



City of Prineville

387 NE THIRD STREET ♦ PRINEVILLE, OREGON 97754

REGULAR MEETING BRIEF

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<http://cityofprineville.com/meetings/>

City Council Meeting Brief December 13th, 2016

Council Members Present:

Jeff Papke
Jack Seley
Steve Uffelman
Jason Beebe

Gail Merritt
Jason Carr

Council Members Absent

Betty Roppe

Additions to the Agenda

Remove Item "D" under Council Business from agenda, and move Items "B" and "C" to "A" and "B" under Council Business.

Consent Agenda

- A. Regular Meeting Brief 11-22-16
- B. Terry's Jewelry Second Hand License Renewal

Councilor Merritt made a motion to approve the Consent Agenda as presented. Motion seconded. No discussion on motion. All in favor, motion carried.

Visitors, Appearances and Requests:

A. Public Appearances

No one came forward.

B. Iron Horse Property Environmental Update – Amber Hudspeth, Farallon

Ms. Hudspeth went through the highlights of the power point presentation discussed at the previous council meeting that covered CERCLA and how long it is good for, risk based parts per million (ppm's) concentrations allowed for various uses, and a recreational use calculated to be 132 ppm which DEQ considers to be conservative.

There were discussions regarding a *No Further Action* (NFA) letter on Bureau of Land Management (BLM) property and that the process had been started and not completed by BLM; how it would be a Department of Environmental Quality (DEQ) administrative process to get the NFA due to the ppm's being significantly below the allowable readings for recreational use; the process would involve getting a DEQ worker assigned and a plan for process going forward; staying with a recreational limit use of land with a zone change to reflect that.

There were questions regarding if there is a definition for recreation; and where we should be at this point.

Eric Klann, Public Works Director stated he was very pleased with the results and is not concerned about the farm ground and recommended going for the NFA and could move forward with adding something about it being contingent upon getting a NFA.

Steve Forrester, City Manager explained that the bank loan would be a full faith and credit loan and would likely not involve the property to be used as collateral.

Ms. Hudspeth stated she would not be able to confirm getting a DEQ project manager assigned until next week and the process could take up to nine (9) months.

Mr. Klann said that this could be approximately a \$20,000 process without any additional work being added.

Kurt Schuller of Brooks Resources explained that they are financially motivated to close this year and are very willing to discuss ways to facilitate this. Initially he is proposing to enter into a separate agreement with Brooks on getting a NFA along with provisions to indemnify the city against any environmental or pollution and could even bond to follow through with a NFA if needed.

Councilor Seley said we should proceed with the city having assurance of a NFA.

Mr. Schuller explained that he does not see this as being a risk and that time is the biggest factor.

Ms. Hudspeth added that based on the additional test results being so low that it is just more of an administrative process.

Mr. Schuller stated that they have met with DEQ to ask them about the process BLM went through and what their opinion was. DEQ responded that it was not a high priority since it is not a high risk site and do not dispute the results of the BLM work done. Mr. Schuller explained he feels confident based on that discussion that a NFA is achievable.

Mr. Forrester suggested to move forward and asked Brooks Resources to draft the agreement as quickly as possible; staff will meet with the bank in the meantime to verify if the property will have to be used as collateral for full faith and credit.

Mr. Forrester advised that once this is done, council can be reconvened next week to discuss in detail.

Council agreed unanimously that this is acceptable.
City of Prineville

Mr. Klann proposed to postpone Resolution No. 1305 from the agenda this evening.

C. Tom McCall Intersection Update – ODOT

Mike Darling, ODOT and Scott Baird, Kittleson and Associates provided a power point presentation that highlighted sources of funding by various partners; progress over the last six (6) months; and results of the roundabout rodeo built to scale at the Deschutes Fairgrounds which was a day long process.

Mr. Baird talked about the reasons the field test was done and had pictures of the many different trucks of various sizes and lengths that participated. The rodeo resulted in some design changes such as increasing width of truck apron, pulling back exit side nose of the splitter island, and modifying design on approach to splitter island.

Councilor Papke left at 7:17 P.M.

Mr. Baird added that there were also cameras on each of the vehicles as they navigated the roundabout.

Mr. Darling explained that they continue to engage the freight industry to work on acceptance of design which is approximately 30% completed.

Mr. Darling shared a 3D video of the conceptual design of the roundabout, explained what is next in 2017, and stated they will be back in six (6) months for another update to council.

There were discussions regarding if there are any issues with not being able to build out due to funding and having an intersection that would not function properly.

