



Location: City Hall – Council Chambers
Date: July 25, 2023
Time: 6:00 PM

City Council Meeting Agenda

Mayor Jason Beebe, Council Members Steve Uffelman, Janet Hutchison, Shane Howard, Gail Merritt, Scott Smith, Marv Sumner and City Manager Steve Forrester
ATTEND TELEPHONICALLY BY CALLING 346-248-7799 Meeting ID: 947 5839 2608 Passcode: 123456

Call to Order

1. Ceremonial Swear-In of Councilor Marv Sumner - Steve Forrester

Flag Salute

Additions to Agenda

Consent Agenda

- [2.](#) Regular Meeting Brief 7-11-2023
- [3.](#) PD Property Conversion

Visitors, Appearances and Requests

Council Presentations

Council Business

- [4.](#) Reading of Proclamation - July Parks & Recreation Month

Staff Reports and Requests

- [5.](#) City Manager's Report - Steve Forrester

Committee Reports

Ordinances

- [6.](#) Ordinance No 1287 - Zayo Franchise Extension (**FIRST PRESENTATION**) - Jered Reid
- [7.](#) **Executive Session Pursuant to ORS 192.660 (2)(f)** - Consideration of information or records that are exempt from disclosure by law including written advise from your attorney. - Jered Reid

Resolutions

- [8.](#) Resolution No 1572 - a Resolution Revoking Resolution No 1571 - Jered Reid

Visitors, Appearances and Requests

Adjourn

Agenda items maybe added or removed as necessary after publication deadline



CITY OF PRINEVILLE
Regular Meeting Brief
387 NE Third Street – Prineville, OR 97754
541.447.5627 ph 541-447-5628 fax

Full Meeting Recordings Available at:
<http://cityofprineville.com/meetings/>

City Council Meeting Brief
July 11, 2023

Council Members Present:

Jason Beebe
Shane Howard
Gail Merritt
Scott Smith
Steve Uffelman

Council Members Absent

Janet Hutchison

Additions to the Agenda

Discussion for City Manager Review Process is being added to Council Business.

Consent Agenda

1. Regular Meeting Brief 6-27-2023

Councilor Howard made a motion to approve consent agenda as presented. Motion seconded. No discussion on motion. Motion carried.

Visitors, Appearances and Requests

No one came forward.

Council Presentations

2. **EDCO Presentation** – Kelsey Lucas

Ms. Lucas went through a power point presentation that highlighted projects by community, the types of industry they are, and total pending projects in Crook County. There are projects in advanced manufacturing, building products, high-tech, aviation/aerospace, renewable energy, agriculture, and food processing.

Annual average wages have risen as well reaching just under \$75,000 per year. Crook County has the third highest annual average wage in the state of Oregon.

Ms. Lucas continued her presentation by noting the top ten employers in Crook County.

The EDCO Fall Mixer has been scheduled for September 14, 2023.

Ms. Lucas went through the results of the Center on Rural Innovation (CORI) analysis noting Crook County's worker chained dollars exceeded rural comparators and Deschutes County. Also highlighted was the share of employment for top industries, employment by sector, and entrepreneurship is increasing in Crook County. 12.3% of workers in Crook County work in companies that are less than five years old.

The presentation continued with information on where people are moving from to Prineville and where people are moving to from Prineville which is considerably less than moving in.

We received good feedback and comments regarding how well we are doing.

There were no questions.

Council Business

3. Consideration of a Proclamation – July Parks & Recreation Month – Councilor Uffelman

Councilor Uffelman talked about how important it is and said Parks & Recreation should be a bigger part of who we are and feels the proclamation stands on its own merit.

Councilor Uffelman made a motion to approve the proclamation. Motion seconded. No discussion on motion. All in favor, motion carried.

4. Council Vacancy Decision – Steve Forrester / Lisa Morgan

Lisa Morgan, City Recorder/Risk Manager explained the interviews for the three candidates were held prior to the last meeting and now they have two options 1). To make a motion to nominate one of the candidates and a vote would take place or 2). Re-advertise to get another pool of candidates.

Councilor Uffelman feels Dr. Greenberg is a strong candidate, but feels Marv Sumner would be prepared to step right in.

Mayor Beebe agrees with Councilor Uffelman but would like to nominate Dr. Greenberg, but she doesn't live in city limits.

Jered Reid, City Attorney went through the qualifications for a Council position.

