

CITY OF ROGUE RIVER

City Council Minutes

THURSDAY, MARCH 22, 2018

CITY HALL COUNCIL CHAMBERS

CITY OF ROGUE RIVER, JACKSON COUNTY, OREGON

CALL TO ORDER The Regular Council meeting was called to order by Mayor Pam VanArsdale at 7:00 p.m.

INVOCATION Pastor Lucas with the Foothills Chapel delivered the Invocation

PLEDGE OF ALLEGIANCE Mayor Pam VanArsdale led the Council and audience in the Pledge of Allegiance

QUORUM **COUNCIL MEMBERS PRESENT:**

Mayor Pam VanArsdale
City Councilor Bob Pascalar
City Councilor Don Daugherty
City Councilor Mark Poling

COUNCIL MEMBERS ABSENT:

City Councilor Fred England

ALSO PRESENT:

Mark Reagles, City Administrator/Planner
Carol Weir, City Recorder
Mike Bollweg, Public Works Director

A quorum was present and due notice had been published.

APPROVAL OF MINUTES:

MOVED (POLING), SECONDED (DAUGHERTY) AND CARRIED TO APPROVE THE MINUTES OF JANUARY 25, 2018 AND FEBRUARY 22, 2018.

COMMITTEE REPORTS:

Emergency Communications of Southern Oregon (ECSO): City Administrator Mark Reagles reported he and future City Councilor Wayne Stuart attended their meeting where they discussed the budget increase. The increase was based on the City's assessed value putting Rogue River at 4.67% determined, but some Cities were much higher than that, some more than 8%, so the Board set a 3% cap for all Cities. He said they were tossing around the idea of being a 9-1-1 District. He also said that ECSO also but together a new agreement between the Cities along with a new Intergovernmental Agreement.

Finance Committee: City Councilor Don Daugherty reported that they met twice

during the month to review, approve and sign checks during March 2018. He said they signed 55 checks totaling \$83,400.28.

Police Commission: City Councilor Don Daugherty reported that the Chief was still on medical leave and still waiting to know if he would be having surgery and no date for his return. They were putting together the new patrol vehicles as the parts come in.

Mayor Pam VanArsdale asked if any of the vehicles were up and going yet?

City Administrator Mark Reagles said that one vehicle was completed. To save money, once the other two vehicles were completed, they would swap the radios and computers out from the current patrol units. They were hoping that the next two would go quicker.

City Councilor Don Daugherty also commented the department was fully staffed, but, had received word that one of the officers had been offered a job with another local agency. He said they were starting to see an increase in transients but the officers were on top of things.

Middle Rogue Metropolitan Planning Organization (MRMPO): Mayor Pam VanArsdale reported they had discussed Project Stream Lining a computer program that would stream line projects with other agencies that would need to comment. It would allow the group an opportunity to see who would be interested before starting the project along with their comments. Then, they would be working on a unified work plan.

Tree City Committee: Member JoAnn Dixon reported that they were planning a project for permanent tree tags for Palmerton Arboretum Park. They also were continuing their weed abatement along the fence line. They had scheduled work days for both Palmerton Arboretum Park and John F. Fleming Memorial Park. Due to bad weather they had again canceled the pruning class. They were also preparing for the annual Arbor Day Celebration.

NEW BUSINESS:

AGENDA ITEM 1 **Presentation:** Nick Haile, ODF Stewardship Forester - Southern Oregon District to present the City with an award designating the City as a recipient of 35-years as a "Tree City, USA."

Nick Haile, ODF Steward said that the Tree City, USA, program was a community program and 35-years was a great mark for the City. He said he liked seeing communities take part in the program. He presented Tree City Members JoAnn Dixon and Helga Bush with the 35-year Tree City flag, two 35-year stickers for the street signs and the yearly sticker for the wall plaque.

Tree City Member JoAnn Dixon invited Mr. Haile to the upcoming Arbor Day Event being held in Palmerton Park Arboretum in April.