Mr. Darling answered that this project is designed in phases allowing it to still function until the whole design is done. With the phased design they can go straight to construction as the money comes in.

Discussions continued regarding the progress of having this project coordinated with FAA, and the coordination with FAA is still underway.

Council Business

A. Reappointment of Planning Commissioners – Phil Stenbeck

Phil Stenbeck, Planning Director referred to the Planning Commission's recommendation to reappoint Ron Cholin and Marty Bailey to the Planning Commission for a four year term that would expire on December 31, 2021.

There were no questions.

Councilor Carr made a motion to approve the Planning Commission's recommendation to reappoint Ron Cholin and Marty Bailey to the Planning Commission. Motion seconded. No discussion on motion. All in favor, motion carried.

**B. Annexing Certain Property into the City of Prineville (PUBLIC HEARING)
– Phil Stenbeck**

Mr. Stenbeck provided the staff report explaining that this is a request from the property owner who would like to annex to hook up to the city water available in the alley. This property is contiguous to city limits, and this has been done in the past with other property owners.

Council President Uffelman opened the public hearing portion of the meeting.

No one came forward.

Council President Uffelman closed the public hearing portion of the meeting.

Mr. Stenbeck said that a resolution will come to council at the next meeting if there is agreement with council.

Council agreed unanimously to have the resolution for annexation.

C. Consideration of a Proclamation – January National Mentor Month– Mayor Roppe

Council President Uffelman referred to the sample proclamation explaining that this would come back as a proclamation at the first meeting in January if approved by council.

Councilor Beebe made a motion to approve the presentation of the proclamation at the first meeting in January. Motion seconded. No discussion on motion. All in favor, motion carried.

Staff Reports and Requests:

A. Manager’s Report – Steve Forrester

Mr. Forester reported: Officer Shane Wilson graduated with honors from DSPPT, received a \$1,000 scholarship and is the third to be recognized for excellence; Sgt. Seymour and Officer Peterson received a \$15,000 grant to complete work for lighted trails and cleaning out of brush; city staff will be attending the jail planning kick off meeting tomorrow; the Finance Department will be interviewing four candidates for the finance position; Public Works has filled the Public Works Technician position with a person that has telemetry and radio experience; we are expecting a significant snow event with between 10-18” and Public Works is ready to go; and if council is okay to cancel the December 27th meeting, we will cancel.

Council agreed unanimously to not have a December 27th council meeting.

B. Abstract of Votes – City General Election Results – Lisa Morgan

Lisa Morgan, City Recorder referred to the Abstract of Votes included in the council packets and read the results into the record.

Councilor Seley made a motion to accept the city general election results as presented. Motion seconded. No discussion on motion. All in favor, motion carried.

Ordinances:

- A. Ordinance No. 1227 – Granting Non-Exclusive Franchise to Crestview Cable (SECOND) – Steve Forrester / Carl Dutli**

Carl Dutli, City Attorney referred to the minor language change in Section 8.1 which was the terms of renewal and why they are shorter than previous due to quickly changing technology.

Councilor Merritt made a motion to approve Ordinance No. 1227 for the second reading. Motion seconded. No discussion on motion. All in favor, motion carried.

Resolutions:

- A. Resolution No. 1305 – Iron Horse Property Transfer - POSTPONED**

Visitors Appearances and Requests:

No one came forward.

Meeting adjourned at 7:48 P.M.

Motions and Outcomes:

Motion:	Outcome	Uffelman	Carr	Beebe	Merritt	Seley	Roppe	Papke
Consent Agenda	PASSED	Y	Y	Y	Y	Y	-	Y
Approve the Planning Commission's Recommendation to Reappoint Ron Cholin and Marty Bailey to the Planning Commission.	PASSED	Y	Y	Y	Y	Y	-	-
Approve the Presentation of the Proclamation at the First Meeting in January.	PASSED	Y	Y	Y	Y	Y	-	-
Accept the City General Election Results as Presented	PASSED	Y	Y	Y	Y	Y	-	-
Ordinance No. 1227 – Granting Non-Exclusive Franchise to Crestview Cable (SECOND)	PASSED	Y	Y	Y	Y	Y	-	-
Resolution No. 1305 – Iron Horse Property Transfer	POSTPONED							

Public Records Disclosure

Under the Oregon public records law, all documents referred to in this session are available at the City's website. www.cityofprineville.com. An electronic copy of the meeting packet is available for download at www.cityofprineville.com/packets. A full annotated voice recording of this meeting is available at www.cityofprineville.com/meetings