

**UMATILLA CITY COUNCIL MEETING
AGENDA
COUNCIL CHAMBERS 700 6TH STREET, UMATILLA, OR 97882
JULY 19, 2022
6:00 PM**

1. **MEETING CALLED TO ORDER**

2. **ROLL CALL**

3. **PLEDGE OF ALLEGIANCE**

4. **CITY MANAGER REPORT**

4.a [Parks and Recreation Semi-Annual Report](#) *Suggested Action: You can click [here](#) to view the semi-annual Parks & Recreation report.*

4.b [Police Department Quarterly Report](#) *Suggested Action: Discussion only. Click [HERE](#) to view the report.*

5. **CONSENT AGENDA**

5.a [Minutes](#) *Suggested Action: Approval*

6. **NEW BUSINESS**

7. **DISCUSSION ITEMS**

7.a [Utility Easement Discussion](#) - The City has received a request from Windwave Technologies, Inc., to grant a easement for conduit and fiber optic cable and right of way, including the right to ingress and egress. The request is for a 10' wide easement along Beach Access Road on City owned property. *Suggested Action: Discussion Only*

7.b [Psilocybin Discussion](#) *Suggested Action: The State passed Measure 109 in 2021 which creates a new psilocybin (mushrooms) program for manufacturing, selling, and administering psilocybin products. That law goes into effect January 2, 2022. State Administrative Rules allow local governments a one-time opt-out option, if they so desire, through placement of a ballot initiative through the November 2022 general election.*

We will discuss Council's desire to have staff bring back a draft referendum for consideration to take action at their August 2, 2022 Regular Meeting.

8. **RECESS TO EXECUTIVE SESSION**

9. **EXECUTIVE SESSION**

9.a [Executive Session - ORS 192.660 \(2\)\(e\)](#) authorizes the executive session to consider a real property transaction. *Suggested Action: None.*

10. **ADJOURN**

This institution is an equal opportunity provider. Discrimination is prohibited by Federal law. Special accommodations to attend or participate in a city meeting or other function can be provided by

contacting City Hall at (541) 922-3226 or use the TTY Relay Service at 1-800-735-2900 for appropriate assistance.

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title: Parks and Recreation Semi-Annual Report	Meeting Date: 2022-07-19
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Department: Parks & Recreation	Director: Chris Waite	Contact Person: Chris Waite	Phone Number:
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Cost of Proposal: None	Fund(s) Name and Number(s): N/A
Amount Budgeted: n/a	

Reviewed by Finance Department: No	Previously Presented: n/a
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Attachments to Agenda Packet Item:

[Parks and Recreation Semi Annual Report 2023.pdf](#)

Summary Statement: You can click here to view the semi-annual Parks & Recreation report.
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Consistent with Council Goals: Goal 4: Increase Public Involvement, Create a Culture of Transparency with the Public, and Enhance Cultural Diversity.

Park & Recreation Semi-Annual Report

Fiscal Year 2022-2023

I'm pleased to present the Parks and Recreation Semi-Annual Report. Previously, Parks and Recreation was a division under the Community Development Department which already reported on 2022 first quarter programs. This report will focus on Parks and Recreation programs from quarter two (April-June) of 2022 as well as upcoming programs and services.

Chris Waite
Parks and Recreation Director

New Staff Introductions



Noemy Vega-Recreation Coordinator

Noemy was born in California and lived there until she was in middle school. Then her family moved to Oregon, and she has been here since. She graduated from Linfield University with a B.A. in Studio Arts. Right after graduating, she worked in the Financial Aid office. She has been back in the area for a little over a year and is excited about the new career path she is starting on in Parks and Recreation.

Luke Romero-Recreation Coordinator

Luke has a Bachelor degree in Organizational Communication and a Master's degree in Business Administration. He has lived all over the northwest; Oregon, Washington, Idaho, and Nevada. He has a diverse work history, from mine engineering at the second largest gold mine in North America to Walmart Distribution Logistics Management. Now, his true passion is Parks and Recreation. Luke is married to a very supportive wife; together, they have two boys, Magnus age four, and Tiberius age two. As a family, they love community involvement and are committed to serving others. Luke is thankful to have become part of the team here in Umatilla.



Chris Waite-Parks and Recreation Director

Chris has been working in parks and recreation for 17 years. Most recently, he was a park and cemetery supervisor for the City of Billings, MT. He also worked as a community outreach/volunteer coordinator and a recreation director. Chris has a Bachelor's Degree in Fine Art and a Master's in Public Administration. He loves, supports, and enjoys this field of work. His wife and three adventurous kids complete his family. He is very enthusiastic about the opportunity to work for the City of Umatilla.

Recreation Activities

Flashlight Easter Egg Hunt



Annual Flashlight Egg Hunt was a hit as usual. Approximately 200 people attended.

Arbor Day Celebration



The City of Umatilla has been recognized as a Tree City USA for the 4th year in a row! The City observed Arbor Day as a requirement for bringing awareness to the importance of trees. Staff and volunteers planted about 10 trees at Nugent Park.

Community Camp Out



As a new program, the Community Camp Out was a success. Approximately 10 families came and enjoyed free dinner and camping.

Mother's Day Brunch



This year was the first Annual Mother's Day brunch. The event celebrated mothers with a breakfast and apron painting.

Fishing Derby



The annual Fishing Derby was a success! Tillamook provided 20 volunteers to help with the event. ODFW stocked the pond with over 200 fish.

NFL Flag Football



The second season of Flag Football went well. Participants look forward to the program running again next year.