AGENDA ITEM 2 **Appointment:** Consider the appointment of Wayne Stuart to City Council Position No. 3.

MOVED (POLING), SECONDED (PASCALAR) AND CARRIED TO APPROVE THE MAYOR'S RECOMMENDATION TO APPOINT WAYNE STUART TO CITY COUNCIL POSITION NO. 3.

AGENDA ITEM 3 **Oath of Office:** Administer the Oath of Office to City Councilor Wayne Stuart.

City Recorder Carol Weir administered the Oath of Office to newly appointed City Councilor Wayne Stuart and directed him to his seat at the podium.

AGENDA ITEM 4 **Appointment:** Consider the appointment of Ryan Hess to City Council Position No. 4.

MOVED (DAUGHERTY), SECONDED (PASCALAR) AND CARRIED TO APPROVE THE MAYOR'S RECOMMENDATION TO APPOINT RYAN HESS TO CITY COUNCIL POSITION NO. 4.

AGENDA ITEM 5 **Oath of Office:** Administer the Oath of Office to City Councilor Ryan Hess.

City Recorder Carol Weir administered the Oath of Office to newly appointed City Councilor Ryan Hess and directed him to his seat at the podium.

AGENDA ITEM 6 **Appointment:** Consider the Mayor's recommendation to appoint City Councilor Wayne Stuart to be the Emergency Communications of Southern Oregon (ECSO), Rogue River Community Center Liaison and Finance Committee.

MOVED (POLING), SECONDED (DAUGHERTY) AND CARRIED TO APPROVE THE MAYOR'S RECOMMENDATION TO APPOINT COUNCILOR WAYNE STUART TO BE THE EMERGENCY COMMUNICATIONS OF SOUTHERN OREGON (ECSO), ROGUE RIVER COMMUNITY CENTER LIAISON AND FINANCE COMMITTEE.

AGENDA ITEM 7 **Council Bill No. 18-2362; Resolution No. 18-1331-R:** A Resolution authorizing signatures for banking services on behalf of the City of Rogue River, Oregon, and rescinding Resolution No. 13-1252-R.

MOVED (POLING), SECONDED (PASCALAR) AND CARRIED TO ADOPT COUNCIL BILL NO. 18-2362.

AGENDA ITEM 8 **Council Bill No. 18-2363; Resolution No. :** A Resolution authorizing the City of

Rogue River, Oregon, to apply for a Large Development Grant from the Oregon Parks and Recreation Department for developing a new park called Rooster Park and delegating authority to sign the application.

MOVED (PASCALAR), SECONDED (DAUGHERTY) AND CARRIED TO ADOPT COUNCIL BILL NO. 18-2363.

AGENDA ITEM 9 **5-Year Capital Improvement Plan**: Consider the adoption of the 5-Year Capital Improvement Plan for the 2018-2019 budget year as presented by staff.

MOVED (PASCALAR), SECONDED (HESS) TO ADOPT THE 5-YEAR CAPITAL IMPROVEMENT PLAN AS PRESENTED.

City Administrator Mark Reagles commented that a few spelling errors and blank areas needed to be corrected.

MOTION CARRIED TO ADOPT THE 5-YEAR CAPITAL IMPROVEMENT PLAN WITH THE CORRECTIONS RECOMMENDED BY STAFF.

AGENDA ITEM 10 **Liquor License**: A request for a new Oregon Liquor Control Commission Liquor License, On-Premise for Bee Gee's Diner at 500 East Main Street. Applicant: Chelsea Booth.

MOVED (STUART), SECONDED (POLING) AND CARRIED TO APPROVE THE REQUEST AND AUTHORIZE THE MAYOR TO SIGN THE OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE, ON-PREMISE FOR BEE GEE'S DINER AT 500 EAST MAIN STREET FOR APPLICANT CHELSEA BOOTH.

AGENDA ITEM 11 **Liquor License**: A request for a new Oregon Liquor Control Commission Liquor License, Off-Premises, for A-1 Market #12 at 8981 Rogue River Highway. Applicants: Jaquinder Heer and Parminder Kaur.

