

LA PINE CITY COUNCIL - MEETING AGENDA

Wednesday Sept. 12, 2007, 6:45 p.m.

51340 Highway 97, La Pine, Oregon 97739

South County Building – City Hall

1. Call to Order and Establish Quorum
2. Pledge of Allegiance
3. Swear in New City Councilor
4. Citizens Comments
5. Financial Report
6. Cascade Natural Gas Franchise
7. FEMA Resolution #2007-014
8. Transient Room Tax
9. Business License Ordinance
10. City Representative for the Wickiup Junction Interchange Plan
11. Consent Agenda
approval of:
 - d. Minutes
 - e. August 6, 2007 – Work Session
 - f. August 8, 2007 – Regular Meeting
 - g. August 22, 2007 – Special Meeting
 - h. Bills and Invoices
12. Airport Research – Robert Knudtson
13. Accept Deed to Cemetery Property
14. Terms of Employment – City Manager
15. Water & Sewer Agreement
16. Citizens Comments
17. General Council Comments
18. Adjourn

Pursuant to ORS 192.640, this notice includes a list of the principal subjects anticipated to be considered or discussed at the above-referenced meeting. This notice does not limit the ability of the City Council to consider or discuss additional subjects. The meeting is subject to cancellation without notice.

Work sessions and meetings are open to the public and interested citizens are invited to attend. The meetings are public meetings not a community forum; audience participation is at the discretion of the City Council. The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Luana Damerval at (541) 536-1432.

LA PINE CITY COUNCIL - MEETING MINUTES

Wednesday Sept. 12, 2007

51340 Highway 97, La Pine, Oregon 97739

South County Building – City Hall

1. Call to Order and Establish Quorum

The meeting was called to order by Mayor Martinez at 6:50 p.m.

Roll Call as follows:

Councilor Shields
Recorder Damerval
Councilor Daggett
Councilor Jordt
Councilor-elect Linda Maggard
City Attorney Jeremy Green
Mayor Martinez

All present-quorum established.

2. Pledge of Allegiance

The Pledge of Allegiance was led by Councilor Jordt.

3. Swear in New City Councilor

The Official Oath of Office was given by Mayor Martinez, as he swore in new Councilor Linda Maggard.

4. Citizens Comments

Rose Alsbury/La Pine Chamber of Commerce Director- reported that Cycle Oregon was here last weekend. The population in La Pine tripled during this event, and non-profit organizations benefited.

John Taylor-Citizen - reported that the TAG committee will have an issue to be brought to the City Council regarding the prioritizing of the traffic signals. They were advised to wait for the new City Manager to present it to the city.

5. Financial Report

The financial report for the city was given by Recorder Damerval

6. Cascade Natural Gas Franchise

There was discussion about the franchise ordinance not having been read by the attorney yet, and that the council could approve it subject to the attorney review. It was the consensus that all councilors were comfortable with it as it is.

A motion was made by Councilor Jordt to approve the Cascade Natural Gas Ordinance # 2007-5 AN ORDINANCE GRANTING TO CASCADE NATURAL GAS CORPORATION, A WASHINGTON CORPORATION, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE FRANCHISE AND RIGHT TO CONSTRUCT, OPERATE AND MAINTAIN A NATURAL AND/OR ARTIFICIAL GAS DISTRIBUTION SYSTEM IN THE CITY OF LA PINE OREGON.

The motion was seconded by Councilor Daggett.

Votes as follows:

Mayor Martinez - aye
Councilor Shields - aye
Councilor Daggett - aye
Councilor Jordt - aye

Newly sworn in Councilor Maggard abstained, for lack of history.

Motion passed.

7. FEMA Resolution #2007-014

There was no discussion for Resolution #2007-014. A motion was made by Councilor Shields to adopt the Fema Resolution #2007-014. It was seconded by Councilor Daggett.
All ayes-motion passed.

8. Transient Room Tax

Attorney Jeremy Green stated a motion should be made to approve how to disperse the money with the Chamber of Commerce and the Park and Rec. District. A motion was made by Councilor Jordt to approve the dispersement of TRT funds as follows:

- 47 % to the Chamber
- 20 % to the Park & Rec.
- 3 % to the City Tourism
- 30% to the city's general fund

and to authorize legal counsel to prepare documentation. The motion was seconded by Councilor Shields. All ayes - motion passed.

9. Business License Ordinance

City Attorney Jeremy Green advised council that the rough draft will be ready for the next meeting for its first reading.

10. City Representative for the Wickiup Junction Interchange Plan

It was asked of the city to select a city representative for the Wickiup Junction Interchange Project. New Councilor Linda Maggard volunteered for that committee. Mayor Martinez asked City Recorder Damerval to ask for information to date and have it sent to the city.