Father's Day BBQ



The Father's Day BBQ event included yard games and fun for the whole family with a bounce house. Pulled pork sandwiches were provided in addition to hot dogs, chips, drinks, and ice cream.

Fishing Camp



Fishing Camp was a three-day event where children 6-11 years old were taught the basics of fishing. The children were allowed to take the fishing poles and tackle boxes home at the end of the event. Eighteen youths registered and participated in the camp.

Saturday Market



Umatilla Saturday Market is a craft and vendor event hosted by the City every Saturday between 8:30 a.m. and 12:30 p.m. from June 11th until September 10th. In order to garner more attention, a bounce house, free face painting, and rotating free food for the community have been integrated into the event.

Movies in the Park



Movie Night in the Park is scheduled for Friday nights at dusk throughout the summer. The first movie night took place on July 8th with a showing of Ghostbusters Afterlife. Participants are encouraged to bring their own chairs and blankets while popcorn and drinks are provided.

UMATILLA LANDING DAYS

After a hiatus due to COVID-19 restrictions, Umatilla Landing Days was another success in 2022. The two-day event featured a parade, 3x3 basketball tournament, craft vendors, kids activities, a salsa competition, fireworks, community performances, and live music. The main act, Vixen, closed out the stage Saturday Night. Participation was strong throughout the event. The entire City of Umatilla staff was very involved in the planning and execution of the event. It was a herculean effort by all and an excellent example of teamwork.





Looking Ahead

In the next few months, the Department looks forward to implementing a variety of new Parks and Recreation Programs, including art camps, nature/survival camps, kayaking/paddle boarding events, and more. Additionally, the Marina & RV Park and the Golf Course will complete the transition to the new Department. Department staff will begin preparation for a community garden program. Lastly, the Parks and Recreation Department will continue to work closely with the Community Development Department to write and execute grants for park-related projects.



PARKS & RECREATION SEMI-ANNUAL REPORT

www.umatilla-city.org

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title: Police Department Quarterly Report	Meeting Date: 2022-07-19
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Department: Police	Director: Darla Huxel	Contact Person: Darla Huxel	Phone Number:
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Cost of Proposal: NA	Fund(s) Name and Number(s): N/A
Amount Budgeted: NA	

Reviewed by Finance Department: No	Previously Presented: NA
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Attachments to Agenda Packet Item:

[Police Dept 4th Quarter FY21-22.pdf](#)

Summary Statement: Discussion only. Click HERE to view the report.
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Consistent with Council Goals: Goal 4: Increase Public Involvement, Create a Culture of Transparency with the Public, and Enhance Cultural Diversity.

POLICE DEPARTMENT

QUARTERLY REPORT

Fourth Quarter, Fiscal Year 2021-2022
April 1, 2022 - June 30, 2022

Greetings,

Here is the quarterly report for the Umatilla Police Department for FY 2021/2022 fourth quarter. There are several items I want to bring to you in this report and, for ease of navigation, I have categorized them.

UNIFORMS: We will have a new look starting in August. Our French Blue uniform shirts are nearly impossible to get in a timely fashion due to supply issues. We will be going to a dark navy shirt and vest carrier. This will be a significant change for us since we have had the same color since before I started in 1996. I have always liked the lighter blue shirt but the change is necessary.

PATH PROJECT: As the City becomes more active with this project, be aware that I have been in contact with my counterparts in our partner law enforcement agencies. We have generally discussed the law enforcement role and security issues of this project. As we progress, I intend on keeping our partners advised and bring forth to the project manager any concerns or recommendations that may arise.

FIREWORKS: We made it through the Fourth of July fireworks season without any major fires - something that was at the forefront of our minds. I can tell you that to me, it seemed like there were a lot more fireworks going off this year than in previous years. I was surprised to learn that only 11 complaints were called in from July 2-4. Later in this report, I discuss the dangers of illegal fireworks.

TRCI TABLETOP EXERCISE: In June, we were invited and participated in an emergency tabletop exercise at Two River's Correctional Institute. Several local agencies attended the event which allowed us to review emergency procedures and learn about available resources. We will continue to participate in these emergency exercises as they present themselves in the future.

WOMEN'S SAFETY SUMMIT: We will be hosting a Women's Safety Summit this fall. This is an event that we presented several years ago. It is based on the concept of "women teaching women" on coping/survival skills on a variety of topics. There will be a series of classes in the later part of August and September that will not only address personal safety (defensive tactics and situational awareness) but also cover wilderness survival techniques, financial safety, home improvement and basic automotive repair. We will also have a firearms concealed carry class that will include a weapons familiarization section. Pre-registration for this class will be required because priority will be given to Umatilla residents. Keep an eye out for the specific information that will be released starting August 1st.

SCHOOL SAFETY: Following the tragic Texas school shooting, I have been asked several times about what UPD's response would be if we had a similar situation and the answer is short - we're going in! All of our prior training and current philosophy on active shooter response is to immediately engage and neutralize (stop) the threat (shooter). We continue to train for these types of scenarios in our annual and regular training events.

Darla Huxel
Chief of Police
Huxel@umatilla-city.org

Umatilla Police Department Activity Summary

Patrol

During the fourth quarter of FY21/22, calls for service/self-initiated activity increased to 700 calls from 621 during the fourth quarter of FY20/21.

The average response time during this quarter decreased compared to last years fourth quarter time. The average time per incident showed a decrease from last years fourth quarter time.

	<u>FY21/22</u>	<u>FY20/21</u>
Total Dispatched Incidents	700	621
Average Response Time	6:56	8:21
Average Time per incident	41:23	46:55

Staff Meetings

During the fourth quarter of FY21/22, regular staff meetings and Supervisor meetings were conducted on April 11 and June 6th. No staff meeting was held in May due to our annual training schedule.