MOVED (HESS), SECONDED (POLING) AND CARRIED TO APPROVE THE REQUEST AND AUTHORIZE THE MAYOR TO SIGN A NEW OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE, OFF-PREMISES, FOR A-1 MARKET #12 AT 8981 ROGUE RIVER HIGHWAY FOR APPLICANTS JAQUINDER HEER AND PARMINDER KAUR.

AGENDA ITEM 12 **Liquor License**: A request for an Oregon Liquor Control Commission Temporary Use of an Annual License for Cattlemen's Saloon at 108 Depot Street to host a Music Award event on April 20-21, 2018., Applicant: Bill and Jinny Neiswanger.

MOVED (POLING), SECONDED (DAUGHERTY) TO DENY A REQUEST FOR AN OREGON LIQUOR CONTROL COMMISSION TEMPORARY USE OF AN ANNUAL LICENSE FOR CATTLEMEN'S SALOON AT 108 DEPOT STREET TO HOST A

MUSIC AWARD EVENT ON APRIL 20-21, 2018 FOR APPLICANTS BILL AND JINNY NEISWANGER.

Mayor Pam VanArsdale informed the City Council that the Police Department had strong reservations of being able to provide proper coverage during the weekend event. Due to a recent event it caused them to question the ability to protect the community properly. She said it was a battle of the band event that would bring a lot of people to the event. Normally for an event this large the City would have extra staff on duty. If only one officer was on duty and had to go to the jail there would be no coverage in town.

City Administrator Mark Reagles said there had been no issues with the events at the Cattlemen's Saloon in the past. But, since they listed such a large number of people attending the event, the Police Department didn't feel comfortably in committing to the appropriate amount of coverage needed for this size event. Asking for the street to be closed people can move back and forth to other establishments. Even with the Cattlemen's providing more security for their event, it is not going to cover the street and sidewalk traffic. Nor will the other establishments have the extra security on hand. One officer is just not enough for an event that size. A letter received from OLCC stated that at one of recent events the security guards were not DPSST trained. Also, at the same event the City received complaints regarding the loud and continuous noise with music into the late hours of the night. His opinion was to reevaluate the City's requirements for approving these events, such as, certified security, fire, life and safety, occupancy requirements. Had the application come in three months earlier they could have worked with the applicant to make sure they took care of all the issue's.

City Councilor Don Daugherty stated with the verbiage that they intend to raise funds for Rogue Valley Habitat for Humanity doesn't cut it in his mind.

Mayor Pam VanArsdale said, generally Cattlemen's had a cover charge for a local fund raiser so that was something that also needed to be considered during the reviewing process. When they held the fund raiser for the Mural Society, they had blocked off the street for vendors and a band. Nevertheless, when they plan an event of that size, the City needs to know that sufficient law enforcement will be available and safety requirements are in place. This is not giving the City enough time to process their application. The security company that they had listed on their application could not be found on the internet so she had no way to confirm that they were DPSST Certified.

City Councilor Mark Poling stated that he had read the OLCC report and after doing so was his basis for denying the Cattlemen's request.

Mayor Pam VanArsdale commented that because of all the issues which had come up she wished the applicants had been present. She also commented that OLCC

would require the City to give a reason for denying the request.

City Councilor Mark Poling commented that even though OLCC granted them the right to hold an extension of premises it was still up to the City Council to determine the next request for blocking off Depot Street.

MOTION CARRIED TO DENY THE REQUEST.

AGENDA ITEM 13 **Request:** A request from Bill and Jinny Neiswanger to close down Depot Street from 10:00 a.m. to Dusk to accommodate vendors and live music on April 21, 2018, a fundraiser for Habitat for Humanity.

MOVED (POLING), SECONDED (DAUGHERTY) AND CARRIED TO DENY THE REQUEST FROM BILL AND JINNY NEISWANGER TO CLOSE DOWN DEPOT STREET FROM 10:00 A.M. TO DUSK TO ACCOMMODATE VENDORS AND LIVE MUSIC ON APRIL 21, 2018, AS A FUNDRAISER FOR HABITAT FOR HUMANITY.

