

COUNCIL MEETING MINUTES
APRIL 10, 2023

DATE COUNCIL CHAMBERS, CITY HALL, CITY OF WOODBURN, COUNTY OF MARION, STATE OF OREGON, APRIL 10, 2023

CONVENED The meeting convened at 7:00 p.m. with Mayor Lonergan presiding.

ROLL CALL

Mayor Lonergan	Present
Councilor Carney	Present
Councilor Cornwell	Present
Councilor Schaub	Present
Councilor Swanson	Present – via video conferencing
Councilor Morris	Present
Councilor Cabrales	Present

Staff Present: City Administrator Derickson, City Attorney Shields, Assistant City Administrator Row, Police Chief Pilcher, Public Works Director Stultz, Community Development Director Kerr, Economic Development Director Johnk, Special Projects Director Wakeley, Human Resources Director Gregg, Community Services Director Cuomo, Planner Handel, Public Affairs and Communications Coordinator Moore, Community Relations Manager Herrera, City Recorder Pierson

APPOINTMENTS

Schaub/Cornwell... appoint Luis Molina to the Woodburn Budget Committee. The motion passed unanimously.

COMMUNITY/GOVERNMENT REPORTS

Mayor Lonergan noted that he received an invitation from Marion County to attend the open house and ribbon cutting for His Place on April 12, 2023 from 11:00 a.m. – 2:00 p.m.

PROCLAMATIONS

Mayor Lonergan read a proclamation declaring April as Child Abuse Prevention Month. Alison Kelley, Chief Executive Officer at Liberty House and Kyle Tarr, Prevention Program Director at Liberty House provided information about Liberty House and free virtual trainings they are providing this month.

COMMUNICATIONS

Mayor Lonergan stated that two letters were received. One was from Ruth Wells regarding serious noise issues in her neighborhood and the other is from a downtown business owner, Russell Peterson, that is having a problem with trespassing.

BUSINESS FROM THE PUBLIC

Dan Haun, Executive Director of North Willamette Valley’s Habitat for Humanity introduced himself to the City Council.

CONSENT AGENDA

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- A. Woodburn City Council minutes of March 13, 2023,
 - B. Woodburn City Council Executive Session minutes of March 13, 2023,
 - C. Woodburn City Council Retreat minutes of March 24 and March 25, 2023,
 - D. Liquor License Application for Jaimex's Restaurant,
 - E. Liquor License Application for Casa Marquez Mexican Grill,
 - F. Acceptance of a Right-of-Way Dedication and Public Utility Easement at 960 Young Street, Woodburn, OR 97071 (Tax Lot 051W18AD08300),
 - G. Acceptance of Easements and Right-of-Way at the Woodland Crossing Development from Multiple Parties,
 - H. Crime Statistics through February 2023,
 - I. Building Activity for March 2023.
- Schaub/Cornwell...** adopt the Consent Agenda. The motion passed unanimously.

PUBLIC HEARINGS

Mayor Lonergan declared the hearing open at 7:15 p.m. for the purpose of hearing public input on annexation of approximately 40.93 acres of territory at 8708 Parr Road NE (ANX 22-03) and approval of related land use applications for development into the Brighton Pointe Subdivision. Mayor Lonergan asked if there were any declarations from the Council and Councilors Cabrales, Morris, Schaub, and Mayor Lonergan noted they have all driven by the property before. City Recorder Pierson read the public hearing statement. Planner Handel provided a staff report. Dana Krawczuk, Attorney with Stoel Rives and Roseann Johnson with Lennar, provided testimony on behalf of the applicant. Mayor Lonergan asked if any member of the public wished to speak in support of the annexation of approximately 40.93 acres of territory at 8708 Parr Road NE (ANX 22-03) and approval of related land use applications for development into the Brighton Pointe Subdivision. No members of the public wished to speak in support. Mayor Lonergan asked if any member of the public wished to speak in opposition of the annexation of approximately 40.93 acres of territory at 8708 Parr Road NE (ANX 22-03) and approval of related land use applications for development into the Brighton Pointe Subdivision. No members of the public wished to speak in opposition. Mayor Lonergan closed the hearing at 9:03 p.m. City Councilors provided comments on the annexation and land use applications for development for the Brighton Pointe Subdivision. **Cornwell/Schaub...** tentatively approve the land use applications, directing staff to prepare and submit ordinances and a final land use decision for consideration at the next City Council meeting. The motion passed 4-2 with Councilors Cabrales and Swanson voting no. (During the initial vote on the motion Mayor Lonergan stated that the vote was 5-1 with Councilor Cabrales voting no. At 9:11 p.m. an email was received by the City Recorder from Councilor Swanson, who was participating virtually, stating that her vote was a no vote. The City Recorder informed the Mayor, and the Mayor announced the change and that the motion passed 4-2 with Councilors Cabrales and Swanson voting no.)