Training

This quarter includes our annual, multi-agency training that involved Morrow County Sheriff's Office, Boardman Police Department, Stanfield Police Department as well as our staff. This training format is conducted so that the majority of the state required training is complete and that we have an opportunity to train with our partner agencies. The total training hours during this quarter for all UPD department personnel was approximately 554.5 hours. This number does not reflect different policy refresher training that is included in our monthly staff meetings. Topics during staff meetings include areas such as high risk/low frequency issues, mandated annual topics such as harassment in the workplace and case reviews or debriefing of officer involved incidents.

Fourth quarter FY21/22 training included:

- Firearms = 48
- Use of Force = 12
- Defensive Tactics = 48
- Child abuse investigations = 60
- Legal updates = 68
- Crime scene investigations = 32
- Fraud investigations = 32
- Mental health = 34
- Ethics = 36
- Laser Shot scenerios = 36
- Confrontational simulations = 104
- ARIDE = 16
- Intoxilyzer 8000 = 4
- LEDS = 2
- Notary certification = 3
- PREA = 7.5

- Policy Updates = 12

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Reserve Officers

The Sergeants have completed developing a basic academy for Reserve Officers. The addition of two Reserve Officers was put on hold until this training was in place. Our Reserve Academy will begin in July and will continue through September. The testing and checks for Reserve Officers are the same used for hiring any full time officer and we have made two offers pending their thorough background check and testing.

School Resource Officer Activities

- April Events – SRO Wilson did 12 presentations at the High School on alcohol abuse and texting and driving. He arranged for the crash cars to be at the schools and provided some fun events associated with the presentations. Officer Wilson gave 22 warnings near McNary Elementary to students and adults for not using the crosswalks. There were three criminal cases that Officer Wilson handled at the schools and two school related traffic citations issued.
- May Events – SRO Wilson did 12 presentations at the High School on the dangers of vaping and two presentations on women and men in law enforcement as a career. There were three criminal cases that were handled by Officer Wilson. He gave 14 warnings to students and parents not using the crosswalk and issued one citation for speeding in a school zone. Officer Wilson also participated in eight home visits with the elementary Vice-Principal.
- June Events – SRO Wilson did seven presentations at the Middle School on the dangers of vaping. There were three criminal cases handled by the SRO.

SRO Officer Wilson attended at least one ATM meeting per month. These meetings are held with school administrative staff and provides an opportunity to exchange information on school related issues.

Juvenile Activity

During the fourth quarter of FY21/22, calls involving juveniles increased from fourth quarter FY20/21 from 22 to 23. Cases/incidents involving juveniles include all juvenile complaints/contacts, runaways and minor in possession of alcohol or tobacco. Some of these cases/incidents are referred to our Community Accountability Board (CAB) which generally will see cases/incidents for first time offenders of violations or misdemeanor classed crimes. New legislation has passed that will have an impact on the juvenile numbers in the future. Cases involving MIP tobacco/vaping and failing to supervise associated with truancy will not be included in future reports. There were 13 referrals to the CAB during this quarter of FY21/22.

Sex Crimes/Registrations

- There were a total of eight sex crimes/sex offender registrations reported this quarter showing an increase from the five in fourth quarter FY 20/21.

Traffic Infractions

- During the fourth quarter of FY21/22, we conducted 402 self-initiated traffic stops/traffic complaints. As a result, 162 traffic citations were issued, which resulted in a traffic infraction citation being issued approximately 40% of the time. This figure includes both criminal and non-criminal traffic infractions.
- The implementation of our E-ticketing process is in place and the patrol officer's are learning this new, streamlined system.
- There was one special enforcement crosswalk operation during this quarter.

Traffic Citations

During the fourth quarter of FY21/22, there were 162 traffic citations issued and 237 warnings given compared to 339 citations issued and 672 warnings given in the fourth quarter of FY20/21. Offenses that are tracked include:

- Speed
- Traffic Control Devices
- Insurance/Registration
- No Operators License
- Driving While Suspended

- Equipment violations

Traffic Crashes – Fourth quarter of FY21/22 indicates a increase from fourth quarter of FY20/21 from 32 to 39.

Person Crimes/Incidents - Fourth Quarter Comparisons.

FY21/22	FY20/21
67	68

Property Crimes/Incidents - Fourth Quarter Comparisons.

FY21/22	FY20/21
101	108

Arrests - Fourth Quarter Comparisons.

FY21/22	FY20/21
46	103

Other Notable Items of Interest

Office Administrator workload – In addition to the daily dispatching duties, our office personnel completed 81 records requests. These requests can be complicated and time consuming to complete. Statutorily, we are required to acknowledge requests and complete requests within certain time constraints. This means that record requests are at a higher priority than other tasks that involve our Office Administrator. Additionally, our Office Administrator recently completed the requirements for certification to become a Notary.

Using our automated fingerprint system, we completed nine fingerprint requests from the public this quarter. This process has been streamlined and has reduced the submission times by providing an electronic alternative.

Mental health – Officers continue to have contact with persons who are having mental health issues or are in crisis. Our FY21/22 number for calls dealing with mental/suicidal subjects have increased from FY20/21 fourth quarter from 16 to 20. Community Counseling Solutions has been a positive change. They are in the process of hiring personnel who would be available to respond directly with the Officer on scene either by phone or in person. We will continue to work with them in providing the best possible outcomes for those who are experiencing a mental health crisis.

