

**CITY OF HUBBARD
CITY COUNCIL MEETING MINUTES
OCTOBER 11, 2016**

CALL TO ORDER: The Hubbard City Council meeting was called to order by Mayor Jim Yonally at 7:00 p.m. at the Hubbard City Hall, 3720 2nd Street, Hubbard.

FLAG SALUTE: Mayor Jim Yonally led the group in reciting the Pledge of Allegiance.

City Council Present: Jim Yonally, Matt Kennedy, Angie Wheatcroft, Shannon Schmidt, Barbara Ruiz.

Staff Present: Director of Administration/City Recorder Vickie Nogle, MMC; Public Works Superintendent Jaime Estrada; Senior Accounting Specialist Kari Kurtz; City Attorney Ashley Driscoll, Berry Elsner & Hammond; Police Chief Dave Dryden.

DISCUSSION ON THE PROCESS FOR ADDRESSING CODE VIOLATIONS – ASHLEY DRISCOLL. City Attorney Ashley Driscoll reminded the Council they had discussed the City's Business Registration Code and code violation remedies at the July and September Council meetings. Previously, the only remedy for code violations was a penalty; now the Municipal Judge will have authority to issue cease and desist orders. Provisions have also been added to the Code, which allows the City Council to weigh in on code violations. A. Driscoll reported Chapter 1.20.035 Cumulative Remedies has also been added.

City Councilor Matt Kennedy asked if language or relief is provided for pre-existing businesses.

A. Driscoll said outside of land-use laws, the code violation remedies will still apply to pre-existing businesses. She provided an example explaining if a business is operating in town and the nature of their business becomes outlawed, they can be issued cease and desist orders, unless the Council grandfathers them in.

CALENDAR OF ORDINANCES.

ORDINANCE NO. 351-2016. AN ORDINANCE AMENDING CHAPTER 1.20, CIVIL INFRACTION PROCEDURES, OF THE HUBBARD MUNICIPAL CODE AND ADDING SUBCHAPTER 1.20.025, CEASE AND DESIST ORDER, AND 1.20.035 CUMULATIVE REMEDIES. MSA/City Councilor Angie Wheatcroft/City Councilor Shannon Schmidt moved to read Ordinance No. 351-2016 by title only for the first reading. City Council Angie Wheatcroft, City Councilor Barbara Ruiz, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Jim Yonally were in favor. Motion passed.

Mayor Jim Yonally read Ordinance No. 351-2016 by title only for the first reading.

MSA/City Councilor City Councilor Angie Wheatcroft/City Councilor Barbara Ruiz moved to read Ordinance No. 351-2016 by title only for the second reading. City Council Angie Wheatcroft, City Councilor Barbara Ruiz, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Jim Yonally were in favor. Motion passed.

Mayor Jim Yonally read Ordinance No. 351-2016 by title only for the Second reading.

MSA/City Councilor Angie Wheatcroft/City Councilor Shannon Schmidt moved to adopt Ordinance No. 351-2016 as amended. City Council Angie Wheatcroft, City Councilor Barbara Ruiz, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Jim Yonally were in favor. Motion passed.

APPEARANCE OF INTERESTED CITIZENS. None.

MAYOR'S PRESENTATIONS, AND/OR COUNCIL'S PRESENTATIONS. City Councilor Barbara Ruiz stated she is resigning as City Councilor after tonight's meeting do to family health issues.

City Councilor Matt Kennedy said he has had some conversations recently and was told some marijuana industries are setting up separate businesses to allow them to do banking. M. Kennedy also asked if the idea of weekly recycle pickup had been discussed when the representative from Republic Services spoke before the City Council at the September Council meeting.

Mayor Jim Yonally said rates were discussed with the Republic Services representative, not services provided.

STAFF REPORTS.

POLICE DEPARTMENT – Police Chief Dave Dryden. Police Chief Dave Dryden told the Council life has changed dramatically for him in the past few weeks. He announced his retirement from the City of Hubbard, after 38 years of service, effective October 31, 2016. He requested COBRA health insurance coverage for himself and his family for an additional six months, at the cost of approximately \$11,000, until he can get alternate insurance coverage for his family.

Mayor Jim Yonally added Chief Dryden will be available for consultation for the next six months.

MSA/City Councilor Angie Wheatcroft/City Councilor Matt Kennedy moved to approve COBRA insurance coverage for Chief Dryden and family for the next six months. City Council Angie Wheatcroft, City Councilor Barbara Ruiz, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Jim Yonally were in favor. Motion passed.