Mayor Lonergan declared the hearing open at 9:10 p.m. for the purpose of hearing public input on annexation of approximately 0.93 acres of territory at 2115 Molalla Road NE (ANX 22-04) and assignment of City zoning (ZMC 22-04). Mayor Lonergan asked if there were any declarations from the Council and there were none. City Recorder Pierson read the public hearing statement. Planner Handel provided a staff report. Zach Pelz with AKS Engineering and Forestry provided testimony on behalf of the applicant. Mayor Lonergan asked if any member of the public wished to speak in support of the annexation of approximately 0.93 acres of territory at 2115 Molalla Road NE (ANX 22-04) and assignment of City zoning (ZMC 22-04). No members of the public wished

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to speak in support. Mayor Lonergan asked if any member of the public wished to speak in opposition of the annexation of approximately 0.93 acres of territory at 2115 Molalla Road NE (ANX 22-04) and assignment of City zoning (ZMC 22-04). No members of the public wished to speak in opposition. Mayor Lonergan closed the hearing at 9:19 p.m. City Councilors provided comments on the annexation and assignment of City zoning. **Carney/Cornwell...** to tentatively approve the land use application directing staff to prepare and submit ordinances for consideration at the next City Council meeting. On roll call vote the motion passed unanimously.

NOMINATION OF A CITY COUNCIL REPRESENTATIVE TO SERVE ON THE UGB TECHNICAL ADVISORY GROUP (TAG)

Special Projects Director Wakeley provided a staff report. **Morris/Schaub...** appoint Mayor Lonergan to serve on the Buildable Land Inventory (BLI) and Economic Opportunities Analysis (EOA) work related to the potential Urban Growth Boundary (UGB) for needed employment land. The motion passed unanimously.

SPECIAL PUBLIC WORKS FUND LOAN APPLICATION

Assistant City Administrator Row provided a staff report. **Carney/Schaub...** authorize the City Administrator to sign and submit the enclosed application for a Special Public Works Fund (SPWF) loan application to the Oregon Business Development Department (Business Oregon) to continue design work on the community center project. The motion passed unanimously.

LEASING SPECIALISTS, LLC. CONTRACT AWARD

Police Chief Pilcher provided a staff report. **Swanson/Schaub...** award a police vehicle lease contract in the amount of \$260,450 (Total contract price over the next four years) to Leasing Specialists, LLC., with an additional contingency of \$50,000 authorized to account for increases in the final outfitting costs and financing of the vehicles, and authorize the City Administrator to sign the lease agreement. The motion passed unanimously.

AWARD OF CONSTRUCTION CONTRACT FOR 2022-23 SPRING PAVING, PART 2 PROJECT (MAINTENANCE PROJECT, BID # 2023-01)

Public Works Director Stultz provided a staff report. **Schaub/Cornwell...** Award the construction contract for the 2022-23 Spring Paving, Part 2 Project to the lowest responsible and responsive bidder, Knife River Corporation, in the amount of \$392,109.75. Staff is requesting approval of an additional \$25,000 for this project as a contingency for potential change orders that may arise during the construction process. The motion passed unanimously.

ANNUAL REVIEW PROCESS

Schaub/Carney... move that we accept option number three, annual review and to continue the use of a form. The motion passed unanimously.

