

**MINUTES OF THE CITY OF HEPPNER CITY COUNCIL MEETING
HEPPNER CITY HALL, 111 N. MAIN STREET, HEPPNER, OREGON
7:00 PM March 9, 2015**

NOTE: Where stated "Motion Carried" is considered unanimous, unless otherwise stated.

ATTENDEES:

Mayor, Skip Matthews

City Manager, Kim Cutsforth

Corey Sweeney

Adam Doherty

Dale Bates

John Bowles

Joann Burlison

Rusty Estes

Phil Kuhn, City Attorney

John Bowles

Teresa Bedortha

Absent: Chad Doherty

Members of the Public: Dave Sykes, Sheryll Bates, Jay Keithley, Deanna Koerner and Doris Brosnan.

1. GENERAL BUSINESS.

A. Call to Order. The March 9, 2015 meeting of the City of Heppner City Council was called to order by Mayor Skip Matthews at 7:00 PM.

B. Pledge of Allegiance. Mayor Skip Matthews led attendees in the Pledge of Allegiance to the Flag.

C. Announcements – Agenda additions and deletions - None

D. Correspondence-None

E. Requests

1. Community Accessibility – There was a request from Charles D. Keen to have the Mayor declare July 2015 as "Community Accessibility Awareness Month" in Heppner.

Motion to approve July to be declared Community Accessibility Awareness Month by Corey Sweeney. Seconded by Joann Burlison. Motion Carried

2. Animal Permits - Kacie Gray at 540 Morgan St, Kevin Murray at 275 Rock Street, Kane & Jordan Sweeney at 215 Willow.
These are requests to keep pigs to raise for fair animals for the Morrow County Fair. The animals would only be on the property until the fair.

Motion to approve animal permits for Kacie Gray, Kevin Murray, Kane & Jordan Sweeney by Joann Burleson. Seconded by Teresa Bedortha. Motion Carried

F. Presentations-None

2. COMMUNICATIONS FROM THE PUBLIC.

3. CONSENT AGENDA.

- A. February 9, 2015 City Council meeting minutes.
- B. Monthly Financial Statement
- C. Approval of Monthly Bills

Action: Motion by Joann Burleson to accept the consent agenda. Seconded by Adam Doherty. Motion Carried.

4. REPORTS.

- A. Fire Chief report
 - 1 Chimney Fire
 - 2 Secure Landing Zone
 - 3 Lift Assists
 - 2 Mutual Aid to lone
 - 5 Rural Wildland
 - 21 Chief Calls
- B. Morrow County Sheriff's Department – John Bowles reported 513.5 Deputy hours for February and asked if there were any questions regarding the police report. Skip Matthews asked if they had received a higher number of suspicious activity calls lately. John said that they have had more of those type of calls, people are looking out for each other and reporting things that look out of the ordinary.
- C. Public Works. Chad Doherty reported the following:

Water Dept. – Replaced the water meter at the High School ball fields. Installed two new residential water meters.

Sewer Dept. – Cleaned the contact basins at the Sewer plant. Finished the Biosolids and recycled water report For DEQ. Cleaned the Sewers on Cannon Street and TV'd a trouble spot. Had Bill Greenup spray the Sewer plant and City yard with ground sterilant.

Streets Dept. – Swept streets on multiple days. Fixed a broken hydraulic line on the street sweeper. The City set up a speed trailer in various spots around town. Hung up the St. Patrick's banners. Hauled off spoils for the City yard. Brought gravel to Kirk Alley and August St. to put in pot holes.

Parks Dept. – Fixed three benches at the Kids Park. Replaced a vandalized paper towel dispenser at City Park.

Other – Painted the City Hall doors. Public Works put in electrical and water lines for the food court project. Kim has started the City of Heppner Facebook page, and at last count we had 390 likes. Please check out the page and pass it on to others. It is a great way of communicating, not only for City Hall and Public Works but for the public to communicate with us.

