

**REGULAR CITY COUNCIL MEETING OF THE CITY OF REDMOND WAS HELD MARCH 25, 2014, IN THE CITY COUNCIL CHAMBERS.**

**COUNCIL MEMBERS PRESENT:** Tory Allman – Joe Centanni – George Endicott – Camden King – Ed Onimus – Jay Patrick

**COUNCIL MEMBERS EXCUSED:** Ginny McPherson

**STAFF PRESENT:** City Manager Keith Witcosky – Assistant City Manager Sharon Harris – City Attorney Steve Bryant – Interim Airport Director Bob Noble – Police Chief Dave Tarbet – Public Works Parks/Facilities Maintenance Supervisor Curt Petersen – City Engineer Mike Caccavano – City Recorder Kelly Morse – Community Development Director Heather Richards – CIS Administrator Sheri Cleveland – Finance/Budget Manager Jason Neff – Airport Security Coordinator Nicole Jurgenson – Public Works Administration Division Manager Annie McVay

**MEDIA PRESENT:** Leslie Pugmire-Hole, Redmond Spokesman – KTVZ – COTV

Mayor Endicott called the meeting to order at 6:30 p.m.

#### **INVOCATION**

Pastor Greg Strubhar, Redmond Christian Church, led the invocation.

#### **PLEDGE OF ALLEGIANCE**

Councilor Patrick led the Pledge of Allegiance.

#### **COMMENTS FROM CITIZENS AT THE MEETING**

Mayor Endicott announced that due to the number of citizens wanting to testify on Ord. #2014-08, the “Ordinances” portion of the meeting will take place prior to the “Public Hearings.”

Citizen Bill Dahl addressed the Council with questions regarding the City’s audit report. City Manager Keith Witcosky stated he and Finance/Budget Manager Jason Neff would be happy to meet with him and answer any questions.

There were no additional comments from citizens at the meeting.

#### **MAJOR REDMOND STREET CONSTRUCTION UPDATES**

City Engineer Mike Caccavano updated the Council on the SW Timber Avenue Water Transmission Main project.

#### **CONSENT AGENDA**

- A. Minutes of February 25, 2014, P.M. Council Meeting (Exhibit 1)**
- B. Minutes of March 4, 2014, Special P.M. Council Workshop (Exhibit 2)**
- C. Minutes of March 11, 2014, Joint Workshop with the Deschutes County Board of Commissioners (Exhibit 3)**
- D. Change Order #1 with Harper Houf Peterson Righellis, Inc. for the Dry Canyon Master Plan (Exhibit 4)**

**Councilor King moved, seconded by Councilor Centanni, to approve the Consent Agenda as presented, motion passed. (Allman=yes, Centanni=yes, Endicott=yes, King=yes, McPherson=absent, Onimus=yes, Patrick=yes)**

## **PROCLAMATIONS**

### **A. Arbor Week (Exhibit 5)**

**Councilor Centanni moved, seconded by Councilor King, to approve the proclamation declaring April 6-12, 2014, as Arbor Week, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

Mayor Endicott read the proclamation declaring April 6-12, 2014, as Arbor Week.

## **PRESENTATIONS**

### **A. Jericho Road, Don Senecal**

Jericho Road representative Don Senecal shared information on Jericho Road, Jericho Table, and the programs they offer. Mr. Senecal thanked the Redmond Police Department and other partners for their continued donations.

Councilor Patrick stated he appreciates what the volunteers with Jericho Road and Jericho Table have done for the community; Councilor Onimus concurred.

### **B. Housing Works, Thomas Kemper**

Housing Works Executive Director Thomas Kemper provided the Council with a presentation on Housing Works while highlighting local housing statistics, strategic objectives, their entrepreneurial approach to service and the affordable housing portfolio. Mr. Kemper shared information on how Housing Works serves veterans, assists vulnerable citizens, and invests in local families, youth, and neighborhoods.

In 2014/2015, Housing Works is preparing for the following:

- Major rehabilitation and refinancing of two Redmond apartment properties
- Development of a 5-plex for developmentally disabled in Redmond
- Construction of single family homes in Redmond with a lease-to-own structure
- Development of a multi-family community in Bend
- Increase PATHWorks graduation rates
- Expand resident service programs
- Institute the Health through Housing program

Mayor Endicott opined Housing Works is a great partner and offers amazing programs.

### **C. Parks Commission Update, Gary Parks, Chair**

Parks Commission Chair Gary Parks provided the Council with a brief annual report on the Parks Commission noting that Census information, state recreation data, and the results of a 2013 city survey help the Commission focus the planning and priorities of park efforts. Mr. Parks added that the City received a tremendous amount of volunteer support from the community on the Hathaway Overlook Park, pedestrian tunnel mural, Earth Day, and Arbor Week.

The 2014-2015 Parks Commission work plan includes the American Legion Gateway, Sam Johnson Park (playground, trail realignment, and tennis courts), and Homestead Trail projects. Planning efforts will include a Parks Master Plan update, Dry Canyon Master Plan, Standardized Amenity Plan, Playground Maintenance Prioritization Plan, and revisions to the Parks Commission code.