Summary of Offenses

A review of the offenses from this fourth quarter compared to last fourth quarter shows an overall decrease in activity. We saw increases in burglary, domestic violence/VRO, fraud/forgery, robbery and UUMV/UEMV cases. We saw decreases in abuse, assaults, criminal mischief, drug activity, DUII, harassment/stalking, menacing, thefts and trespass.

Property crimes saw an overall decrease this quarter compared to FY 20/21 fourth quarter from 108 to 101. The largest increase was in burglary with 12 calls.

Person crimes saw an overall decrease this quarter compared to FY 20/21 fourth quarter from 68 to 67. The largest increase was in domestic disturbance/violation of restraining orders with 40 calls, up from 36 in last years fourth quarter.

Overall arrests decreased this FY 21/22 quarter from 103 to 48 compared to fourth quarter FY 20/21.

Snapshot All Offenses Q4 FY21/22		Snapshot All Offenses Q4 FY 20/21	
Offense	Amount	Offense	Amount
Abuse	4	Abuse	5
Assaults	7	Assaults	8
Burglary	12	Burglary	1
Criminal Mischief	10	Criminal Mischief	16
Domestic Disturbance/VRO	40	Domestic Disturbance/VRO	36
Drug Activity	2	Drug Activity	10
DUII	3	DUII	9
Fraud/Forgery	9	Fraud/Forgery	2
Harassment/Stalking	15	Harassment/Stalking	18
Kidnapping	0	Kidnapping	0
Menacing	0	Menacing	1
Robbery	1	Robbery	0
Thefts	24	Thefts	31
Trespassing	34	Trespassing	35
UUMV/UEMV	7	UUMV/UEMV	4
Warrants	12	Warrants	58
Total	180	Total	234
Assists	89	Assists	111
Person Crimes		Property Crimes	

Use of Force Review Committee

The Use of Force Review Committee was established in January 2021. The role of the committee is to review the use of force incidents that the police department is involved with on a quarterly basis. This not only provides transparency, but will also allow an outside view of the police department policies and practices and how they are applied. The committee is comprised of the Mayor, two City Council members (Police Committee), the City Manager, the police Lieutenant and two citizen volunteers.

In this last quarter, UPD had a total of four use of force incidents for the months of April (1), May (2) and June (1). Three of the incidents involved pointing a firearm - two as a result of vehicle pursuits and one involving a burglary in progress. The other incident involved the application of a control hold in the course of arresting a person for an outstanding warrant.

Included in the report to the committee, UPD supervisory personnel were involved with a total of 12 hours of training in the use of force. During our annual training in May, department personnel completed 48 hours of firearms training, 48 hours of defensive tactics training, 36 hours of Laser Shot training (virtual simulations) and 104 hours of confrontational simulation training (live training using simulation ammunition).

Code Enforcement - Property



This Photo by Unknown Author is licensed under CC BY-ND

In this last quarter, we responded to 126 property calls with the majority involving weeds and/or overgrown vegetation. Please maintain your property by keeping the weeds mowed and do your part in helping to reduce potential fire hazards.

Code Enforcement - Animals



In this last quarter, we responded to 84 animal related calls, the majority of which involved dogs running at large or excessive barking.

As the weather gets hotter, please be kind to your pets by keeping them out of the hot sun and vehicles and keep them well hydrated. Dogs are required to be on a leash when not on your personal property.

Code Enforcement - Vehicles



This Photo by Unknown Author is licensed under CC BY-SA

In this last quarter, we responded to 68 vehicle calls with the majority involving parking complaints. Trailers, RV's and boats are not allowed to be parked on the street and could be subject to towing - avoid Mater and keep them off the streets.

Water Safety Tips



This Photo by Unknown Author is licensed under [CC BY-SA](#)

Water Safety Tips

As the weather gets warmer, there will be more opportunities to enjoy the many water related activities available in our area. If you are going to be out on the water, please wear a **life jacket**. Water rescue people will tell you - rarely do we recover drowning victims that have **life jackets** on!

According to the Oregon Marine Board, Oregon had 19 recreational boating fatalities in 2021 and also offer this advice: Boaters need to make sure they have the necessary skill and required equipment for the waters they enter. While accidents happen for a variety of reasons, 85-90% or more of fatalities could be prevented if the victims wore **life jackets**. The annual statistics illustrate this point very well.

We want you to enjoy our waterway opportunities. Through our Parks and Recreation Department, you can rent paddleboards and kayaks for personal use. The following safety equipment is required per the Oregon Marine Board:

- **Wearable life jacket:** *Sailboats less than 16 feet in length and all paddlecraft (canoes, kayaks, paddleboards) need to carry properly-fitting, US Coast Guard approved wearable **life jacket(s)** for each person on board and the **life jacket** must be readily accessible. All children 12 and younger are required to wear a **life jacket**.*
- **Sound devices:** *A boat less than 39 feet 4 inches long, must carry a whistle or a compressed air horn. It's easy to attach a whistle to a **life jacket**! Both are required equipment.*
- **Navigation lights:** *Required only when underway or at anchor between sunset and sunrise and during periods of restricted visibility.*

The problem with Fireworks



This Photo by Unknown Author is licensed under [CC BY-NC-ND](#)

Hazardous Conditions for Fireworks

Each year we celebrate the Fourth of July with community parades, picnics, barbeques and fireworks - the things that bring happy memories. Sadly, it also brings tragic events and injuries resulting from the use of illegal fireworks that can be both traumatizing and harmful to children, animals and a growing number of war Veterans who deserve our loyalty the most.

