVING A CONTRACT FOR LAND USE

PLANNING SERVICES WITH THE MID-WILLAMETTE VALLEY COUNCIL OF GOVERNMENTS, JULY 1, 2016 THROUGH JUNE 30, 2017. SECONDED BY JOHN COLLINS. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

5. **Resolution 15/16-17 Approving an Intergovernmental Agreement between Chemeketa Community College and the City of Dayton for the Chemeketa Cooperative Regional Library Service (CCRLS)**

JOHN BIXLER MOVED TO APPROVE RESOLUTION 15/16-17 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN CHEMEKETA COMMUNITY COLLEGE AND THE CITY OF DAYTON FOR THE CHEMEKETA COOPERATIVE REGIONAL LIBRARY SERVICES (CCRLS) AS AMENDED. SECONDED BY ERIN TAYLOR. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

6. **Resolution 15/16-18 Approval of Personal Services Agreement for Legal Service**

ANNETTE FRANK MOVED TO APPROVE RESOLUTION 15/16-18 A RESOLUTION APPROVING A PERSONAL SERVICES AGREEMENT FOR LEGAL SERVICES, JULY 1, 2016 THROUGH JUNE 30, 2019 AS AMENDED. SECONDED BY TRINI MARQUEZ. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

7. **Resolution 15/16-19 Approval of TGM Grant Application**

ANNETTE FRANK MOVED TO APPROVE RESOLUTION 15/16-19 A RESOLUTION AUTHORIZING THE CITY OF DAYTON TO APPLY FOR TGM GRANT FROM THE OREGON DEPARTMENT OF TRANSPORTATION AND DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT FOR DEVELOPMENT OF A TRANSPORTATION SYSTEM PLAN AND AUTHORIZING THE CITY MANAGER TO SIGN THE APPLICATION. SECONDED BY ERIN TAYLOR. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

8. **Approval of Recology Western Oregon Proposed Rate Increase**

Dave Larmouth, 1850 NE Lafayette Avenue, McMinnville, representing Recology Western Oregon, presented the new rate increases.

ANNETTE FRANK MOVED TO APPROVE THE RECOLOGY WESTERN OREGON RATE INCREASES AS PROPOSED. SECONDED BY JOHN COLLINS. *Motion carried with Bixler, Collins,*

Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.

9. **Approval of 2nd Reading of Ordinance 633 Regarding Marijuana Regulations and Short-Term Rentals**

John Bixler performed the second reading.

ANNETTE FRANK MOVED TO APPROVE THE SECOND READING OF ORDINANCE 633 AN ORDINANCE AMENDING CHAPTER 7 – DAYTON LAND USE AND DEVELOPMENT CODE TO MAKE SPECIFIC CHANGES REGARDING MARIJUANA REGULATIONS AND SHORT-TERM RENTALS. SECONDED BY JOHN BIXLER.

Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.

10. **Adoption of Ordinance 633 Regarding Marijuana Regulations and Short-Term Rentals**

JOHN BIXLER MOVED TO ADOPT ORDINANCE 633 AN ORDINANCE AMENDING CHAPTER 7 – DAYTON LAND USE AND DEVELOPMENT CODE TO MAKE SPECIFIC CHANGES REGARDING MARIJUANA REGULATIONS AND SHORT-TERM RENTALS. SECONDED BY ANNETTE FRANK. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

11. **2nd Reading of Ordinance 634 Amending the Telecommunications Franchise Granted to McMinnville Access Company**

John Bixler performed the second reading.

TRINI MARQUEZ MOVED TO APPROVE THE SECOND READING OF ORDINANCE 634 AN ORDINANCE AMENDING THE TELECOMMUNICATIONS FRANCHISE GRANTED TO MCMINNVILLE ACCESS COMPANY TO USE CITY RIGHTS OF WAY TO PROVIDE TELECOMMUNICATION SERVICES. SECONDED BY JOHN COLLINS. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

JOHN BIXLER MOVED TO ADOPT ORDINANCE 634 AN ORDINANCE AMENDING THE TELECOMMUNICATIONS FRANCHISE GRANTED TO MCMINNVILLE ACCESS COMPANY TO USE CITY RIGHTS OF WAY TO PROVIDE TELECOMMUNICATION SERVICES. SECONDED BY ANNETTE FRANK. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

12. **1st Reading of Ordinance 635 Regarding Noise, Right of Way Regulations, and Utility Service Termination**

John Collins performed the first reading.

JOHN BIXLER APPROVED THE FIRST READING OF ORDINANCE 635 AN ORDINANCE AMENDING CHAPTER 2 – OFFENSES, CHAPTER 6 – PUBLIC IMPROVEMENTS, AND CHAPTER 8 –UTILITIES, OF THE DAYTON MUNICIPAL CODE TO MAKE CHANGES TO SECTION 2.4 STORAGE OF VEHICLES OR OTHER PERSONAL PROPERTY ON STREETS OR PUBLIC PROPERTY, SECTION 2.8 EXCESSIVE NOISE DEFINED (RESIDENTIAL AND COMMERCIAL ZONES), SECTION 6.12 ENCROACHMENTS ON CITY PROPERTY, AND SECTION 8.0.8 PROCESS FOR TERMINATING UTILITY SERVICES. SECONDED BY JOHN COLLINS. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

Sam Jayroe, 302 Alder, remarked from the audience asking about the excessive noise regarding complaints from his neighbors regarding his dog barking.

Mayor Wytoski remarked that to address the Council attendees need to sign up under Public Comment but if Mr. Jayroe had a quick question, the Council would entertain it at this time. Scott Pingel gave a brief explanation of each change in Ordinance 635.

Discussion continued regarding the excessive noise and basketball hoops.

13. Tour of the Sewer Facilities and Lagoon

ANNETTE FRANK MOVED TO ADD A TOUR OF THE SEWER FACILITIES BY THE CITY COUNCIL TO THE AGENDA. SECONDED BY ERIN TAYLOR. *Motion carried with Bixler, Collins, Frank, Marquez, Taylor, and Wytoski voting aye. Price absent.*

H. CITY COUNCIL COMMENTS/CONCERNS

Council President Collins remarked about the electrical outlets at the park need repair. He also noted that the “Charlie Brown” tree in front of the bandstand needs to be replaced with another tree in a different location of the park.

Mayor Wytoski commented that the Marine Board is working on the plan for the boat ramp and park and hopefully improvements will be starting next year.

Mayor Wytoski informed the Council that the June City County Dinner hosted by the City of Dayton will be Thursday, June 16th at Stoller Family Vineyards and encouraged everyone’s attendance.

I. INFORMATION REPORTS

1. **City Manager's Report**

Scott Pingel remarked that the June 20th meeting will be a regular meeting followed by a town hall session with the Yamhill County Board of Commissioners. A tour of the water facilities will also be included.

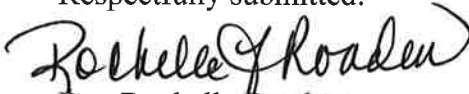
J. **Tour of the Sewer Facilities and Lagoon**

Steve Sagmiller, Public Works Director, reviewed a map showing the sewer lines. He then led a tour of the City's sewer facilities including the main pump station and the lagoons. Tour commenced at 8:07 pm.

K. **ADJOURN**

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


Respectfully submitted:



By: Rochelle Roaden
City Recorder

APPROVED BY COUNCIL on September 6, 2016.

As Written As Amended


Elizabeth Wytoski, Mayor