D. City Manager. Kim Cutsforth reported the following:

1. We continued to work on the Medical Marijuana Zoning Ordinance. There was a public notice for the Planning commission meeting where they discussed zoning changes, also a public notice to announce an Ordinance amendment for the Council.
2. Tarina and I prepared recommendations to amend the rate structure for multiple residences on a single meter, and possibly adding other facilities. We met with the Utilities Committee. It was determine that RV Parks with long term rentals would be charged the same as multiple residences on a single meter. All other facilities and charges will remain unchanged.
3. We have continued to meet with the Sheriff's office to address the increase in criminal activities and ways to combat this. The Sheriff's office has targeted the issue and appears to have had an impact on crimes. I have continued with nuisance abatement issues.
4. Prepared and published a request for proposal for engineering services for the design and construction of the new Fire Hall. We had a non-mandatory pre bid meeting with three engineering companies attending and several additional contacting us for information.
5. Retardant he Fire Hall – I followed up with the title company, the County and the County Planning Department and the County surveyor. The County has agreed to greatly reduce the fees associated with this project. I continue to research funding sources. We will most likely need to attempt a bond measure.
6. I am working with ODOT on a pre-grant application for funding to update our Transportation Systems Plan.
7. The Staff continued to paint City Hall.

8. Judy and I attended the CIS Conference in Portland. This conference is an opportunity to receive training in Human resource management and risk management. Attendance also reduces our insurance premiums.
 9. I prepared the 2015 Budget Calendar that is included in the Council Packet.
- E. Planning Commission – the proposed Medical Marijuana Dispensary Zoning Ordinance was approved at the Planning meeting. This is separate from Recreational Marijuana as that is still in Oregon Legislation.

5. PUBLIC HEARINGS

- A. Ordinance 576-15, An Ordinance amending zoning code 11-5-2 to allow Medical Marijuana Dispensaries and grow facilities as a Conditional Use in a Commercial and Industrial Zone and setting criteria for time, place and manner restrictions for these facilities.

Open Public Hearing at 7:20

Jay Keithley asked about existing Medical Marijuana grown in Heppner and if this Ordinance will affect them. Kim said that these existing grows are separate from this Ordinance and for personal use by current card holders. Doris asked about the time, place and manner in the Ordinance. Skip explained that the State law says that they must be at least 1,000 feet from Public Schools. The City has extended this to include Public and Private Schools, day care facilities, public pools, libraries, parks or play grounds. These will be allowed as a conditional permit which will need to go through the Planning Commission on an individual basis. Doris then asked about manner restrictions. Skip said that this means that no product may be used on the site. Also a grow facility cannot be located on the same lot as a dispensary. Adam Doherty asked why the City had scaled back from a 1,500 foot radius. Skip said that the 1,500 foot radius had effectively ruled out the entire City limits. Adam asked if adding the other facilities to the restrictions would leave the City open to legal litigation. Phil said that the state has allowed the Cities to impose reasonable restrictions in the City limits but not to make it illegal. Dale Bates asked why the map did not include the Fairgrounds. Skip explained that the Fairgrounds is County property and that Morrow County has decided to ban it completely. Also the surrounding area is residential where it is not allowed by state law anyway.

Close Public Hearing at 7:31

Skip asked if there were any comments or questions from the council members. There were none. Skip then asked Kim what happens if there was not a motion for this Ordinance. Kim said that this would mean that State law would be in effect for Heppner.

Action: Motion to approve Ordinance 576-15, An Ordinance amending zoning code 11-5-2 to allow Medical Marijuana Dispensaries and grow facilities as a Conditional use in a Commercial and Industrial Zone and setting criteria for time, place and manner restrictions for these facilities by Joann Burleson. Seconded by Dale Bates. Motion Carried

6. BUSINESS

A. OLD BUSINESS - None

B. NEW BUSINESS- None

7. MINUTES OF COMMISSION MEETINGS. For information only

8. REPORT FROM CITY ATTORNEY. There are no new problems or issues.

9. REPORT FROM MAYOR, CITY COUNCILORS. None

10. ADJOURNMENT. Meeting adjourned at 7:39 PM.