Aside from the danger (both legal and personal) of exploding illegal fireworks, there is a huge risk of fire and property damage. According to the National Safety Council, fireworks start an average of 18,500 fires each year, including 1,300 structure fires, 300 vehicle fires and nearly 17,000 other fires.

Legal fireworks may be purchased only from Oregon permitted fireworks retailers and stands. Oregon law forbids possession, use or sale of fireworks that fly, explode or travel more than six feet on the ground or 12 inches in the air. Bottle rockets, Roman candles and firecrackers are **ILLEGAL** in Oregon.

In the City of Umatilla "it is unlawful for any person to sell, offer for sale, expose for sale, possess, use, explode or allow to be exploded any fireworks except as permitted under the provisions of ORS 480.111 through ORS 480.165". Anyone who uses fireworks that cause damage may be required to pay for any resulting fire or other damages. Parents are liable for fireworks-caused damage by their children. Costs may include assessed fines as well as the cost of suppressing firework-caused fires.

With the dry weather, it is definitely a tinderbox for starting a fire with fireworks so please refrain from their use.

For more information on water safety, visit the Oregon Marine Board website.

UPD Employee Highlight

Lt. Keith Kennedy has been in law enforcement for approximately 28 years starting as a Reserve Officer with Hermiston Police Department. He became a full time Police Officer with Umatilla in July 1995 and progressed up the ranks to Sergeant in 1999 to his current position of Lieutenant in 2005.

During his tenure in the police department, he has achieved all certifications obtainable through DPSST, receiving his Executive Certification in 2020. Lt. Kennedy is also a Field Training Officer, Firearms Instructor and a Confrontational Simulations Instructor. Because of this vast training, he is responsible for managing our annual, multi-agency training. He has been at the forefront of bringing training not only to our agency, but our other community partners in the areas of active shooter and school safety response.

Lt. Kennedy is a Umatilla High School graduate and was in the U.S. Coast Guard from 1987-1993. He and his wife live in Umatilla, have three grown children and are currently reaping the benefits of being active Grandparents.



Umatilla Police Officers' Association Activities

The Umatilla Police Officers' Association continues to be actively involved in events, sponsorships and activities. During this quarter their involvement included:

- Donation to the Conrad Skinner Memorial
- Donation to Umatilla High School - FCCLA

The UPOA's annual golf tournament was held on June 11th at Big River Golf Course. "The hunt fore a good time!" was the theme for the 10th year of the event and several people showed up in camo and came out for a good time. A big shout out for our corporate sponsors: City of Umatilla, Utalla Pilots, Burns Mortuary, Hattenhauer Distribution, Columbia Harvest Foods and Umatilla Self Storage/Boardman Lock and Key.

Our golf tournament is the only fund raiser that we host in order to provide sponsorships to local youth programs and scholarships to Umatilla High School graduates. Over the past 10 years, we have been able to provide approximately \$8,500.00 in scholarships alone!

Save the date for next year - **June 10, 2023** - for UPOA's annual golf touorney!



POLICE DEPARTMENT QUARTERLY REPORT

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CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

Minutes

Meeting Date:

2022-07-19

Department:

City Administration

Director:

David Stockdale

Contact Person:

Nanci Sandoval

Phone Number:

Cost of Proposal:

NA

Fund(s) Name and Number(s):

N/A

Amount Budgeted:

NA

Reviewed by Finance Department:

No

Previously Presented:

NA

Attachments to Agenda Packet Item:

[CM 07052022.docx](#)

Summary Statement:

Approval

Consistent with Council Goals:

Goal 4: Increase Public Involvement, Create a Culture of Transparency with the Public, and Enhance Cultural Diversity.

**CITY OF UMATILLA
COUNCIL MEETING
July 05, 2022**

1) MEETING CALLED TO ORDER

Meeting called to order by Mayor Dedrick called the meeting to order at 7:01 p.m.

2) ROLL CALL

PRESENT: Mary Dedrick, Corinne Funderburk, Daren Dufloth, Leslie Smith, Ashley Wheeler, and Roak TenEyck

ABSENT: None

EXCUSED: Josy Chavez

STAFF PRESENT: Manager Stockdale, Public Works Director Coleman, Community Development Director Seitz, Parks & Recreation Director Waite, Chief Huxel, and Recorder Sandoval.

3) PLEDGE OF ALLEGIANCE

4) APPROVAL OF AGENDA

Daren Dufloth moved to approve. Leslie Smith seconded the motion. Voted: 5 - 0. Motion carried.

5) CITY MANAGER'S REPORT

City Manager Stockdale talked about the turnout for Landing Days, the parade, the entertainment, and the staff's continued effort to ensure the event's success.

6) PUBLIC COMMENT

No public comment was presented.

7) CONSENT AGENDA

7.1 June Paid Invoices

[June 2022 Paid Invoices.pdf](#)

8) PUBLIC HEARING

8.1 Public Hearing on CDBG Projects

[CDBG Public Hearing - English.pdf](#)

[CDBG Public Hearing - Spanish.pdf](#)

Daren Dufloth moved to free form to recess regular meeting and open Public Hearing. . Ashley Wheeler seconded the motion. Voted: 5 - 0. Motion carried.

Public hearing was opened at 7:06 p.m. Recorder Sandoval read the following information into the record. Public Notice and Notice of Public Hearing. The City of Umatilla is eligible to apply for a 2022 Community Development Block Grant from the Business Oregon. Community Development Block Grant funds come from the U.S. Department of Housing and Urban Development. The grants can be used for public facilities and housing improvements, primarily for persons with low and moderate incomes.

Approximately \$12 million will be awarded to Oregon non-metropolitan cities and counties in 2022. The maximum grant that a city or county can receive is \$2,500,000.

