



City of

GOLD HILL

P.O. Box 308 • Gold Hill, OR 97525
(541) 855-1525 Fax (541) 855-4501

**GOLD HILL CITY COUNCIL
COUNCIL MEETING AGENDA
November 4, 2019
Regular Council Meeting at 6:00 P.M.**

The City of Gold Hill will meet on Monday November 4, 2019, at 6:00 P.M. For the regular City Council Meeting in the Council Chambers, 420 6th Avenue. The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to the City Recorder at 541-855-1525. Council Meetings are recorded.

The City Council may elect to go into an Executive Session per ORC 192.660 (2) (a) to discuss a Contractual Matter during the scheduled meeting.

1) Call to Order/ Roll Call/Pledge of Allegiance -

2) Agenda Adjustments

Adjustments to the agenda are limited to a change in the order of business to accommodate visitors making presentations or citizens who are attending for the purpose of a single agenda item. Adjustments in the form of additions to the agenda are discouraged because the general public has had no prior notice of their consideration, and therefore interested persons will not have an opportunity to participate. Adjustments in the form of deletions from the agenda may be accomplished here so long as there is disclosure of the reason for the deletion and an indication as to when or if the item will be placed on a future agenda.

3) Public Input

Limited to 5 minutes or less per Mayors discretion.

4) Public Hearing - NONE

5) Presentations – Lampman Park Improvements - Freshwater Trust

6) Staff Reports – Key Indicator and Financial Report – City Recorder

7) Proclamations – NONE

8) Resolutions

8.1 AB – 037 Resolution Approving a Jackson County Order to Initiate Formation of a Jackson County Law Enforcement Service District and Consenting to the Inclusion of the City Territory within the Boundaries of the District that does or may not include all Jackson County Municipalities.

8.2 AB – 038 Resolution Approving a Jackson County Order to Initiate Formation of a Jackson County Law Enforcement Service District and Consenting to the Inclusion of the City Territory within the Boundaries of the District that does include All Jackson County Municipalities.

9) Ordinances

- 10) Consent Agenda:** to be approved by a single motion in the affirmative; Council Member(s) may elect to pull any and all items which will then be automatically added as the next item under section “12) – NEW BUSINESS”

10.1 Approval of City Council Meeting Minutes for October 28, 2019

11) Old Business

11.1 Authority for Mayor Newport to sign a letter of support for the Proclamation to Legalize the Takelma Salmon Ceremony at Ti'lomikh Falls – Steve Kiesling

11.2 AB – 039 Authority for City Manager to Enter into a Modified Contract with the Jackson County Sheriff to add ten (10) weekly hours of Community Service Officer services.

11.3 Motion to Finalize City Manager's Performance Evaluation

12) New Business

12.1 AB – 040 Request to Approve an Application for Temporary (Liquor) License for the Re-Opening of Figaro's Pizza

12.2 AB – 041 Authority for City Manager to add Municipal Court module to the Vision MS Software Licensing Agreement.

12.3 AB – 042 Authority for City Manager to enter into a contract with Freshwater Trust for Lampman Park Improvements.

12.3 Report regarding the Contractual Item Discussed at the Executive Session – Hunter Communication Franchise Agreement

13) City Manager Report -

14) Mayor Comments –

15) Councilor Comments -

Adjournment

Note: This agenda and the entire agenda packet, including staff reports, referenced documents, resolutions and ordinances are available at the Gold Hill City Hall in advance of each meeting 420 6th Avenue (P.O. Box 308), Gold Hill, OR 97525. Information can also be viewed at www.ci.goldhill.or.us



Riparian Project Proposal

Site: Rogue RM 118

Landowner: City of Gold Hill



Background

The City of Medford contracted with The Freshwater Trust (TFT) in 2011 to plant 10 to 15 miles of Inland Rogue riparian area. The shade benefits of these revegetation projects offset a small temperature exceedance at the City's wastewater plant. This approach costs about half that of a constructed solution (cooling towers or treatment wetland) and provides important long-term environmental benefits to the Rogue River and its tributaries.

TFT installed its first project of this type at the Denman Wildlife Refuge just upstream from Touvelle State Park on Little Butte Creek in 2012. Since then an additional eleven projects have been installed for Medford. Project sites include Little Butte Creek (2), the mainstem Rogue (5), and Applegate Basin (4). The Freshwater Trust's approach is to develop contiguous (adjoining) sites to maximize the benefits of restoration. The City of Gold Hill's parcels adjoin ODOT managed lands and private parcels that would also benefit from riparian restoration and we see potential to build on this initial project in coming years.

Project Objectives

Each project is designed to grow a resilient mix of native trees and shrubs for the benefit of local fish, wildlife and water quality. Plantings are required to meet diversity standards, and there is enough flexibility for TFT to be strategic with species selection and ensure plantings fit landowner preferences. A full species list is available upon request.

Site preparation includes the removal of blackberries, reed canary grass, poison hemlock, and other noxious weeds. Weeds are treated annually with a mix of mechanical, hand, and chemical methods until native vegetation has a chance to fully establish. See "Pesticide Use" on page 4 for The Freshwater Trust's policy on chemical use for weed control. Plantings are all maintained for 20 years until mature. All project costs are covered by TFT and include an annual per-acre payment to landowners for participating.

Project Plan

Eugene Wier from TFT has visited the site several times, most recently in September 2019. This proposal was developed with the observational data collected on site and modeled vegetation structure based on pre- and post-project conditions. Included is the estimated location and size of the proposed planting buffer as well as work tasks and timelines from Fall 2019 to Summer 2021 (see Table 1 on page 4).

TFT proposes to restore about a half-mile stretch of riverfront (approximately 2,300 linear feet), starting at the upstream end of tax lot 363W22B 1200 and extending to the downstream end of taxlot 363W211 700. The depth of the planted buffer will average 75' from edge of river upslope in keeping with the

riparian protection setback prescribed by Jackson and Josephine Counties for the mainstem Rogue River. A wide variety of native trees and shrubs exist on the site within a matrix of blackberry and other invasive weeds. This project would focus on removing weeds and replacing them with native trees and shrubs to provide for additional crown height for shade and understory density to buffer the river from heat moving off the landscape. Existing native trees and shrubs will be preserved and stewarded with planted vegetation to insure they reach their potential over the life of the project.

TFT estimates the project area to be 5.2 acres with plantings occupying locations previously held by weeds. There is likely to be additional areas behind the planted buffer that will be part of an initial treatment designed to postpone future encroachment by invasive vegetation and improve access to planting areas for contractors. The extent of the additional areas where weeds would be treated and removed along with the installation of infrastructure to manage access, such as fencing or gates, can be negotiated as part of the lease agreement.

Figure 1: A planting project after clearing invasive weeds. Plants, browse cages, and irrigation are all installed.



Irrigation is also an essential part of establishing riparian vegetation during the Rogue's hot, dry summers. TFT runs irrigation throughout the drier summer months. Once plants have begun to establish a canopy over competing weeds, the irrigation system is removed – after about three or four seasons of watering.