Councilor Smith feels Dr. Greenberg would be a great asset to the city but doesn't want to open a can of worms regarding living in city limits.

Councilor Merritt agreed.

Councilor Uffelman made a motion to nominate Marv Sumner to fill the Council vacancy. Motion seconded. No discussion on motion. All in favor, motion carried.

5. City Manager's Mid-Year Review Process

Mayor Beebe explained that he would like to put out a new process for mid-year reviews and not go through such an extensive review as the year end.

Mr. Forrester said that this is typical of what we do with staff and the mid-year is more or less just a check in to make sure we stay on track.

Council Merritt said she has felt it doesn't need to be as extensive as the year-end process for some time.

Councilor Uffelman would like to see a list of categories and a summary of what was discussed at the year-end to review.

The Council is in consensus to make the mid-year review to just review the year-end review.

There will be an executive session at the next meeting and Mayor Beebe will have everything out to everyone.

Staff Reports and Requests:

6. City Manager's Report– Steve Forrester

Steve Forrester, City Manager presented his report highlighting recent activities in all departments.

Mr. Forrester added that our water system is doing very well and we have not had to turn on the big pumps yet.

There were discussions regarding the Ochoco Irrigation District (OID) main pump project on Laughlin and that this has been being worked on with Deschutes River Conservancy (DRC) on the McKay switch because McKay has been identified as an area fish spawn.

Committee Reports

Councilor Uffelman attended the Railroad Committee meeting and stated that Jerry Evans had resigned to move away. Bill Anderson participated in the meeting and the committee is recommending that Mr. Anderson be appointed to the committee. The committee talked about

looking into the future financial strength of the railroad and that we are out of warehouse space with new businesses interested.

There were no other reports.

Ordinances:

7. Ordinance No. 1286 – Amending the City’s Zoning Map Designation from Limited Residential – (SECOND PRESENTATION) – Josh Smith

Josh Smith, Planning Director explained that this is the second presentation, we did not receive any comments, Nothing has changed since the first presentation except the date at the bottom of the ordinance.

There were no questions.

Councilor Merritt made a motion to approve Ordinance No. 1286 for its second presentation. Motion seconded. No discussion on motion. All in favor, motion carried.

Resolutions

8. Resolution No. 1569 – Approving a Rate Increase for Solid Waste Franchise Services – Solid Waste Advisory Committee (SWAC) Chair Mayor Beebe

Mayor Beebe explained that we discussed this at the last meeting with the public hearing. The committee and Republic Services settled on a 10% increase which is mostly caused by the County’s landfill increase of 20%.

The first motion was implied by the recommendation of the SWAC. Motion seconded. Discussion on motion that it was a prudent decision on part of the committee to recommend a lesser rate of 10% as opposed to the 13%. The committee looked at a lot of information that was given to them. Of course we try not to have those big jumps like we have had in the past, but they are kind of pressured this year. No further discussion. All in favor, motion carried.

9. Resolution No. 1570 –Authorizing Amendment to the Development Agreement Between City of Prineville and Vitesse, LLC– Casey Kaiser

Casey Kaiser, Public Works Director explained that the next two resolution are related to a combined project and has been worked on for the last couple of years. We have discussed this several times over the years.

Mr. Kaiser thanked the Council and City Manager for support to get to this point over the last couple of years for such a significant project.

Discussions continued regarding this project allowing us to inject virtually double the amount we are now into the aquifer and the County's participation in this for allowing us to drill all the test wells.

There were no further questions.

Councilor Uffelman made a motion to approve Resolution No. 1570. Motion seconded. No discussion on motion. All in favor, motion carried.

10. Resolution No. 1571 – Authorizing Development Agreement Between City of Prineville and Apple, Inc. – Casey Kaiser

Mr. Kaiser explained that this is the counterpart to Resolution No. 1570. This one is much simpler and participation is just in the water line part of the project.

There were no questions.

Councilor Smith made a motion to approve Resolution No. 1570. Motion seconded. No discussion on motion. All in favor, motion carried.

Visitors, Appearances and Requests:

No one came forward.

Adjourn

Councilor Smith made a motion to adjourn the meeting. Motion seconded. No discussion on motion. All in favor, motion carried.

Meeting adjourned at 7:06 P.M.