The City of Umatilla is preparing two applications for a 2022 Community Development Block Grant from the Business Oregon for #1. Construction of water utility extension to the Power City area and Brownell area behind the ODOT weigh station; and #2. Construction of sewer utility extension to Power City area and Brownell area behind the ODOT weigh station. It is estimated that the proposed project will benefit at least 7,672 persons, of whom 53.53% will be low or moderate income.

A public hearing will be held by the City Council at 7:00 p.m. on July 5, 2022 at the City Hall 700 6th St. Umatilla, OR 97882. The purpose of this hearing is for the City Council to obtain citizen views and to respond to questions and comments about: community development and housing needs, especially the needs of low- and moderate-income persons, as well as other needs in the community that might be assisted with a Community Development Block Grant project; and the proposed project.

Written comments are also welcome and must be received by July 1, 2022 at City of Umatilla, PO Box 130, Umatilla, OR 97882. Both oral and written comments will be considered by the City Council in deciding whether to apply.

The location of the hearing is accessible to persons with disabilities. Please contact Nanci Sandoval, Umatilla City Recorder, by email or at (541) 922-3226 if you will need any special accommodations to attend or participate in the meeting.

More information about Oregon Community Development Block Grants, the proposed project, and records about the City of Umatilla's past use of Community Development Block Grant funds is available for public review at City Hall 700 6th St. Umatilla, OR 97882 during regular office hours. Advance notice is requested. If special accommodations are needed, please notify Nanci Sandoval at (541) 922-3226 so that appropriate assistance can be provided.

Permanent involuntary displacement of persons or businesses is not anticipated as a result from the proposed project. If displacement becomes necessary, alternatives will be examined to minimize the displacement and provide required/reasonable benefits to those displaced. Any low and moderate-income housing that is demolished or converted to another use will be replaced.

The same message was read into the record in Spanish.

No public testimony in favor, against, or neutral was presented.

Roak TenEyck moved to reconvene back into regular meeting. Daren Dufloth seconded the motion. Voted: 5 - 0. Motion carried.

9) NEW BUSINESS

- 9.1 Resolution No. 01-2023 - A Resolution Authorizing the Mayor to Sign an Intergovernmental Agreement with Umatilla County for Dispatch of Emergency and Non-Emergency Communication Services

[RES 01-2023.docx](#)

[RES 01-2023 Attachment Dispatch 2022-2023 Umatilla PD IGA 050122.docx](#)

The previous intergovernmental agreement with the County for dispatch services expired June 30, 2022. Attached is a new agreement for the 2022-23 fiscal year. The only item that is changing in this agreement is the annual fee. The City will increase its contribution in this fiscal year by \$12,930 to \$136,810, which is a smaller increase than we have seen in previous years.

Leslie Smith moved to approve Resolution No. 01-2023- A Resolution Authorizing the Mayor to Sign an Intergovernmental Agreement with Umatilla County for Dispatch of Emergency and Non-Emergency Communication Services. Ashley Wheeler seconded the motion. Voted: 5 - 0. Motion carried.

- 9.2 First Reading of Ordinance No. 858- AN ORDINANCE VACATING A PORTION OF LEWIS STREET RIGHT-OF-WAY IN THE CITY OF UMATILLA, UMATILLA COUNTY, OREGON

[Notice Map.pdf](#)

[Lewis Street Vacation.pdf](#)

[Ordinance 858.docx](#)

Roak TenEyck moved to free form motion for a first reading by title only of Ordinance No. 858, An Ordinance Vacating a Portion of Lewis Street Right-of-Way in the City of Umatilla, Umatilla County, Oregon. Ashley Wheeler seconded the motion. Voted: 5 - 0. Motion carried.

City Recorder Sandoval read Ordinance No. 858 by title only.

- 9.3 Adoption of Ordinance No. 858- AN ORDINANCE VACATING A PORTION OF LEWIS STREET RIGHT-OF-WAY IN THE CITY OF UMATILLA, UMATILLA COUNTY, OREGON

[Notice Map.pdf](#)

[Lewis Street Vacation.pdf](#)

[Ordinance 858.docx](#)

Daren Dufloth moved to approve Ordinance No. 858 - An Ordinance Vacating a Portion of Lewis Street Right-of-Way in the City of Umatilla, Umatilla County, Oregon. . Corinne Funderburk seconded the motion. Voted: 5 - 0. Motion carried.

9.4 Parks and Recreation Committee Appointments

[Greiner Redacted 6-29-22.pdf](#)

Leslie Smith moved to approve Mayor Dedrick's recommendation of appointing Rebecca Greiner to the Parks and Recreation Committee. Ashley Wheeler seconded the motion. Voted: 5 - 0. Motion carried.

10) PUBLIC COMMENT

Ian Enriquez - addressed Council about being able to keep chickens in his back yard. He understood that code enforcement was complaint driven and was explained by Code Enforcement Coffey that Council had been considering making changes to allow chickens within City limits again.

Discussion continued on allowing chickens within City limits. Manager Stockdale stated staff would come back with more options for Council to decide how to proceed.

11) DISCUSSION ITEMS

12) MAYOR'S MESSAGE

Thanked staff for Landing Days. She heard great comments from outsiders and community members about how great the marina looked. She thanked everyone from top to bottom, it was amazing to. She reminded

13) COUNCIL INFORMATION & DISCUSSION

Councilor Funderburk - Landing Days was fabulous. Everything went really good. The flags and flowers looked fabulous.