Figure 2: The same site after a year's growth and maintenance.



Project Activity

Riparian projects of this type are designed to perform at a high standard over a long period of time. To successfully establish a project, work activity is intensive in the first two years, gradually tapering off over the next two to three years (see Table 1 on page 4).

By year five projects are relatively self-maintaining (minimal onsite activity and no irrigation). Five years has been the maximum term that projects have required irrigation support. Typically, projects begin to transition off after three years of full irrigation. Table 1 describes what can be expected in terms of activity from TFT staff and contractors during the first two years of a project. Our partner implementers, Plant Oregon, have a well-seasoned team, and owners Dan and Dave Bish have become experts at riparian planting work with 20 years of native nursery and restoration experience. Appendix C, which articulates project work and standards in TFT landowner leases, is included with this document to provide more extensive detail on project activity for the full life of the project (see Page 6 onwards).

A visit schedule and access protocol will be reviewed and agreed to every year. Typically, private landowners ask for TFT or Plant Oregon to provide 24 hours' notice by text, call, or email. Visits are always during daylight hours.

Lease Terms

As part of TFT's contract with Medford, the project requires a 20-year lease so TFT can ensure vegetation matures and full shade benefits are realized. TFT has provided a template lease to accompany this project concept.

TFT typically pays \$250/acre/year for the lease area to private landowners. *Full funding is already available for the project. The overall project investment into this site is currently estimated at \$229,000.*

Table 1: 2018 to 2020 Project Timeline

Timing	2019-2020	2020		2021
	Fall/Winter	Spring	Summer/ Fall	Spring/Summer
	<u>Site Preparation:</u> [project and maintenance area]	<u>Planting:</u> [project area only]	<u>Stewardship:</u> [project area and encroachment prevention from maintenance area]	
Project Activity	Invasive species control Treat Reed Canary Grass, Teasel, Dyer's Woad, blackberry, etc.	Mow off weeds and prepare planting areas Install irrigation Plants installed trees and shrubs (1:2 ratio; 1200 stems per acre) Seed native and cover grasses Apply mulch mats, browse cages, and fertilizer to plantings	Operate irrigation system Manage browse on plantings Mechanical mowing & spot spraying noxious weeds Treatment targeted at blackberries, teasel, hemlock and other noxious weeds	Replants and replacement of mats and browse control if needed Irrigation restarts Mechanical mowing & Spot spraying noxious weeds
Number of Visits / Size of Crew	2-3 events with focus on fall treatment and late winter follow-up	Maintenance crews of 1 to 2, about 6 times a month, tapering to 3 times a month TFT Project Managers about twice a month (usually with maintenance crews), tapering to once a month		

Pesticide Use

The Freshwater Trust uses an IPM (integrated pest management) approach to dealing with noxious weeds. The IPM approach utilizes knowledge of the target weed's biology and life history, timing, mechanical methods, and as a last resort chemical application. The goal with IPM is to accomplish effective control with the least amount of chemical possible by utilizing knowledge, timing and cultural practices. TFT employs subcontractors who are licensed and experienced with use of aquatically certified glyphosate (sometimes known as Aquamaster or Roundup Custom). Annual review of literature and experience has indicated that this product poses the least risk to aquatic and terrestrial organisms while still providing effective control of the suite of noxious weeds commonly encountered in riparian areas of the Rogue.

Landowner References

Rogue RM 127 (1st year project)

Ray White

rwsukihana@gmail.com

541-292-2306

Rogue RM 128 (6th year project)

Bill Leavens

leavensb@landsrock.com

541-840-7790

Freshwater Trust Contacts



Eugene Wier is a twenty-year resident and lover of the Rogue. Having worked in natural resources his whole career, he knows the Rogue better than most. Eugene is the Lead Project Manager for the Medford Program and has developed the systems that have made this program a success. He loves rivers and never misses a chance to talk fish or make a cast.

541-227-9858

eugene@thefreshwatertrust.org

Figure 3: City of Gold Hill proposed project lease area.