AGENDA ITEM 14 **Request:** A request from Ryan Allard, Board President of the Evans Valley Community Association to hang a banner across Depot Street for the annual Elk Mountain Highland Games being held on April 28-29, 2018.

MOVED (DAUGHERTY), SECONDED (POLING) AND CARRIED APPROVE THE REQUEST FROM THE ELK MOUNTAIN HIGHLAND GAMES BEING HELD ON APRIL 28-29, 2018.

AGENDA ITEM 15 **Proclamation:** Mayor Pam VanArsdale read a Proclamation declaring Thursday, April 12, 2018 as Arbor Day in the City of Rogue River, Oregon.

OTHER BUSINESS:

Mayor Pam VanArsdale asked the City Council to add two agenda items that needed prompt attention.

MOVED (PASCALAR), SECONDED (DAUGHERTY) AND CARRIED TO ADD TWO NEW ITEMS TO THE AGENDA.

AGENDA ITEM 16 **Request:** A request from the Rogue River Chamber of Commerce to help support creating a Community Map.

MOVED (STUART), SECONDED (PASCALAR) AND CARRIED TO APPROVE THE REQUEST FROM THE ROGUE RIVER CHAMBER OF COMMERCE TO HELP SUPPORT CREATING A COMMUNITY MAP IN THE AMOUNT OF \$1,000.00.

City Administrator Mark Reagles informed the new City Council members that funds

were available through the tourism tax collected. He also commented that the City rents the Kiosk at John F. Fleming Memorial Park for \$1.00 a year to the Chamber of Commerce and donates to the Miss Rogue River Pageant, Downtown Plaza Christmas lighting event and other events that may come up.

AGENDA ITEM 17 Posting No Dogs Allowed Signs: Posting of No Dogs Allowed signs at “Rooster Park”.

MOVED (DAUGHERTY), SECONDED (PASCALAR) TO BAN DOGS FROM ROOSTER PARK.

Mayor Pam VanArsdale commented that the current condition of Rooster Park was deplorable with dog feces and the dog owners were not cleaning up after their animals. Obviously people were not cleaning up after their dogs and with Rooster Crow coming up now was the time to take care of it. Even though there was an Ordinances that allowed dogs in parks on leashes and clean up after themselves this park needed to be posted.

City Councilor Don Daugherty asked if there was an Ordinance banning dogs from parks.

Mayor Pam VanArsdale said it was not spelled out but the City Council had the right to designate banning dogs would fall under the Nuisance Ordinance. She said that staff was going to be mowing the park in preparation for Rooster Crow and she felt sorry for them to have to deal with that.

Tree City Member JoAnn Dixon commented that they had posted signs before Rooster Crow last year but people kept ripping them down. It seemed staff just gave up replacing them. She felt that people assumed it was a park just for their dogs. as discussed during the planning stages the City always intended this park for family and city events.

Mayor Pam VanArsdale said that they would ask the police department to keep an eye on the park and issue warnings to the people who continue using it as a dog park. The word will get out to the community.

City Councilor Don Daugherty asked how it would effect service dogs.

Mayor Pam VanArsdale said it would have no effect on service dogs.

MOTION CARRIED TO POST THE SIGNS BANNING DOGS FROM ROOSTER PARK.

Mayor Pam VanArsdale announced that City Recorder Carol Weir had been with the City for 35-years and presented her with a card and a check in recognition. She

thanked Ms. Weir for all that she did for the City and wished that she would stay for another 35-years but knew that would not be possible.

County Commissioner Colleen Roberts invited the Mayor and City Council to a Flag Raising at the plaza between the Jackson County Courthouse and the jail.

ADJOURN

There being no further business to come before the City Council and upon motion duly made (DAUGHERTY), seconded (PASCALAR) and carried, the meeting adjourned at 7:12 p.m.

ATTEST:

Carol J. Weir, MMC
City Recorder