Councilor Dufloth - thanked Public Works Director Coleman and his team for the flag poles outside, they looked nice. Hopefully, that would ease some of the residents in the community. He touched base on Columbia and the potholes that were there. Councilor Dufloth stated the golf course looked amazing and Community Development Director Seitz looked great in shorts. The fireworks were great and Landing Days was a great representation of us.

Councilor Smith - She stated she had one person ask about the parade for next year. It would be ideal to start recruitment now. There were visitors from Landing Days who were impressed with the whole thing.

Councilor Wheeler - Landing Days was definitely a major win. She was being picky about the map. She hoped more signs would be available. More communication out to the public once they got there. Knockerballz needs to move somewhere else. Again, she was being super picky.

Councilor TenEyck - thanked staff for moving the flag pole. Asked if there could be a space created on the agenda between items to make it easier to read. He stated staff did an outstanding job. The amount of maintenance that went into the marina was incredible. The grass was clipped so tight, and look good. It was an awesome testimony to city crews. He couldn't give them enough kudos.

14) ADJOURN

Daren Dufloth moved to adjourn. Leslie Smith seconded the motion. Voted: 5 - 0. Motion carried.

Mary Dedrick, Mayor

ATTEST:

Nanci Sandoval, City Recorder

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

Utility Easement Discussion - The City has received a request from Windwave Technologies, Inc., to grant a easement for conduit and fiber optic cable and right of way, including the right to ingress and egress. The request is for a 10' wide easement along Beach Access Road on City owned property.

Meeting Date:

2022-07-19

Department:

Community Development

Director:

Brandon Seitz

Contact Person:

Brandon Seitz

Phone Number:

Cost of Proposal:

NA

Amount Budgeted:

NA

Fund(s) Name and Number(s):

N/A

Reviewed by Finance Department:

Yes

Previously Presented:

NA

Attachments to Agenda Packet Item:

[Windwave_Easement_City of Umatilla_wn.docx](#)

Summary Statement:

Discussion Only

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.

After Recording Return

Windwave Communications
Attn: Lynn Rodriguez
P.O. Box 1390
Boardman, OR 97818

ACCESS AND UTILITY EASEMENT

On this ____ day of _____, 2022, City of Umatilla (“Grantor”), for good and valuable consideration, receipt of which is hereby acknowledged, grants to Windwave Technologies, Inc., an Oregon Corporation dba Windwave Communications, its successors and assigns (Grantee) a perpetual, nonexclusive, appurtenant easement for conduit and fiber optic cable and right of way, including the right to ingress and egress therefrom, through, over, under a strip of land approximately 10 feet in width, and across the real property described on Exhibit A (“Grantor’s Property”). The right of way location within Grantor’s Property is described and depicted on the attached hereto as Exhibit B (the “Easement Area”).

Grantee, its employees, contractors, agents, or assigns, shall have the right to enter upon Grantor’s Property for purposes of constructing, repairing, altering, or reconstructing conduit fiber optic cable and associated equipment, or making any connections therewith, provided that such activities shall not disturb or destroy any improvements of the Grantor.

This easement is granted subject to all prior easements or encumbrances of record.

After the installation of any utilities or maintenance, Grantee, at Grantee’s sole cost, will restore the above-described premises to a condition that is the practical equivalent to the condition before Grantee’s entry into the Easement Area.

Grantor agrees not to build, create, or construct or permit to be built, created, or constructed any obstruction, building, engineering works, landscaping, or other structures over or that would interfere with Grantee’s rights herein.

Grantor shall retain the right to use the surface of Grantor’s Property for that do not interfere with Grantee’s rights herein. Grantee agrees not to install any improvements in a manner that would unreasonably interfere with Grantor’s rights. Grantor agrees that all Facilities that were installed at Grantee’s expense pursuant to this Easement shall remain the property of Grantee and shall be removable at the option of Grantee.

Grantee shall defend, indemnify, and hold Grantor harmless from any and all liability, claims, demands, or causes of action which may occur as a result of Grantee’s use of the easement or any activities taking place in the Easement Area other than activities by Grantor and its agents and representatives.

This Agreement includes all of the agreements between the parties hereto and no representations or statements, verbal or written, have been made that modify, add to, or change the terms of this agreement except as incorporated herein.

If any of the provisions contained in this Agreement are held for any reason to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability will not affect any other provision, and this Agreement will be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

GRANTEE:
Windwave Technologies, Inc. dba Windwave Communications

By: Lynn Rodriguez; Chief Financial Officer

STATE OF OREGON)
) ss.
County of Morrow _____)

On this ____ day of _____, 2022, before me personally appeared the above-named Lynn Rodriguez, the Chief Financial Officer of Windwave Technologies, Inc. and acknowledged the foregoing to be a voluntary act and deed.

Notary Public for Oregon
My Commission Expires: _____

Exhibit A
GRANTORS PROPERTY

Parcel 2 of Partition Plat No. 2020-19 A Partition of Lot 12, Port of Umatilla Subdivision (Book 15, Page 31) Located in a Portion of the Northeast Quarter of the Northeast Quarter of Section 14, Township; 5 North, Range 28 East, W.M. City of Umatilla, Umatilla County, Oregon as recorded in Umatilla County, Oregon as Document # 2020-7080825 on October 5, 2020.