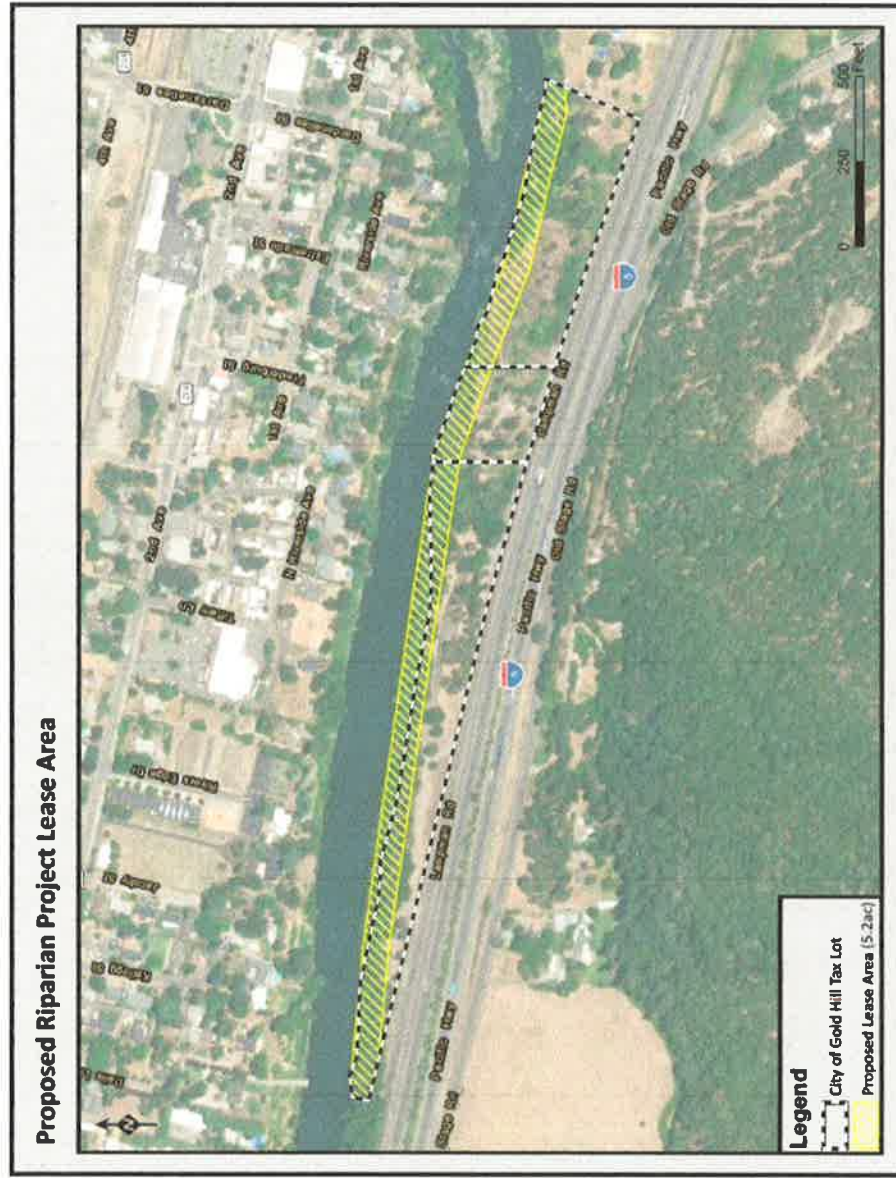


EXHIBIT C – SCOPE OF RIPARIAN RESTORATION ACTIVITIES

1. **Introduction.** The following provides a basic outline of the actions and activities that may occur on the Riparian Land. The Riparian Restoration Activities include a broad range of stream bank restoration and mitigation actions similar to many forestry, agricultural, and landscaping practices. This Exhibit does not contain, and is not intended to be, an exclusive and exhaustive list of activities that TFT may conduct on the Riparian Land, but a general description of the outline and timeline of work that Landowners may expect on its Riparian Land. As the Riparian Land is unique, each TFT project will be distinctive and tailored to that site. Variations in climate, plant species and site conditions often require modified designs for each project. Accordingly, TFT reserves the right to respond to conditions on the ground with responsible and professional agricultural practices that may or may not be cited below.
2. **Site Planning.** As project manager, TFT will develop a planting plan for the Riparian Land, vet and hire contractor(s) to perform the work of installing and maintaining the plantings, monitor and document the progress of the plantings, develop maintenance recommendations and guide the project through the credit verification and registration process. To the extent possible, TFT will engage local contractor(s) to prepare, plant and maintain the riparian restoration project, and welcomes Landowners recommendations for such contractors.
3. **Scope of Work.** TFT or its contractor(s) may complete all or some of the following work on the Riparian Land:
 - 3.1. **Site Preparation and Invasive Plant Removal:** Site preparation will include removal or control of invasive plants within the Riparian Land and preparation of the ground for planting. Such work may involve mowing, scalping, brush hogging, hand digging and herbicide treatments. Invasive plant material will be disposed of in accordance with best management practices for those species.
 - 3.2. **Plant Procurement:** Indigenous-derived plant material will be secured whenever available. Local suppliers will be given preferential consideration for supply. TFT will work with contractor(s) to select appropriate species and relative numbers based on conditions observed at nearby reference sites and professional judgment.
 - 3.3. **Plant Location:** Planting performed by TFT or its contractor(s) will conform with zone planting guidelines developed by TFT through its planting plan and in accordance with Willamette Partnership planting standards as follows:

<u>Willamette Partnership Minimum Riparian Revegetation Requirements:</u>
<ul style="list-style-type: none">▪ All plant materials must come from locally-sourced seed within the same EPA eco-region (see Native Seed Network for availability http://www.nativeseednetwork.org/index) unless otherwise unavailable (e.g. in the Willamette sources below 1,500 feet).

- Plantings must be based on appropriate plant community determined by local reference site. Unless different at the local reference site, the site must support a minimum of 1,600 stems per acre (average) at project year 5.
- The site must have no more than ten percent (10%) invasive shrub or tree species, and no more than twenty percent (20%) invasive herbaceous species. After the site has matured to the stage when desirable canopy species reach fifty percent (50%) cover, the cover of invasive understory species may increase but may not exceed thirty percent (30%).
- The site may have no fewer than five woody species and no single species may represent more than fifty percent (50%) of the woody plants at project year 5.
- Neither trees nor shrubs shall represent less than twenty percent (20%) of the total stems per acre at project year 5.
- The stream connected to the site must have perennial flow.
- Reference sites will be identified within the 5th Field hydrologic unit of the project site using DEQ's wadable stream conditions assessment from 2007 when possible.

3.4. **Plant Protection:** To minimize plant losses due to herbivory or damage from routine maintenance tasks (e.g., mowing), tree cages or protection tubes may be utilized as needed.

3.5. **Irrigation:** Supplementary irrigation may be required for establishment of most plantings. Accordingly, TFT and its contractor(s) may install an irrigation system to meet establishment needs on the Riparian Land for the use of TFT and its contractors. If Landowners is providing irrigation water or a point of diversion for the irrigation system, Landowners' preferences regarding design and location will be taken into account in the implementation of the system. Irrigation will be provided for the purpose of plant establishment only and once plantings are established (expected within 5 years) the irrigation system will be removed by TFT or its contractor(s).

4. **Project Site Maintenance.** TFT and its contractor(s) will maintain plantings made during the term of this Lease. Maintenance may include irrigation, control of invasive plants, pruning and replacement of failed plantings. Maintenance activities are likely to occur more frequently in the first 2 to 3 years during plant establishment and less frequently in years 5 through 20. A schedule containing an estimated number of maintenance visits will be prepared by TFT and its contractor(s) and provided to Landowners annually.

4.1. **Maintenance.** Maintenance of the Riparian Land and associated plantings will be the sole responsibility of TFT. Landowners will not have any responsibility for maintenance of the plants on the Riparian Land.

4.2. **Maintenance Schedule.** TFT and its contractor(s) will create a maintenance schedule, to be revised annually and reviewed with Landowners. The maintenance schedule will define the maximum number of visits needed per week and will contain information for Landowners regarding types of maintenance activities to be conducted on the Riparian Land and the frequency of their occurrence. Scheduled maintenance tasks will generally occur on the

timeline outlined below. Additional maintenance may take place as needed and dictated by routine monitoring reports.

4.2.1. *Year 1:* New plants will be irrigated as needed.

4.2.2. *Years 1 – 5:* Invasive plants will be managed by mowing the project site as required. Subsequent herbicide applications may be required.

4.2.3. *Years 5 – 20:* Maintenance will be reduced after sites have achieved free-to-grow conditions. However, if a site sustains damage, corrective actions will be completed as directed by the terms of the Contract and this Exhibit C.

4.2.4. *In-fill planting:* The planting plan will be used as a guide for in-fill planting to replace failed plants, as well as an assessment on the success/failure of the on-site plants. In-fill planting will target representative stem densities of reference sites.

4.2.5. Any materials used to minimize maintenance or herbivory (e.g. tree tubes or similar technology) may be removed.

4.3. Additional Visits: Additional visits to the project site for any other purpose beyond Riparian Restoration Activities or site verification (e.g., third party visits) will be arranged with Landowners in advance at Landowners' discretion.

5. **Remediation.** If the site is not performing to TFT's standards at years 5, 10, 15, and 20 of the Lease, excluding circumstances in which the loss or damage is due to a Force Majeure event, action will be taken to address causes of sub-standard performance.