D. Dryden recommended appointing Sgt. Bill Gill as Interim Police Chief.

MSA/City Councilor Matt Kennedy/City Councilor Angie Wheatcroft moved to approve Sgt. Bill Gill as the Interim Police Chief for six months, beginning November 1, 2016, at step "D" of the salary schedule for the Chief of Police. City Council Angie Wheatcroft, City Councilor Barbara Ruiz, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Jim Yonally were in favor. Motion passed.

PUBLIC WORKS DEPARTMENT. Public Works Superintendent Jaime Estrada pointed out Item #2 on his report which is the removal of the tree behind the existing restroom in Rivense Park. He said if the tree remains after the new restroom is constructed, it would threaten the integrity of the tree and the new restroom structure.

ADMINISTRATIVE DEPARTMENT – Director of Administration/City Recorder V. Nogle, MMC. Director of Administration/City Recorder Vickie Nogle mentioned there is currently a lot of land use activity but has nothing to add to her report.

Senior Accounting Specialist Kari Kurtz said she will be out at conference October 24-25, 2016, and will be here on October 26, 2016. She said the City is still waiting for the Auditor's report, and added she will be out on medical leave during a portion of November.

CONSENT AGENDA.

A) **APPROVAL OF THE SEPTEMBER 13, 2016, CITY COUNCIL MEETING MINUTES.**

B) **RESOLUTION 616-2016. RESOLUTION APPROVING A RATE SCHEDULE FOR SOLID WASTE SERVICE WITHIN THE CITY OF HUBBARD; REPEALING RESOLUTION NO. 558-2013; AND SETTING AN EFFECTIVE DATE.**

C) **AUTHORIZE CLOSURE OF CITY HALL FOR A MANDATORY STAFF SAFETY TRAINING TUESDAY, OCTOBER 25, 2016, FROM 7:00 A.M. TO 11:00 A.M.**
(Refer to Public Works report)

D. **AUTHORIZE REMOVAL OF TREE BEHIND EXISTING RESTROOM IN RIVENES PARK PRIOR TO THE CONSTRUCTION OF THE NEW RESTROOM FACILITY.** *(Refer to Public Works report)*

E. **APPROVAL OF APPLICATION FOR NORTH MARION FELLOWSHIP TO USE CENTENNIAL PARK DECEMBER 2, 2016, FOR A CHRISTMAS TREE LIGHTING CEREMONY, AND AUTHORIZATION FOR THE CITY TO PAY FOR THE LIGHTING COSTS.** *(Refer to Public Works report)*

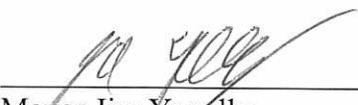
MSA/City Councilor Matt Kennedy/City Councilor Angie Wheatcroft moved to approve the Consent Agenda as written. City Councilor Angie Wheatcroft, City Councilor Shannon Schmidt, City Councilor Barbara Ruiz, City Councilor Matt Kennedy, and Mayor Yonally were in favor. Motion passed.

APPROVAL OF THE SEPTEMBER 2016 CHECK REGISTER REPORT.

MSA/City Councilor Angie Wheatcroft/City Councilor Matt Kennedy moved to approve the check register reports as presented. City Councilor Angie Wheatcroft, City Councilor Shannon Schmidt, City Councilor Matt Kennedy, and Mayor Yonally were in favor. City Councilor Barbara Ruiz abstained from voting due to a conflict of interest as her father is the owner of the Shell gas station that she is employed.

OTHER CITY BUSINESS. There was none.

ADJOURNMENT - (NEXT REGULAR CITY COUNCIL MEETING IS TUESDAY, NOVEMBER 8, 2016, AT 7:00 P.M) MSA/City Councilor Angie Wheatcroft/City Councilor Shannon Schmidt moved to adjourn the meeting. City Councilor Angie Wheatcroft, City Councilor Shannon Schmidt, City Councilor Barbara Ruiz, City Councilor Matt Kennedy, and Mayor Yonally were in favor. Motion passed. Meeting adjourned at 7:43 p.m.

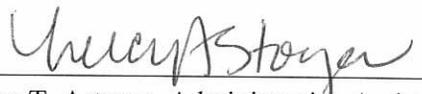


Mayor Jim Yonally

ATTEST:



Vickie L. Nogle, MMC,
Director of Administration/City Recorder
Recording



Lucy T. Astorga, Administrative Assistant
Transcribing