Community Development Director Heather Richards provided an update on the Sam Johnson Park Improvement Project and fundraising effort as well as the Dry Canyon Master Planning process.

At this point in the meeting Ord. #2014-07 and #2014-08 were discussed.

## **PUBLIC HEARINGS**

**A. Ord. # 2014-03 – An ordinance amending the Redmond Development Code Chapter 8, Article I, Zoning Standards, to add a new section prohibiting land uses that are in violation of state or federal law. (Exhibit 6)**

Mayor Endicott opened the public hearing.

Long Range Planner James Lewis stated the purpose of Ord. #2014-03 is to provide consistency within the City Code and “applies equally to any and all land uses that violate state or federal law.”

Mayor Endicott shared that he testified before the Urban Area Planning Commission (UAPC) for the purpose of providing historic background on Senate Bill 1531.

There being no testimony, Mayor Endicott closed the public hearing.

**Councilor Allman moved, seconded by Councilor Centanni, to have the first and second reading of Ord. #2014-03 by title only.**

Councilor Onimus opined that restrictive land use laws do “more harm than good” adding that he struggles with the federal government telling Oregon what is best in terms of land use.

**Motion failed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-no, Patrick-yes)**

**Councilor Allman moved, seconded by Councilor King, to have the first reading of Ord. #2014-03 by title only, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

City Attorney Steve Bryant read the first reading of Ord. #2014-03, by title only. The second reading of this ordinance will take place at the April 1, 2014, special meeting.

**B. Ord. # 2014-04 – An ordinance amending the Redmond Comprehensive Plan to add new transit supportive land use policies to Chapter 12, Transportation. (Exhibit 7)**

Mayor Endicott opened the public hearing.

Mr. Lewis explained that Ord. #2014-04 will amend the Comprehensive Plan by adding policies related to transit oriented development. The policy will direct staff to continue interagency coordination, put into place land use patterns and densities, provide transit infrastructure with new development, and create pedestrian connectivity and ADA access. Mr. Lewis clarified that the policy will not provide direction on current or future transit operations, type or level of service, or potential funding. While the UAPC recommended amending the Comprehensive Plan, they determined it was premature to adopt the Transit Master Plan and amend the Transportation System Plan.

There being no testimony, Mayor Endicott closed the public hearing.

**Councilor Centanni moved, seconded by Councilor Onimus, to have the first and second reading of Ord. #2014-04 by title only, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

City Attorney Steve Bryant read the first and second reading of Ord. #2014-04, by title only.

**Councilor Patrick moved, seconded by Councilor Centanni, to approve Ord. #2014-04, roll call vote: Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes, Allman-yes, Centanni-yes, motion passed.**

**C. Ord. # 2014-05 – An ordinance amending the Redmond City Code to add procedures for Code Enforcement Administrative Citations and to clarify week abatement on city lots. (Exhibit 8)**

Mayor Endicott opened the public hearing.

Mayor Endicott stated that staff has requested additional time to consult with legal counsel on this issue.

Mayor Endicott continued the public hearing to the April 8, 2014, Council meeting.

#### **ORDINANCES**

**A. Ord. # 2014-07 – An ordinance amending the Redmond Development Code Section 8.1620, nunc pro tunc, to correct an omission in Ordinance No. 2013-07, and declaring an emergency. (Exhibit 9)**

Mr. Lewis stated Ord. #2014-07 corrects an omission from Ord. #2013-07 by adding SUB04-12 and V04-23 for Carly Meadows Subdivision. The owner/applicant had submitted the required request letter on March 23, 2013; however, when the ordinance was prepared, the two city file numbers were inadvertently omitted.

For the record, Councilor King stated that the owner/applicant in question is his father-in-law.

**Councilor Centanni moved, seconded by Councilor Onimus, to have the first and second reading of Ord. #2014-07 by title only, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

City Attorney Steve Bryant read the first and second reading of Ord. #2014-07, by title only.

**Councilor Centanni moved, seconded by Councilor Onimus, to approve Ord. #2014-07, roll call vote: Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes, motion passed.**

**B. Ord. # 2014-08 – An ordinance of the City of Redmond declaring a moratorium on medical marijuana facilities, and declaring an emergency. (Exhibit 10)**

Mr. Witcosky explained that Oregon Senate Bill 1531, signed into law on March 19, 2014, allows municipalities the ability to regulate medical marijuana dispensaries and impose a moratorium until May 1, 2015. Redmond City Code currently states that business licenses will not be issued to businesses which violate state or federal law.

Mayor Endicott shared that the Council received an email from Redmond resident Johnny Corbin who wrote in favor of the moratorium.

Lois Sweet, Andrew McGloughlin, Ken Matlock, and Robert Apathy, spoke in opposition of the moratorium.