CALL-UP BRIEFING: PLANNING COMMISSION APPROVAL OF A CONDITIONAL USE PERMIT & DESIGN REVIEW APPLICATION PACKAGE FOR THE HARDCASTLE APARTMENTS AT 1755 HARDCASTLE AVE (CU 22-04 & DR 22-15)

The Council declined to call this item up.

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CALL-UP BRIEFING: PLANNING COMMISSION APPROVAL OF A MODIFICATION OF CONDITIONS TO PUD 22-01 MILL CREEK MEADOWS AT 1490, 1550, & 1636

BROWN ST (MOC 23-01)

The Council declined to call this item up.

COUNCIL BRIEFING OF PLANNING COMMISSION APPROVAL OF A VARIANCE APPLICATION FOR AMAZON AT 450 S. BUTTEVILLE ROAD (VAR 23-01)

The Council declined to call this item up.

COUNCIL BRIEFING OF PLANNING COMMISSION APPROVAL OF A MODIFICATION OF CONDITIONS APPLICATION FOR 2385 SPRAGUE LANE (MOC 22-03)

The Council declined to call this item up.

CALL-UP BRIEFING: PLANNING COMMISSION APPROVAL OF A CONDITIONAL USE PERMIT & DESIGN REVIEW APPLICATION PACKAGE FOR U-HAUL TRUCK RENTAL AND MINI-STORAGE AT 0 [ZERO] STACY ALLISON WAY NE (CU 22-03, DR 22-14, & SA 23-01)

Carney/Schaub... call up the application package for U-Haul Truck Rental and Mini-Storage at 0 [Zero] Stacy Allison Way NE. The motion passed unanimously.

CITY ADMINISTRATOR'S REPORT

The City Administrator reported the following:

- Budget meeting will take place April 29, 2023;
- Represented OCCMA at the Alaska Conference in Fairbanks.

MAYOR AND COUNCIL REPORTS

Councilor Schaub had a great time at the dedication ceremony of the tulip blossom stamp.

Councilor Morris commended the City Council for the good work done tonight.

Councilor Cornwell stated that she attended the stamp dedication as well.

Councilor Cabrales asked when Butteville Rd. will be smoothed. Public Works Director Stultz stated that the road will be cleaned up shortly. Director Stultz also commented that the City is pushing ODOT to repair potholes on 214. Councilor Cabrales also stated that she stands in solidarity with Woodburn teachers.

Mayor Lonergan stated that he attended the Woodburn DSA Ceremony put on by the Chamber and that he also attended the Fire District recognition dinner. He had a roundtable discussion with Representative Salinas in Donald, where 15 mayors and city administrators got together to talk about possible grants and rural opportunities. Mayor Lonergan reported that he also participated in the following: Mid-Willamette Valley Area Commission on transportation, went to the Estates to view art on display by Dago Benavidez, tulip stamp dedication at the Wooden Shoe, Chamber's Greeters at the Wooden Shoe and the sunrise Easter Service at the Wooden Shoe. He thanked those that attended the state of the City address and added that a Spanish version is coming out this week. He thanked Councilor Carney for filling in for him while he was out of town and that he will be

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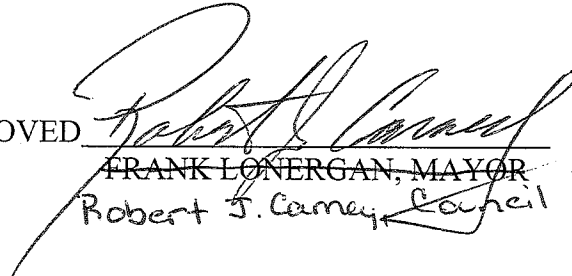
out of town for the next meeting as well.

Councilor Swanson stated that she also attended the tulip stamp dedication at the Wooden Shoe.


ADJOURNMENT

Morris/Cabrales...move to adjourn. The motion passed unanimously. Council President Carney adjourned the meeting at 10:03 p.m.

APPROVED


~~FRANK LONERGAN, MAYOR~~
Robert J. Carney, Council President

ATTEST



Heather Pierson, City Recorder
City of Woodburn, Oregon