11. Consent Agenda

approval of:

- a. Minutes
 - i. August 6, 2007 – Work Session
 - ii. August 8, 2007 – Regular Meeting
 - iii. August 22, 2007 – Special Meeting
- b. Bills and Invoices

A motion was made by Councilor Shields to approve the consent agenda. It was seconded by Councilor Jordt. All ayes - motion passed.

12. Airport Research – Robert Knudtson

Bob Knudtson had submitted a letter and a proposed resolution for the city attorney to look over. Mayor Martinez had concerns about the wording in the proposed letter-specifically the word “municipal”. Mayor Martinez entertained a motion that was prepared by the city attorney. Councilor Shields asked for clarity on how the letter will be voted on before the Sept. 21 deadline. City Atty. Jeremy Green clarified that the council will authorize by motion for him to prepare the memorandum and that it will then be prepared with the limitations. Councilor Jordt was concerned with the name of the committee, but stated that it was clarified in the motion.

The motion was made by Councilor Shields to create a citizen volunteer airport research committee which committee will be created for the sole purpose of researching the feasibility of a La Pine airport. If created, neither the committee nor any member of the committee may incur any city costs or expenses, nor may the committee or any member of the committee obligate or bind the city in any form or manner which includes entering into any contracts or agreements. The

committee's duties, responsibilities and limited scope of authority will be described in a memorandum of understanding to be prepared by the city attorney. the memorandum of understanding must be signed by the committee members before commencing its research activities. The city attorney will have the memorandum ready for signatures by Sept. 21, 2007.

The motion was seconded by Councilor Jordt. All ayes - motion passed.

Mayor Martinez stated that he will not sign the proposed BLM letter as written but the council can if they approve of it. He noted the changes that would have to be made. Councilor Shields stated that it sounds like the city is desiring the airport, not the committee, and that the statement sounds like it is binding the city. Bob stated that BLM would have to set aside the land for a government entity. City Attorney Jeremy Green said that he will call Molly Brown from BLM for clarification and asked the council to give Mayor Martinez the authorization to sign a letter that the attorney will prepare to meet the Sept. 21, 2007 deadline. Councilor Shields made a motion to authorize Mayor Martinez to sign the BLM letter to set aside property, subject to council review. It was seconded by Councilor Jordt. All ayes – motion passed.

13. Accept Deed to Cemetery Property

A motion was made by Councilor Daggett to accept the deed to the La Pine Cemetery. It was seconded by Councilor Jordt. All ayes – motion passed.

14. Terms of Employment – City Manager

City Attorney Jeremy Green will call Christine Nelson and go over the contract with her. Mayor Martinez met with Rex Lesueur from Bancorp Insurance about the health insurance and the quotes that were available. Mayor Martinez will get copies for council consensus. City Attorney Jeremy Green will present the contract items to Christine Nelson with approval.

15. Water & Sewer Agreement

City Attorney Jeremy Green is asking for approval of the contracts and an ok to contact their legal counsel. A motion was made by Councilor Jordt to accept the IGA with the City of La Pine and the Sewer District. It was seconded by Councilor Shields. All ayes – motion passed.

A motion was made by Councilor Jordt to accept the IGA with the City of La Pine and the Water District. It was seconded by Councilor Shields. All ayes – motion passed.

16. Citizens Comments

Dan Varcoe- wanted clarity on why the second reading of the Business License Ordinance wasn't going to happen. He was informed that it was basically a new draft, and it will be on next month's meeting agenda.

He asked about the schedule on the TRT draft. The paperwork on the TRT allocations will be signed next week.

Wanda Ziegelasch – asked about the low income housing committee. She was asking what had happened on this. Mayor Martinez advised that he will call Teresa Rozic on this tomorrow.

John Taylor- asked if anybody was working on a transportation IGA with the county and ODOT.

He also commented about the intent TAG committee to ask for consideration of land for the Wickiup Jct. Bypass, and that it would be well to work out the issues of the airport, as they also support that. He also stated that the airport committee may need money for trips and wondered if the city anticipates money to be spent for that. The upper Deschutes River Plan states that property is earmarked for an

airport.

Jim Fleming-stated that when the map was made for the city, that BLM land was already set aside for the future expansion of the city. The city has to request it. He suggested asking Molly Brown of BLM about the time-frame on the use of the property. We will need to get the land into the city first, then the city can decide what to do with it.

It is in the city's best interest to get it as the city's property, then decide what to do with it after that.

Wanda Ziegelasch- asked about the percentage of the TRT distribution, stating that it only adds up to 70%. It was noted that 30% goes to the city's general fund.

17. General Council Comments

none.

18. Adjourn

A motion was made by Councilor Jordt to adjourn. It was seconded by Councilor Shields. All ayes – motion passed. Meeting adjourned at 8:00 p.m.

Mayor Stu Martinez

attest:

City Recorder Luana Damerval