

Regular Council Meeting of December 1, 2020

Pursuant to Proclamation 20-28 issued by Governor Inslee on March 24, 2020 and further amended, which prohibits in person meetings, this regular meeting was attended only by the Mayor, Councilmembers and staff, as social distancing requirements could be met; call in number was provided to the public.

Present were: Mayor Neal, Councilmembers Naillon, Marthaller, McElheran, Hart and Moser. (Moser via speakerphone). Absent: None.

Meeting called to order at 7:00 pm by Mayor Neal. Pledge of Allegiance given. Copies of the November 17th council meeting minutes were read and approved.

Surplus bid opening; bid results were:

2008 Ford Crown Victoria VIN 2FAHP71V38X158806

- Robert Marcille \$100
- **Brian Thompson \$411**

2008 Ford Crown Victoria VIN 2FAHP71V98X159054

- Robert Marcille \$100
- **Brian Thompson \$411**

2009 Ford Crown Victoria VIN 2FAHP71V19X109640

- Robert Marcille \$100
- **Brian Thompson \$411**

2006 Chevrolet Impala VIN 2G1WS551569427944

- Robert Marcille \$100
- **Brian Thompson \$411**

1996 Ford Ranger VIN 1FTDR15U7TPA55209

- Robert Marcille \$100
- Mike Milholland \$356
- Jason Wildermuth \$405
- **Brian Thompson \$411**

1 – Lift Gate

- **Tim Knight \$75**

2 – SCBA Pumps

- **Brian Thompson \$111**
- Frank Grunert \$31

7 – Compressed Air Bottles

- Mike Milholland \$10
- **Brian Thompson \$56**
- Frank Grunert \$21

2 – Old Fuel Pumps

- Robert Marcille \$20
- **Jason Wildermuth \$205**

1 – Pipe Rodder

- **Frank Grunert \$26**

1 – Sickle Mower

- Robert Marcille \$20
- **Tim Knight \$60**

1 – 10,000 Gallon Oil Heating Tank 3 ph

- No Bids Received

Public Hearing on 2021 Budget. Clerk Denney stated that there have been no changes since the previous meeting; the 2020 budget amount is \$10,208,550 and the 2021 budget amount is \$9,822,000. The 2021 budget will include the completion of the East Lake Water Association Consolidation Project and the Central Avenue street project. Clerk Denney stated that the final budget adoption will take place during the December 15th meeting.

Ordinance #903, extending the Emergency Declaration through March 16, 2021 reviewed. Motion by Naillon, second by Hart that Ordinance #903 be approved; motion carried.

Public Hearing continuation for the Rezone and Text Amendments for 1207 Main Street; Planner Kurt Danison stated that he has talked with Councilman Naillon about his concerns and the hearing needs to be finalized, closed and a decision made on the application. Charles McNeil stated that he is on the line to answer any questions. Planner Danison further explained the proposed change from C2 to I2, which would allow indoor agricultural use; additional options also explained by Danison. Councilman Naillon stated that he continues to have concerns about changing the zone to I2 because of the uses that are allowed in the I2 district; Naillon stated that the I2 zone is not an appropriate zone for the area. Mayor Neal stated that he agrees with Councilman Naillon and the City Council needs to do what is best for the community of Oroville and feels that changing to I2 is not the right move. Councilman McElheran agrees. Councilman Naillon stated that he is not opposed to the proposed use, he is opposed to the zone being changed from C2 to I2, which will allow uses in the downtown corridor that are not appropriate. McNeil stated that they are trying to do what is best to make the use eligible. Planner Danison stated that the C2 zone could be amended to allow the use; discussed further options, which included sending it back to the Planning Commission to work on allowing ag use in the C2 district. Councilman Hart agreed. Councilman McElheran felt that indoor ag is too broad for a use. Mayor Neal closed the public hearing. Motion by Naillon to send the application back to the Planning Commission with the guidance that the zone be left as is, that a special use be included in the C2 zone, use must be located in an existing facility and that any residences located in the C2 zone not be adversely affected by the use; second by McElheran. Motion carried.

Public Hearing continuation for adoption of zoning map; map has been updated to include all annexations. Motion by Naillon, second by Hart that Ordinance #904 be approved adopting the official zoning map for the City of Oroville; motion carried.

Gene Bouma Development / River Oaks updated agreement received, which includes the requested additional language that the City will only be available during regular city business hours for any services rendered. Motion by Hart, second by Marthaller that Mayor Neal be authorized to sign the updated River Oaks / Gene Bouma Development and the City of Oroville Utilities and Sewer Lift Pump Agreement; motion carried.

Planning Commission membership request received for reappointment of Luis Perez to position #1 and appointment of alternate member Heather Marthaller to position #5, as Paul Neir will not be continuing with the Planning Commission. Mayor Neal appointed Perez and Marthaller as requested by the Planning Commission.

Planning Commission memo regarding Mobile Vendors received asking for authorization to move forward on developing conditions and requirements. Councilman Marthaller was concerned about the language regarding fee or donation, as stated in proposed definition 17.08.602 of the sample draft regulations. After reviewing the sample regulations, Councilman Naillon stated that he felt that the scope was too broad for the Planning Commission; Naillon felt that some of the issues addressed in the sample should come from the Council. Planner Danison asked if the Council would like the Planning Commission to begin working on regulations; Council agreed that the Planning Commission should start working on possible regulations.

Ordinance #905 regarding COVID-19 and the City of Oroville not recognizing proclamation 20-25.8 proposed by Mayor Neal; Neal stated that the ordinance came from the City of Mossy Rock. Mayor Neal read the proposed ordinance for consideration. Councilman Naillon stated that the City needs to consider the impact on health care facilities in the area; discussed number of cases and recent deaths in the extended care facility in Tonasket. Naillon further discussed the potential for over capacity of the health care system and stated that he is not sure that this is the right time for the proposed ordinance. Mayor Neal stated that he is not taking the issue lightly, however, the discussions that he has heard has led him to believe that the spread of COVID is not through the businesses and if the businesses are the cause, proof is needed. Councilman McElheran stated that the public needs to take personal responsibility if they are concerned about exposure. Motion by McElheran, second by Hart that ordinance #905 be approved. Those in favor: McElheran, Hart and Moser; opposed: Naillon and Marthaller. Motion carried.

Karen Frisbie stated that the tree lighting ceremony will be moved from December 5th to December 12th.

Motion by McElheran and second by Marthaller the vouchers \$241,816.46, #28242-28255, be paid, manual checks \$4,493.74, Park Account EFT #990467-990468, Checking Account EFT #990446, Checking Account #28135-28136, 28188-28201, be paid, the November 30, 2020 payroll of \$68,455.99, #28202-28241, Direct Deposit Run, EFT #202051-202052, be approved and the meeting be adjourned at 7:45 pm. Motion carried.

Minutes approved _____

Mayor

Clerk