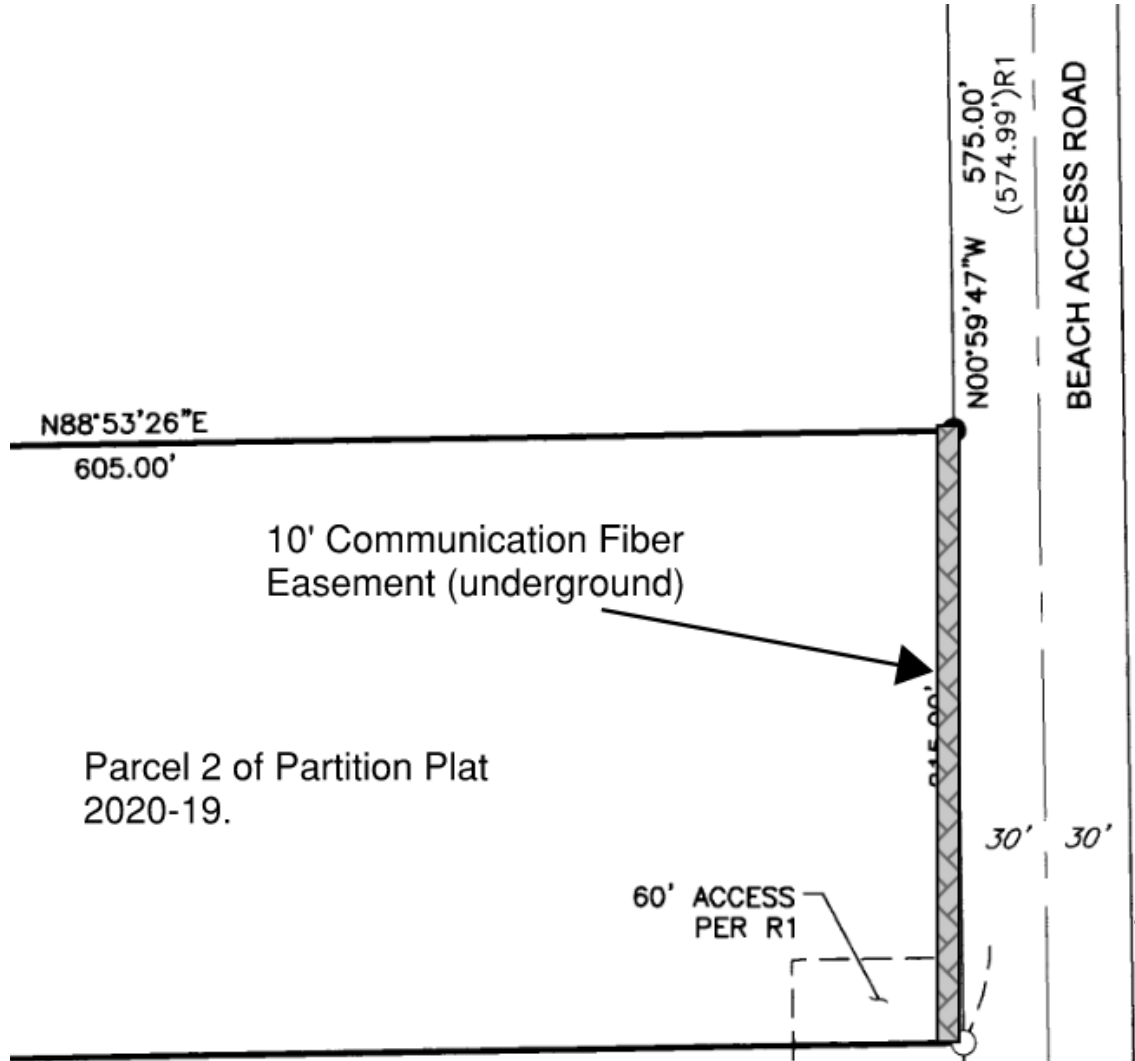
Exhibit B
Easement Area

LEGAL DESCRIPTIONS FOR FIBEROPTIC LINE EASEMENTS LOCATED IN SECTION 14, TOWNSHIP 5 NORTH, RANGE 28 E.W.M. ALL IN UMATILLA COUNTY AND STATE OF OREGON.

more particularly described as follows:

LEGAL DESCRIPTION

Located in Section 14, T5N, R28 E.W.M. and The East ten (10) feet of Parcel 2 of Partition Plat No. 2020-19, Records of Umatilla County, Oregon.



WW Easement# 14
WO# 436

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title: Psilocybin Discussion	Meeting Date: 2022-07-19
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Department: City Administration	Director: David Stockdale	Contact Person: David Stockdale	Phone Number:
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Cost of Proposal: n/a	Fund(s) Name and Number(s): General Fund - 01
Amount Budgeted: n/a	

Reviewed by Finance Department: Yes	Previously Presented: n/a
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Attachments to Agenda Packet Item:

Summary Statement:

The State passed Measure 109 in 2021 which creates a new psilocybin (mushrooms) program for manufacturing, selling, and administering psilocybin products. That law goes into effect January 2, 2022. State Administrative Rules allow local governments a one-time opt-out option, if they so desire, through placement of a ballot initiative through the November 2022 general election.

We will discuss Council's desire to have staff bring back a draft referendum for consideration to take action at their August 2, 2022 Regular Meeting.

Consistent with Council Goals:

Goal 1: Promote a Vibrant and Growing Community by Investing in and Support of Quality of Life Improvements.

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

Executive Session - ORS 192.660 (2)(e) authorizes the executive session to consider a real property transaction.

Meeting Date:

2022-07-19

Department:

City Administration

Director:

David Stockdale

Contact Person:

David Stockdale

Phone Number:

Cost of Proposal:

n/a

Amount Budgeted:

n/a

Fund(s) Name and Number(s):

General Fund - 01

Reviewed by Finance Department:

Yes

Previously Presented:

n/a

Attachments to Agenda Packet Item:

Summary Statement:

None.

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.