Motions and Outcomes:

Motion:	Outcome	Beebe	Howard	Hutchison	Vacant	Merritt	Smith	Uffelman
Consent Agenda	PASSED	Y	Y	-	-	Y	Y	Y
Consideration of a Proclamation – July Parks & Recreation Month	PASSED	Y	Y	-	-	Y	Y	Y
Motion to nominate Marv Sumner to fill the Council vacancy	PASSED	Y	Y	-	-	Y	Y	Y
Ordinance No. 1286 – Amending the City’s Zoning Map Designation from Limited Residential – (SECOND PRESENTATION)	PASSED	Y	Y	-	-	Y	Y	Y
Resolution No. 1569 – Approving a Rate Increase for Solid Waste Franchise Services	PASSED	Y	Y	-	-	Y	Y	Y
Resolution No. 1570 – Authorizing Amendment to the Development Agreement Between City of Prineville and Vitesse, LLC	PASSED	Y	Y	-	-	Y	Y	Y
Resolution No. 1571 – Authorizing Development Agreement Between City of Prineville and Apple, Inc.	PASSED	Y	Y	-	-	Y	Y	Y
Adjourn Meeting	PASSED	Y	Y	-	-	Y	Y	Y

Public Records Disclosure

Under the Oregon public records law, all meeting information, agenda packets, ordinances, resolutions, audio and meeting briefs are available at the following URL:

<https://www.cityofprineville.com/meetings> .



Prineville Police Department

400 NE THIRD STREET ♦ PRINEVILLE, OREGON 97754

Amy Van Donk, Evidence

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avandonk@prinevillepd.org Web Site: www.cityofprineville.com

July 20, 2023

The found property item list submitted with this request contains property held in the evidence room for 90 days. The list was also published in the Central Oregonian for 4 consecutive weeks and no claims were made. I am requesting City Council approve the items of value to be auctioned with Propertyroom.com.

Additionally, I request the firearms be transferred to Bullseye Firearms for Department credit. The case is from 2009, the owner is deceased with no next of kin located, and there are no claims to the firearms.

Thank you,

Amy Van Donk
Evidence Technician

Public Notice

The Prineville Police Department has in its possession the unclaimed personal property described below. If you have any ownership interest in any of the unclaimed property, you must file a claim with the Prineville Police Department within 30 days from the date of publication of this notice, or you will lose your interest in that property. Contact information for the Prineville Police Department Evidence Technician is 541-447-4168 or avandonk@prinevillepd.org. All items will be posted for 30 days and then either sent to auction with Propertyroom.com or donated to local charities.

Case #	Item Description
23000601	Knife with black sheath
23000574	Green Dynacraft BMX bicycle
23000570	Men's Specialized bicycle
23000540	set of keys
23000481	Men's 21 speed bicycle
23000402	Men's Kent Bayside bicycle
23000394	Fuji Monterey 3.0
23000394	GT Vertigo
23000283	2 Children's bicycles
09001839	Item #35 Buck knives
	Item #36 rifle
	Item#40 357 revolver
	Item#42 shotgun
	Item #44 ring, earring, watch, nail clippers, keys
	Item#49 \$12.00

Published: June 6, 2023

PC0292118

Designation of July as Park and Recreation Month

WHEREAS parks and recreation programs are an integral part of communities throughout this country, including Prineville, Oregon; and

WHEREAS our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS parks and recreation areas are fundamental to the environmental well-being of our community; and

WHEREAS parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS Prineville, Oregon recognizes the benefits derived from parks and recreation resources

NOW THEREFORE, BE IT RESOLVED BY the Prineville City Council that July is recognized as Park and Recreation Month in the city of Prineville.

Given under my hand on this 25th day of July, 2023.



Rodney J. Beebe, Mayor

City Manager Update to Council

July 25, 2023

Public Safety / Dispatch

The Police Department is closing in on a final offer for a lateral and will be looking at going for another round of recruitments. PD had over 400 calls for service during the races and Oregon State Police were present for traffic stops. There was good team work across the board which resulted in a big event with no injuries.

Dispatch has started the 911 system upgrade and an announcement went out for recruiting another dispatcher.

Public Works

Public Works & Planning has been working with the Downtown Association to finalize design plans for a downtown sidewalk project that will replace the sidewalks, add our new decorative lighting, and add street trees along Main Street between 3rd and 4th. Also worked with Republic Services to get new trash receptacles that will match our decorative street lights for our downtown area.

Public Works will have a new Public Works Superintendent starting on August 1st and are excited to welcome Rich Evans to the team.

The water system including the ASR system is performing very well this year and we are seeing lower water demands than last year due to not having the temperatures over 100 degrees yet like we have had in the previous few years.