6. Performance Schedule.

6.1. All site preparation work is targeted for completion by _____.

6.2. Initial planting to be installed by the target date of _____.

6.3. All plant stakes, cages, mulch, and fertilizer to be installed by the target date of _____.

6.4. First year maintenance will begin when initial planting has been completed (_____) and will most likely involve weekly visits to the project site by maintenance contractor through the first growing season. Several visits will be needed by TFT, its employees and contractor(s) to verify planting specifications, document the work, set up monitoring points and conduct required monitoring. The schedule of maintenance and monitoring visits referenced in Section 4.2 above will be provided to Landowners at the beginning of each growing season (April through May) during the project establishment phase (1-5 years).

6.5. In fill and replacement plantings may be installed in year 2 and 3 as needed to meet the planting standards outlined in Section 3. In fill and replacement plantings may be installed during plant dormancy period (November through May).

EXHIBIT D – IRRIGATION TERMS

1. Source of Water.

- 1.1. TFT and its contractors will be irrigating the Riparian Land with water obtained through [Landowners' water right and/or a limited use license that will be applied for through the Oregon Water Resources Department. Cost and fees for the limited use license will be paid by TFT.]

2. Application of Water to Riparian Land.

- 2.1. TFT will provide Landowners with prior notice in writing of the identity of the individual water applicator(s), if different from the general contractor(s) working on the Riparian Land. TFT or its applicator(s) will also provide Landowners with twenty-four (24) hours notice by telephone or email prior to entry in order to irrigate the Riparian Land.
- 2.2. Irrigation water is to be applied in intervals as required to maintain soil moisture levels sufficient to support and maintain plant health [and rate if known]. Because the success of Riparian Restoration Activities are highly dependent upon the timely application of water, Riparian Restoration Activities on Riparian Land shall be monitored for irrigation demand during the period of April to September of years 1 through 3 of the Lease and on an as-needed basis outside of that time frame.

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City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: Resolution to Allow Jail Bonds go to the Voters	Agenda Date		AB2019-037
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager		X
	City Attorney		
	Other – JCSO Attorney	X	
Cost Impact: None			
Fund Source: N/A			
Timeline:			
Attachments: Letter from Sheriff Sickler, Resolution 06-R-19			
SUMMARY STATEMENT: <p>This resolution authorizes the County Commissioners to form a special district which excludes the City of Talent, and to place a bond measure on the Spring, 2020 ballot to fund the new county jail. Vote to approve the resolution will allow the process go forward; vote to disapprove stops the process from going onto the voters to decide.</p> <p>Please note that you need also to address Resolution 07-R-19 which is similar but includes the City of Talent into the district.</p>			
STAFF REVIEW AND RECOMMENDATION: To approve Resolution 06-R-19 as presented			
RECOMMENDED ACTION: MOTION to approve Resolution 06-R-19 as presented			
RECORD OF COUNCIL ACTION			
Meeting Date	Action	Vote	
11/04/19			



JACKSON COUNTY

Sheriff

*Serving our Community through values-oriented law enforcement;
Character, Competence, Courage, Compassion*

Sheriff Nathan Sickler
Jackson County

5179 Crater Lake Hwy
Central Point, Oregon 97502
Phone: 541-770-8923

To all City Officials,

As you are aware, Jackson County is pursuing the possibility of creating a service district to construct and operate a new local correctional facility. Because there is a question as to whether or not all of the governing bodies of the local cities will vote to include their city within the boundaries of the service district, I have enclosed two proposals and the corresponding templates for your city to consider. I am hoping the City Councils will vote to adopt both resolutions so we can get this issue to the voters as soon as possible.

Based on prior actions there is a concern the City Council for the City of Talent may not vote to include the incorporated area of Talent within the proposed service district. In anticipation of this, we have prepared two resolutions we are asking the City Council's to consider passing both so we have an alternate plan in place.

The first resolution will be consenting to enter a district that includes all of Jackson County and is essentially the same information that was presented nearly six months ago but for a small rate increase. Due to time lapse and predictable increases in building costs, the new district rate is **\$0.8547** cents per \$1,000 of assessed value. The previous rate was \$0.8353 per \$1000.

The second resolution will include all of Jackson County except for the incorporated City of Talent. The district rate needed to support a correctional facility construction and operation without the City of Talent is **\$0.8719** cents per \$1000 of assessed value. The difference in tax rates between the two plans is **\$0.0172** cents

We are hoping all City Councils will decide this is a matter for the voters to consider and pass both resolutions. After the City Council for the City of Talent determines whether it will move forward with allowing Talent residents to vote on the creation of the service district, a proposal can then move forward for consideration by the Jackson County Board of Commissioners.

Be assured that only proposal can move forward. The Board of Commissioners **cannot vote** to move both proposals forward and create two separate service districts. The law only allows the creation of **one** service district for a particular purpose and therefore there is no concern that both district rates could be assessed.

Sincerely

RESOLUTION NO. 06-R-19

**Resolution Approving a Jackson County Order to Initiate Formation of a
Jackson County Law Enforcement Service District and
Consenting to the Inclusion of City Territory Within the Boundaries of the District**

The City Council of the City of _____, Oregon (City), finds:

- a. The Jackson County, Oregon, Board of Commissioners intends to form a county service district for law enforcement services under the authority of Oregon Revised Statute (ORS) 451.010(1)(n). The name of the proposed district is the Jackson County Local Correctional Facility Service District (hereinafter "District"). The proposed District would have authority to construct, operate, and maintain a local correctional facility in Jackson County.
- b. The Jackson County Board of Commissioners may initiate the formation of the District by adopting an order under authority of ORS 198.835. The Board proposes to include all county territory within the boundaries of the proposed District except for the City of Talent, as effective July 1, 2020.
- c. Jackson County voters will be asked to establish a permanent property tax rate limit of \$0.8719 per \$1,000 of assessed value for the District as authorized by ORS 451.547.
- d. The territory of the City may only be included within the boundaries of the District if the City Council adopts a resolution approving the proposed Jackson County Order Initiating Formation of a Jackson County Law Enforcement Service District. The proposed Order is attached hereto.
- e. The City Council believes that a law enforcement service district for the construction, operation, and maintenance of a local correctional facility in Jackson County is in the best interests of the citizens of the City.

The City Council of the City of _____ Resolves:

The City of _____, Oregon, hereby consents to the inclusion of all the territory of the City within the boundaries of the proposed Jackson County Local Correctional Facility Service District, and approves the Jackson County Board of Commissioners' proposed Order Initiating the Formation of a Jackson County Law Enforcement Service District in substantially the form attached hereto.

Adopted by the City Council of the City of _____, Jackson County, Oregon this ____ day of _____, 2019.

Attest:

City of _____

City Manager/Recorder

By _____
Mayor

STATE OF OREGON)
) ss
County of Jackson)

I certify that the foregoing is a true copy of the original resolution on file in the office of the City Recorder.