Mr. Dahl spoke in favor of the moratorium; but suggested the Council use this time to educate themselves on the issues and visit with those individuals who suffer and need medical marijuana.

**Councilor Jay Patrick moved, seconded by Councilor Joe Centanni, to have the first and second reading of Ord. #2014-08 by title only.**

Mayor Endicott opined that the federal government should move marijuana from a Class 1 to a Class 2 drug which would allow it to be prescribed by a physician. Mayor Endicott added that as a Council, they took an oath to uphold the U.S. Constitution adding that allowing medical marijuana dispensaries in Redmond would mean violating that oath.

Councilor Centanni concurred with Mr. Dahl and opined that the federal government needs to remove the issue from the political arena and consider what is best for the citizens of this county.

Councilor King concurred as well adding that the moratorium will allow the City time to thoughtfully plan out any administrative processes.

Councilor Onimus stated that drugs already exist and are very readily available to our youth. Allowing medical marijuana dispensaries will not increase drug use among kids, but rather let patients, like Ms. Sweet who depend on medical marijuana, have access through regulated channels versus the black market.

**Motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

City Attorney Steve Bryant read the first and second reading of Ord. #2014-08, by title only.

**Councilor Patrick moved, seconded by Councilor Allman, to approve Ord. #2014-08.**

Councilor King reiterated that passing a moratorium does not mean a dispensary will never open in Redmond. It simply gives the City time to explore the mechanisms needed to administrate dispensaries lawfully and efficiently.

**Roll call vote: Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-no, Patrick-yes, Allman-yes, motion failed.**

The ordinance will come back before the Council on April 1 for reconsideration.

## **ACTION ITEMS**

### **A. Convergent Technologies Contract Extension (Exhibit 11)**

Airport Security Coordinator Nicole Jurgenson requested Council approval of Addendum #2 with Convergent Technologies. The addendum exercises an option to renew the contract for one year, extends the expiration date to June 30, 2015 (which coincides with the City's fiscal year), and includes the following project titles from the original Request for Proposal:

1. Baggage Belt Doors
2. Vehicle Gate Position Switch
3. Pedestrian Gates
4. SRE Building
5. USFS Gate
6. ARFF Station
7. Gate A-2
8. Employee Parking
9. Terminal CCTV

**Councilor King moved, seconded by Councilor Allman, to authorize the City Manager to sign Addendum No. 2 with Convergent Technologies exercising a one-year contract extension for Access Control Systems Service and Maintenance in the amount of \$7,363.00, extending the expiration date to June 30, 2015, and modifying the scope of work to include project titles to be completed contingent upon subsequent budget approval and City Council approval if any project exceeds \$50,000.00, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

### **B. Century West Engineers Contract Addendum 2-A (Exhibit 12)**

Interim Airport Manager Bob Noble requested approval for Addendum 2-A with Century West Engineering for additional design services related to Phase 1 of the Runway 4-22 Rehabilitation Project. In March 2013, the Council approved the original contract for design services; however, in fall 2013, the Federal Aviation Administration (FAA) determined a different runway design would be required. The result of this

determination was an increase in the scope of work for Century West which will be funded by a grant through the FAA in the amount of \$147,928 (93.75 percent) with a local match of \$9,862 (6.25 percent).

**Councilor Allman moved, seconded by Councilor Patrick, to authorize the City Manager to sign Addendum No. 2-A with Century West Engineering in the amount of \$157,790.00, motion passed. (Allman-yes, Centanni-yes, Endicott-yes, King-yes, McPherson-absent, Onimus-yes, Patrick-yes)**

#### **MAYOR'S COMMENTS**

**Mayor Endicott** reported on his participation in a conference call for a subcommittee of the Emergency Preparedness Task Force and described the land use issues coastal communities will face should a tsunami occur.

#### **COUNCIL COMMENTS**

**Councilor Allman** announced that open enrollment for Redmond's high schools closes at the end of March.

**Councilor Centanni** commented on the St. Patrick's Day Festival and thanked the event planners and all those who attended. Diego's Car Show will take place on April 19, 2014. People were encouraged to participate in all of the great events planned in Redmond this year.

**Councilor Patrick** commented on both the Jericho Road and Housing Works presentations noting that as the Council continues decision making they need to consider those residents who are struggling financially. Councilor Patrick encouraged people to register to vote.

**Councilor Onimus** explained that everyone has the ability to change the world if they pick their passion, become engaged, and volunteer.

#### **CITY MANAGER COMMENTS**

Mr. Witcosky had no comments.

#### **ADDITIONAL COMMENTS FROM CITIZENS AT THE MEETING**

There were no additional comments from citizens at the meeting.

There being no further business, the meeting was adjourned at 8:38 p.m.

Prepared by Kelly Morse, City Recorder

APPROVED by the City Council and SIGNED by the Mayor this 22<sup>nd</sup> day of April, 2014.

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/s/ George Endicott  
George Endicott, Mayor

ATTEST:

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/s/ Kelly Morse  
Kelly Morse, City Recorder