Our annual street paving project are scheduled for August and the annual crack sealing projects have been completed.

Undersized and aging waterlines are being replaced in the NW 7th Street & Fairmont area.

The Wendel's donated some trees that were planted near the pollinator gardens at the wetlands this week. They will add some much needed shade to that area of the wetlands.

Rail Road

The Railroad has their request for proposals (RFP) out to begin their improvement projects.

Meadow Lakes Golf

Meadow Lakes has been busy with a couple of tournaments and has the championships coming up. Their 30th anniversary is coming up in August and the anniversary tournament is already full. They have a Special Olympic tournament coming up. They are moving forward on getting the parking lot pavement project going.

Airport

The Airport has remained busy and has a couple of new land leases adding to the activity up there.

Planning

Planning has had a big focus on completing the master plans and has started a flood assessment that is being completed by Anderson Perry. Planning is waiting on the design for the EV station to get that project going and is working on an easement with DSL for water on the other side of the airport.

Human Resources – Nothing to report.

Information Technology

IT is working on a new site development out at Stevenson Mountain that will help fill out communications gaps at the north end better. They have been working with the 911 system upgrades and will be interviewing a couple of candidates to fill a vacancy they have.

Finance

The interim audit has been completed and came back good. The annual audit is scheduled already for October.

City Recorder/Risk Management – No Update

City Legal – No Update

EDCO

EDCO remains busy with new commercial development inquiries and expansions.

Public Relations

ShanRae is putting together the summer newsletter. ShanRae also handles public relations for the irrigation districts and reports that Central Oregon Irrigation has already had to curtail irrigation water. A recent Railroad post to the city’s Facebook page is doing really well and anything on the Railroad always gets a lot of engagement and shared pictures.

Mayor/Council – Nothing to report.

Other

Monthly meetings have been established to get ahead of when the exemptions start rolling off and with Parks & Recreation to help prepare everyone get aligned on this as well.

ORDINANCE NO. 1287

AN ORDINANCE AMENDING ORDINANCE 1244 AND EXTENDING ZAYO GROUP, LLC'S FRANCHISE THROUGH AUGUST 30, 2028

RECITALS

- A. City Ordinance No. 1244 grants Zayo Group, LLC a nonexclusive franchise to provide and operate a telecommunications business within the City of Prineville, and to place, erect, lay, maintain and operate in, upon, over, and under the public streets, alleys, avenues, thoroughfares, highways, places, and grounds within the City of Prineville, poles, wires, optical fiber cable, and other appliances and conductors for all telecommunication purposes.
- B. Ordinance 1244 expires on August 30, 2023.
- C. The parties desire to extend the franchise through August 30, 2028.

BASED UPON the above Recitals, the people of the City of Prineville ordain as follows:

- 1. Ordinance 1244 granting to Zayo Group, LLC the right and franchise to provide an operate a telecommunications business within the City is hereby extended to August 30, 2028, subject to the terms and conditions contained in Ordinance 1244.
- 2. Zayo Group, LLC, must accept the terms and conditions of this Ordinance and deliver such acceptance to City on or before August 30, 2023.

Presented for the first time at a regular meeting of the City Council held on July 25, 2023, and the City Council finally enacted the foregoing ordinance this ____ day of August, 2023.

Rodney J. Beebe
Mayor

ATTEST:

Lisa Morgan, City Recorder

Acceptance

The forgoing Ordinance No. 1286, adopted by the City of Prineville on July _____, 2023 is approved, accepted, and agreed upon by Zayo Group, LLC.

Dated: _____, 2023

Zayo Group, LLC.
an Delaware limited liability company

By:

Its:

**RESOLUTION NO. 1572
CITY OF PRINEVILLE, OREGON**

A RESOLUTION REVOKING RESOLUTION 1571

Whereas, the City of Prineville City Council authorized Resolution 1571 approving a development agreement between the City of Prineville and Apple, Inc., on July 11, 2023, and directing that the Mayor sign such Agreement on behalf of the City.

Whereas, inconsistencies were discovered between Resolution 1571 and the Exhibit attached thereto requiring revocation of the Resolution.

Now, Therefore, the City of Prineville resolves that Resolution 1571 and all actions as a result thereof are hereby revoked and declared null and void.

Approved by the City Council this ____ day of July, 2023.

Rodney J. Beebe, Mayor

ATTEST:

Lisa Morgan, City Recorder