City Recorder

City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: Resolution to Allow Jail Bonds go to the Voters	Agenda Date		AB2019-038
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager		X
	City Attorney		
	Other – JCSO Attorney	X	
Cost Impact: None			
Fund Source: N/A			
Timeline:			
Attachments: Letter from Sheriff Sickler, Resolution 07-R-19			
SUMMARY STATEMENT: <p>This resolution authorizes the County Commissioners to form a special district which includes the City of Talent, and to place a bond measure on the Spring, 2020 ballot to fund the new county jail. Vote to approve the resolution will allow the process go forward; vote to disapprove stops the process from going onto the voters to decide.</p> <p>Please note that you need also to address Resolution 06-R-19 which is similar but does not include the City of Talent into the district.</p>			
STAFF REVIEW AND RECOMMENDATION: To approve Resolution 07-R-19 as presented			
RECOMMENDED ACTION: MOTION to approve Resolution 07-R-19 as presented			
RECORD OF COUNCIL ACTION			
Meeting Date	Action	Vote	
11/04/19			



*Serving our Community through values-oriented law enforcement;
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To all City Officials,

As you are aware, Jackson County is pursuing the possibility of creating a service district to construct and operate a new local correctional facility. Because there is a question as to whether or not all of the governing bodies of the local cities will vote to include their city within the boundaries of the service district, I have enclosed two proposals and the corresponding templates for your city to consider. I am hoping the City Councils will vote to adopt both resolutions so we can get this issue to the voters as soon as possible.

Based on prior actions there is a concern the City Council for the City of Talent may not vote to include the incorporated area of Talent within the proposed service district. In anticipation of this, we have prepared two resolutions we are asking the City Council's to consider passing both so we have an alternate plan in place.

The first resolution will be consenting to enter a district that includes all of Jackson County and is essentially the same information that was presented nearly six months ago but for a small rate increase. Due to time lapse and predictable increases in building costs, the new district rate is **\$0.8547** cents per \$1,000 of assessed value. The previous rate was \$0.8353 per \$1000.

The second resolution will include all of Jackson County except for the incorporated City of Talent. The district rate needed to support a correctional facility construction and operation without the City of Talent is **\$0.8719** cents per \$1000 of assessed value. The difference in tax rates between the two plans is **\$0.0172** cents

We are hoping all City Councils will decide this is a matter for the voters to consider and pass both resolutions. After the City Council for the City of Talent determines whether it will move forward with allowing Talent residents to vote on the creation of the service district, a proposal can then move forward for consideration by the Jackson County Board of Commissioners.

Be assured that only proposal can move forward. The Board of Commissioners **cannot vote** to move both proposals forward and create two separate service districts. The law only allows the creation of **one** service district for a particular purpose and therefore there is no concern that both district rates could be assessed.

Sincerely

RESOLUTION NO. 07-R-19

**Resolution Approving a Jackson County Order to Initiate Formation of a
Jackson County Law Enforcement Service District and
Consenting to the Inclusion of City Territory Within the Boundaries of the District**

The City Council of the City of _____, Oregon (City), finds:

- a. The Jackson County, Oregon, Board of Commissioners intends to form a county service district for law enforcement services under the authority of Oregon Revised Statute (ORS) 451.010(1)(n). The name of the proposed district is the Jackson County Local Correctional Facility Service District (hereinafter "District"). The proposed District would have authority to construct, operate, and maintain a local correctional facility in Jackson County.
- b. The Jackson County Board of Commissioners may initiate the formation of the District by adopting an order under authority of ORS 198.835. The Board proposes to include all county territory within the boundaries of the proposed District.
- c. Jackson County voters will be asked to establish a permanent property tax rate limit of \$0.8547 per \$1,000 of assessed value for the District as authorized by ORS 451.547.
- d. The territory of the City may only be included within the boundaries of the District if the City Council adopts a resolution approving the proposed Jackson County Order Initiating Formation of a Jackson County Law Enforcement Service District. The proposed Order is attached hereto.
- e. The City Council believes that a law enforcement service district for the construction, operation, and maintenance of a local correctional facility in Jackson County is in the best interests of the citizens of the City.

The City Council of the City of _____ Resolves:

The City of _____, Oregon, hereby consents to the inclusion of all the territory of the City within the boundaries of the proposed Jackson County Local Correctional Facility Service District, and approves the Jackson County Board of Commissioners' proposed Order Initiating the Formation of a Jackson County Law Enforcement Service District in substantially the form attached hereto.

Adopted by the City Council of the City of _____, Jackson County, Oregon this ____ day of _____, 2019.

Attest:

City of _____

City Manager/Recorder

By _____
Mayor

STATE OF OREGON)
) ss
County of Jackson)

I certify that the foregoing is a true copy of the original resolution on file in the office of the City Recorder.

City Recorder

**City of Gold Hill City Council
Meeting Minutes
October 28, 2019**

Mayor Newport called the meeting to order at **6:00 p.m.**; immediately followed by the **Pledge of Allegiance**.

1) Roll Call: Mayor Newport, Councilors Canon, Hinkley, Lowe, Palmer, Studebaker, and Wilson responded as present. **QUORUM PRESENT.**

2) Recess to an Executive Session per:

ORS 192.660 (2)(b) to consider the dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent who does not request an open hearing; and,

ORS 192.660 (2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Council immediately recessed to an Executive Session, where City Attorney Ryan Vanderhoof explained the details of the BOLI settlement with Terry Dewitt. The Executive Session was to include discussion of dismissal or discipline of the City Manager, Harry Staven, but City Manager Staven requested that this discussion be held in open session.

3) Return to Open Session - Action Items from Executive Session

3.1 Consider disciplining or dismissal of public official/staff

Due to City Manager Staven's request that any discussion of his performance, employment, or employment contract be discussed in open session, Items 3.1 and 3.2 were discussed in reverse order.

Councilor Wilson recused herself from the discussion of City Manager Staven's performance. Mayor Newport asked each of the Councilors to voice their opinions on the City Manager's performance. All council members voiced their dissatisfaction with the audit delay, though they acknowledged that he has also done a lot of good things, as well.

The Mayor then asked for input from the public. Ed Cooper, Hugh Schoonover, and Marvin Hinkley all voiced their displeasure with the way the Council was handling the matter of the City Manager's performance.

At this point, City Manager Staven was called upon for his response. To the Council members, he handed copies of Resolution 12-R-11, "A Resolution Repealing Resolutions 98-R-08 and 98-R-23 and Adopting New City Council Rules and

Procedures”, in order to help clarify the distinction between the Council and the City Manager’s authority and responsibilities. He then gave updates on the key projects he’s been working on, including the audit, the court, and the new accounting software.

After hearing the City Manager’s input, the Mayor again asked the Councilors for their thoughts. There were still conflicting opinions on what to do. Councilor Studebaker made the Motion to table the decision until the November 4 council meeting; so that the Council could reflect on the information they were provided. Councilor Canon seconded. Councilors Canon, Palmer, and Studebaker voted “YES”, Councilors Hinkley and Lowe voted “NO”, and Councilor Wilson abstained. With a majority vote of 3-2, **MOTION PASSED.**

Mayor Newport requested that Attorney Vanderhoof be present at the November 4 council meeting, and he agreed. Councilor Wilson then rejoined the Council for the remainder of the meeting.

3.2 BOLI Complaint Legal Recommendation

Per Attorney Vanderhoof’s recommendation, Councilor Hinkley made the Motion to give the Attorney the power to negotiate a no fault settlement with Terry Dewitt, up to \$5,000. Councilor Canon seconded. All Councilors voted in favor. **MOTION PASSED.**

4) Ordinances

4.1 AB2019-036 – Ordinance 19-04 Gold Hill Municipal Court Re-Activation

City Recorder Jessica Simpson read the Ordinance 19-04 into the record, which became effective after one reading and Mayor Newport’s signature.

5) Consent Agenda: to be approved by a single motion in the affirmative; Council Member(s) may elect to pull any and all items which will then be automatically added as the next item under section “7) NEW BUSINESS”

Approval of City Council Meeting Minutes for October 7, 2019 and October 14, 2019

Councilor Hinkley made the Motion to approve the Meeting Minutes from October 7 and October 14. Councilor Canon seconded. Councilor Lowe abstained, as he was not present at one of the meetings; all other Councilors voted in favor. **MOTION PASSED.**

6) Old Business

AB2019-033 Municipal Court Judge’s Employment Contract – City Manager Staven

City Manager Staven noted that this final contract was identical to the previous version, with the exception of the paragraph detailing training for Judge Zammetti. The training is not required, and that language was removed from the contract. Councilor Lowe made the Motion to approve Judge Zammetti’s contract. Councilor Hinkley seconded. All Councilors voted in favor. **MOTION PASSED.**

7) New Business

7.1 New Water Meter Surcharge

City Manager Staven informed the Council of the options they had for the loan to pay for the new water meters. If the City chooses the \$250,000 loan option, the meter surcharge would be \$3.68/month/utility account for 10 years. The \$300,000 loan option worked out to a \$4.42/month/utility account surcharge, again for 10 years. City Recorder Simpson informed the Council of the possibility of a USDA grant that could fund up to 45% of the cost of new meter implementation. However, grants are still not available to the City due to the incomplete financial audits. With the completion of the audits on the near horizon, the Council felt it would be in the City's best interest to wait until next year to upgrade the meters, when we regain the ability to apply for grants, such as this one.

7.2 Hunter Communications Contract

City Manager Staven reported that he was under a non-disclosure agreement with Hunter Communications, and requested that the Council discuss the contract in an Executive Session. Council agreed to have an Executive Session on November 4, 2019.

8) Adjournment

Mayor Newport adjourned the meeting at 8:12 pm.

Minutes Approved by: _____

Pete Newport, Mayor

Attested by: _____

Jessica Simpson, City Recorder



City of

GOLD HILL

P.O. Box 308 • Gold Hill, OR 97525
(541) 855-1525 Fax (541) 855-4501

November 4, 2019

Governor Kate Brown

Office of the Governor
900 Court Street, Suite 254
Salem, OR 97301-4047

Dear Governor Brown,

For more than a decade, the City of Gold Hill has been honored to work with Agnes Baker Pilgrim, the oldest living Takelma Indian, on several historic projects for the good of our salmon, the Rogue River, and the people of Gold Hill.

In 2008, the City worked with “Grandma Aggie,” the Oregon Department of Fish and Wildlife, as well as others to remove the Gold Hill Diversion Dam, which was then considered the second largest barrier to salmon passage on the Rogue River.

In 2010, the City worked with Grandma Aggie and the United States Board of Geographic Names to restore the original Takelma Indian name “Ti’lomikh Falls” to the spectacular rapids where the diversion dam was built.

In 2016, the City worked with Grandma Aggie to declare First Nations Day (now Indigenous Peoples Day) to honor the thousands of years of Native American history at Ti’lomikh Falls and what is now the City of Gold Hill.

For more than a decade, City has also supported Grandma Aggie's efforts to restore the ancient Takelma Salmon Ceremony at Ti'lomikh Falls. The City is grateful to Grandma Aggie for her willingness to share the ancient ceremony with all people who love the Rogue River and her salmon.

Now the City of Gold Hill supports and applauds Grandma Aggie's dream of using salmon caught in the traditional manner for the Salmon Ceremony, and hopes you will grant Grandma Aggie a special "fishing license" to make the authentic ceremony legal at Ti'lomikh Falls.

Sincerely,

Peter Newport

Mayor of Gold Hill



DRAFT

Proclamation to Restore the Authentic Salmon Ceremony at Ti'lomikh Falls

- WHEREAS:** Ti'lomikh Falls was a tribal fishing area on the Rogue River much like Celilo Falls on the Columbia River. The home tribe was the Takelma, the "People of the River;" and
- WHEREAS:** Takelma tradition taught that the Salmon Ceremony at Ti'lomikh Falls was brought by Daldal, the Great Dragonfly, to bring peace to all the tribes, who were fighting over fish. In modern terms, the Salmon Ceremony managed the fishery not only for the Takelma, but for All the People whose lives depended on the salmon of the Rogue; and
- WHEREAS:** During the Salmon Ceremony, the elder of the Takelma sat on the Story Chair at the base of the falls to net the first salmon of the spring. As the first salmon was caught, the story and peaceful purpose of the Salmon Ceremony was recounted at the Storytelling Stone on the riverbank. The first salmon was then shared among All the People as a sacrament, and then the bones and skin of the first salmon were returned to the pool below the falls to ensure that salmon would always return to the Rogue; and
- WHEREAS:** In the 1850's, the Takelma and surrounding Rogue Indians were killed or marched away to reservations. The ancient Salmon Ceremony ended, and the wild spring salmon of the Rogue gradually became what is now called a threatened species; and
- WHEREAS:** To protect the Rogue's remaining salmon, the Oregon Department of Fish and Wildlife does not permit fishing at Ti'lomikh Falls, or fishing by dip net, so the authentic Salmon Ceremony cannot legally be enacted; and
- WHEREAS:** Taowhywee, Grandma Agnes Baker Pilgrim, the oldest living Takelma Indian, risked her own life to take a seat on the Story Chair at Ti'lomikh Falls to restore the Salmon Ceremony, but she has had to use fish from the Columbia River; and
- WHEREAS:** The People of Oregon believe that the authentic Salmon Ceremony should once again be legal at Ti'lomikh Falls for the benefit of the All the People and the salmon.
- NOW,
THEREFORE:** I, Kate Brown, Governor of Oregon, hereby grant Taowhywee, Grandma Agnes Baker Pilgrim, the right to catch one fish by dip net from the Story Chair at Ti'lomikh Falls for the Salmon Ceremony, and to designate a person to fish in her place.



IN WITNESS WHEREOF, I hereunto set my hand and cause the Great Seal of the State of Oregon to be affixed. Done at Ti'lomikh Falls on the Rogue River in the State of Oregon on the day of the Salmon Ceremony, June 2, 2020.

DRAFT

Kate Brown, Governor

DRAFT

Bev Clarno, Secretary of State

City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: JCSO Contract Amendment to add ten (10) hours of CSO time	Agenda Date		AB2019-039
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager		X
	City Attorney		
	Other – JCSO Attorney	X	
Cost Impact: None			
Fund Source: N/A			
Timeline:			
Attachments:			
SUMMARY STATEMENT: <p>This item was first discussed in August. It was conditionally approved in September pending the opening of the municipal court. Tonight's vote will authorize the City Manager to sign the contract to add ten (10) hours of Community Service Officer (CSO) contact time into the current contract.</p>			
STAFF REVIEW AND RECOMMENDATION: To authorize City Manager to enter into a contract with the JCSO to add ten (10) hours Community Service Officer time.			
RECOMMENDED ACTION: MOTION to authorize City Manager to enter into a contract with the JCSO to add ten (10) hours Community Service Officer time.			
RECORD OF COUNCIL ACTION			
Meeting Date	Action	Vote	
11/04/19			

City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: Temporary Liquor License Application for Figaro's Pizza Cost Impact: None Fund Source: N/A Timeline:	Agenda Date		AB2019-040
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager	X	
	City Attorney		
	Other		
Attachments: Liquor License Application			
SUMMARY STATEMENT: Figaro's Pizza is about to re-open!!!! They will hold the GRAND RE-OPENING on 11/16/19 from 5 p.m. to 9:30 p.m. and the request is to allow beer and/or vine beverage service at the event.			
STAFF REVIEW AND RECOMMENDATION: To approve Figaro's Pizza's application for a temporary liquor license.			
RECOMMENDED ACTION: MOTION to approve Figaro's Pizza's application for a temporary liquor license.			
RECORD OF COUNCIL ACTION			
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>	
11/04/19			



APPLICATION FOR TEMPORARY USE OF AN ANNUAL LICENSE (TUAL)

FULL ON-PREMISES SALES LICENSE TEMPORARY USE APPLICATION

- Sell at retail distilled spirits, malt beverages, wine, and cider by the drink for consumption in the special event licensed area.
- Sell at retail malt beverages, wine, or cider in a securely covered container (growlers) meant for drinking off of the special event licensed area. The container may not hold more than two gallons. You must not allow any other open container of alcohol to leave the licensed premises.

LIMITED ON-PREMISES SALES LICENSE TEMPORARY USE APPLICATION

- Sell at retail malt beverages, wine, and cider by the drink for consumption in the special event licensed area.
- Sell at retail malt beverages, wine, or cider in a securely covered container (growlers) meant for drinking off of the special event licensed area. The container may not hold more than two gallons. You must not allow any other open container of alcohol to leave the licensed premises.

OLCC LICENSE FEE

- There is no OLCC license fee for any license day up to and including September 30, 2019.
- There is a \$10.00 per license day fee for any license day October 1, 2019 and after.
- The OLCC license fee is per license day or any part of a license day. A license day is from 7:00 am to 2:30 am on the succeeding calendar day.
- **Make payment by check or money order, payable to OLCC.**
- **License Days:** In #11 below, you may apply for a maximum of **seven** license days per application form.

Process Time


OLCC needs your completed application in sufficient time to approve it. Sufficient time is typically 2 to 4 weeks before the first event date listed in #11 below (some events may need extra processing time). OLCC may refuse to process your application if it is not submitted in sufficient time for the OLCC to investigate it.

1. My Annual License is a: <input type="checkbox"/> FULL ON-PREMISES <input checked="" type="checkbox"/> LIMITED ON-PREMISES	
2. Licensee Name (please print): tracy ford	
3. Email: tracyfordfigaros@gmail.com	
4. Trade Name of Business: Figaro's pizza - jon and tracy pizza llc	5. Fax (Optional)
6. Address of <u>Annual</u> Business: 175 2nd st	7. City gold hill
8. Contact Person: tracy ford	9. Contact Phone: 5413261035
10. Event Name (if one): grand re-opening Figaro's pizza	
11. Date(s) of event (no more than seven days): 11/16/19	
12. Start/End hours of alcohol service: 5pm <input type="checkbox"/> am <input type="checkbox"/> pm to 9:30pm <input type="checkbox"/> am <input type="checkbox"/> pm	
13. Address of <u>Special Event</u> (Street, City and Zip): 175 2nd ave gold hill or 97525	

14. Is the event, or any part of the event, outdoors? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
14a. If yes, submit a drawing showing the licensed area and how the boundaries of the licensed area will be identified.	
15. List the name(s) of alcohol manager(s) on-duty and in the licensed area: tracy ford, joseph weinschrott	
16. Is the expected attendance per day in the licensed area (where alcohol will be sold or consumed) 301 or more per day? If yes, the event must have at least \$300,000 of liquor liability insurance coverage (ORS 471.168). <input type="checkbox"/> Yes (please answer questions 17 and 18) <input checked="" type="checkbox"/> No (please skip questions 17 and 18)	
17. Insurance Company:	18. Policy #:
19. GOVERNMENT RECOMMENDATION: You must obtain a recommendation from the local city <u>OR</u> county <u>before</u> submitting this application to the OLCC.	
19a. Name the CITY if the event address is within a city's limits: gold hill	
OR	
19b. Name the COUNTY if the event address is outside the city's limits: jackson	

I affirm the following:

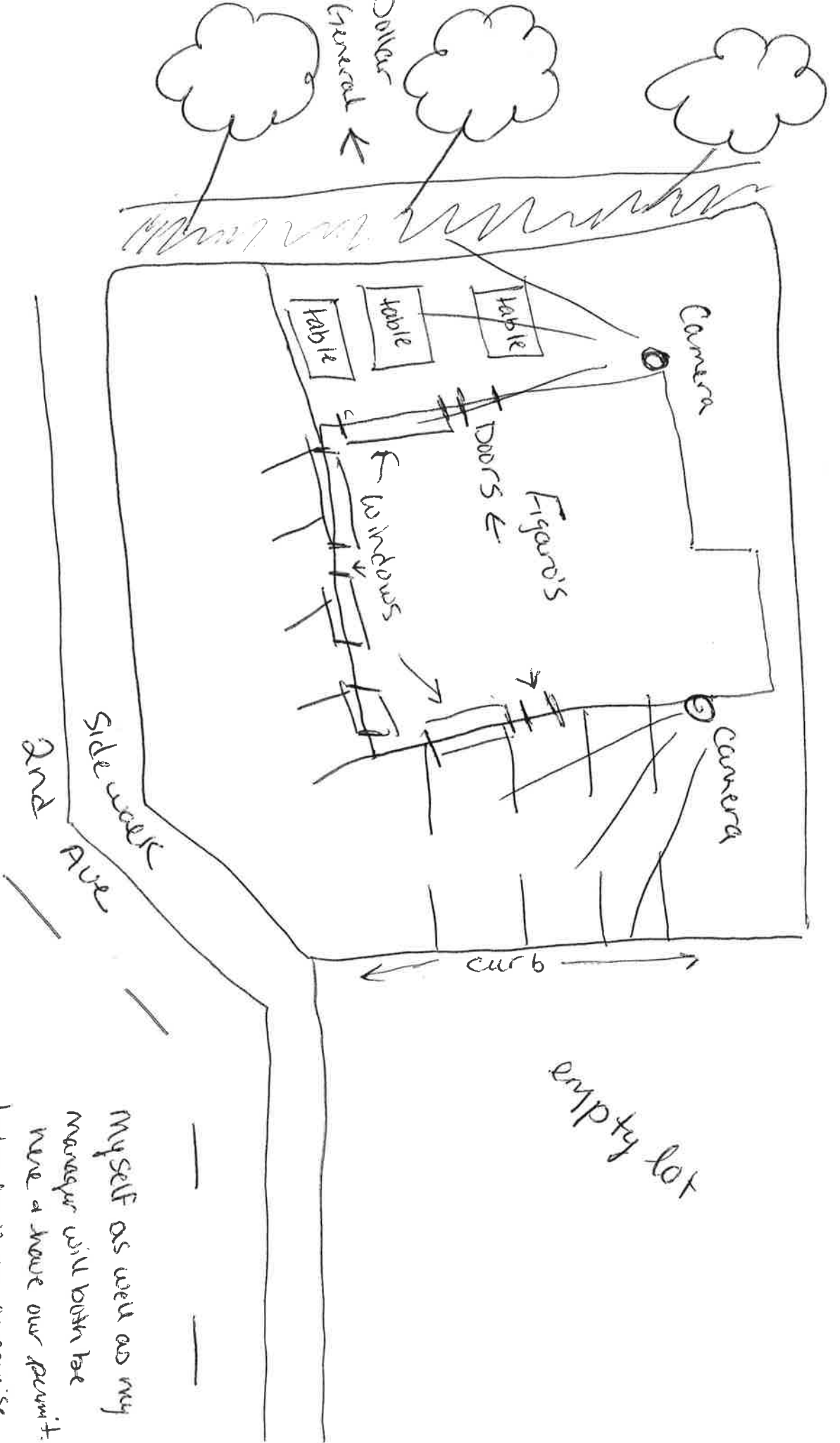
- Minors (people under the age of 21) and visibly intoxicated people will not be allowed to buy, possess, or consume alcohol.
- The only open containers of alcohol that may be taken off the licensed area are securely covered containers (growlers) of malt beverages, wine, or cider. I will not allow any other open container of alcohol to leave the licensed premises.
- Marijuana (such as use, consumption, ingestion, inhalation, samples, give-away, sale, etc.) is prohibited on the special event licensed premises.
- The event will meet the food service requirements of a Temporary Use of an Annual License.
- I am authorized to sign this application on behalf of the applicant.

20. Licensee Name (print): tracy ford	
21. LICENSEE SIGNATURE: 	22. Date: 10/31/19

CITY OR COUNTY USE ONLY	
The city/county named in #19 above recommends: <input type="checkbox"/> Grant <input type="checkbox"/> Acknowledge <input type="checkbox"/> Deny (attach written explanation of deny recommendation)	
(Optional) City/County Contact Person:	
(Optional) Phone Number or Email:	
City/County Signature:	Date:

FORM TO OLCC: This license is valid only when signed by an OLCC representative. Submit this form to the OLCC office regulating the county in which your special event will happen.			
OLCC USE ONLY	Fee Paid:	Date:	Receipt #:
License is _____ Approved _____ Denied			
OLCC Signature:	Date:		

event Nov. 16th 5pm-930pm



myself as well as my manager will both be here & have our permit. I also have an on premise & off premise license. 7 cameras covering entire establishment.

City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: Addition of Municipal Court software module onto the VisionMS contract	Agenda Date		AB2019-041
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager	X	
	City Attorney		
	Other		
Cost Impact: Already in the budget			
Fund Source: Multiple funds			
Timeline:			
Attachments:			
SUMMARY STATEMENT: <p>City staff and Judge Zammetti attended a video presentation on the VisionMS court module; the Judge recommends and the staff concurs that this module, as opposed a stand-alone product should be implemented for the court operations to track the cases and fines the city collects. The additional cost is \$9,000 over the next 5 year period; the current year cost is \$1,250.00 which is already in the budget.</p>			
STAFF REVIEW AND RECOMMENDATION: To authorize City Manager to add the court module into the VisionMS software licensing contract.			
RECOMMENDED ACTION: MOTION to authorize City Manager to add the court module into the VisionMS software licensing contract.			
RECORD OF COUNCIL ACTION			
Meeting Date	Action	Vote	
11/04/19			

**Municipal Court Software
Investment Analysis
for
City of Gold Hill
August 27th, 2019**

Vision Software
Scott Stickel
V.P. of Sales & Strategic Growth
503-799-1373
sstickel@visionms.net

Software Investment Analysis for City of Gold Hill

Application/Products	Application License Fees	Training, Imp. & Consulting	Project Management
Municipal Court	\$6,000	\$2,500	\$500
Total	\$6,000	\$2,500	\$500
Total Other	\$0		
Total Estimated Project Costs	\$9,000		

Software Investment Analysis for City of Gold Hill

Annual Maintenance Analysis

Application/Products		Assurance
Municipal Court		\$1,080
Total		\$1,080

City of Gold Hill

AGENDA BILL

ITEM INFORMATION			
SUBJECT: Lampman Park Improvements – Freshwater Trust contract	Agenda Date		AB2019-042
	Department/Committee/Individual	Created	Reviewed
	City Council/Mayor		
	City Manager	X	
	City Attorney		
	Other		
Cost Impact: Annual lease revenue for 20 year period			
Fund Source: N/A			
Timeline:			
Attachments:			
SUMMARY STATEMENT: <p>The Freshwater Trust has the technical knowledge, manpower and financial resources to perform the task to clean up the Lampman Park from the underbrush and to replant a 75' riparian zone with native species. The city has no project or financial responsibility in this project; the city will receive a lease payment - estimated to be about \$1,250.00 a year for the next 20 year period – and the city will not lose river access if such amendment is a part of the contract. Staff recommends to include access to an ADA rated boat launch and a walking path along the riparian zone.</p>			
STAFF REVIEW AND RECOMMENDATION: To authorize City Manager to enter in to a lease contract with the Whitewater Trust for Lampman Park improvements.			
RECOMMENDED ACTION: MOTION to authorize City Manager to enter in to a lease contract with the Whitewater Trust for Lampman Park improvements.			
RECORD OF COUNCIL ACTION			
Meeting Date	Action	Vote	
11/04/19			