

REGULAR MEETING MINUTES
SISTERS CITY COUNCIL
520 E. CASCADE AVENUE
OCTOBER 22, 2015

MEMBERS PRESENT:

Chris Frye Mayor
Nancy Connolly Council President Pro-tem
David Asson Councilor
Amy Burgstahler Councilor
Andrea Blum Councilor

STAFF PRESENT:

Andrew Gorayeb City Manager
Steve Bryant City Attorney
Paul Bertagna PW Director
Patrick Davenport CDD Director
Lynne Fujita-Conrads Finance Officer
Kathy Nelson City Recorder

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE

The meeting was called to order by Mayor Frye at 7:10 p.m.

II. VISITOR COMMUNICATION

Brook Jackson, Sisters Middle School/Sisters Outdoor Leadership Experience (SOLE)

Mr. Jackson provided a recap of how the funds he received from a previous community grant had been used. He recounted the activities, which included day hikes and overnight trips, he had conducted with the students participating in the Sisters Outdoor Leadership Experience (SOLE) program he had created for middle school students who were identified as under-achieving or at risk. He explained how the program increased social and coping skills as well as motivated students. He described how students were referred to the program by teachers and parents or identified if they exhibited poor performance in school or behavioral problems. He reported he had another overnight trip planned for seven students for the upcoming week-end. **Mr. Jackson** requested \$1,000 to continue and expand the program.

Shannon Rackowski, Sisters Park and Recreation District (SPRD)

Ms. Rackowski introduced herself as the coordinator for the adult/senior programs offered at Sisters Park and Recreation District (SPRD). She stated she was in attendance to request a \$1,000 community grant in order to create a scholarship fund for seniors. She stated some seniors did not have the funds necessary to participate in classes or excursions. **Councilor Blum** questioned how the needy seniors were identified and **Ms. Rackowski** explained she received referrals from other seniors, those serving lunch at the senior lunch offered on Tuesday's and sometimes a request from the individual.

Councilor Connolly asked how the community grant funds SPRD received from the City in July were being used and SPRD **Executive Director Liam Hughes** explained those funds were used for student scholarships.

The **Council** asked how much was left in the Community Grant Fund for the fiscal year and **Finance Director Fujita-Conrads** replied there was still \$2,570. The **Council** discussed both requests and decided to grant \$900 to both the SOLE program and SPRD Senior Scholarship program.

REGULAR MEETING MINUTES
SISTERS CITY COUNCIL
520 E. CASCADE AVENUE
OCTOBER 22, 2015

Peggy Frye, 116 Timber Creek Drive, Sisters, OR 97759

Ms. Frye identified herself as the wife of Mayor Frye and stated she wanted to state she was in attendance to give her opinion and not necessarily that of her husband on the issue of Columbus Day and Indigenous People Day discussed at the October 15th workshop. She began by expressing her appreciation for the time and commitment the Council members give to the community. She stated Mayor Frye brought the matter to the Council to see if there was interest in looking into whether the matter was important enough to bring it to the community and have a public meeting on the issue. She stated Mayor Frye spoke in an educated and respectful way to the Council members on the issue. She stated she listened to the recording of the meeting and moved from being disappointed, to shocked, to offended and then heartbroken by what the other Council members had stated. She stated she had to believe her husband when he had told her the comments were not meant to be callous or disrespectful but she urged the Council to be more careful and thoughtful in their comments. She stated any minority within the community should not need a special representative in order to be heard as the Council should represent all people. She stated one Council member asked if there were any indigenous leaders in the community and she stated there were and it was not difficult to find that information. She stated she felt citizens should be able to put items on the agenda, not just the Council and she was profoundly disappointed that none of the other Council members felt the matter was important enough to bring it to the public. **Ms. Frye** observed all minorities would appreciate that courtesy also.

III. CONSENT AGENDA

- A. Minutes - None
- B. Bills to Approve
October Accounts Payable
- C. US Bank Signature Card Update

***Councilor Connolly** moved to approve the consent agenda including the additional page of accounts payable. **Councilor Burgstahler** seconded the motion.*

Councilor Connolly asked if the invoice from Becon LLC for the Creekside Traffic Study was being paid from the \$10,000 allocated to the traffic study and **Finance Officer Fujita-Conrads** confirmed it was.

Councilor Connolly asked if the charges for porta-potties for community events were pass-through invoices where the City would be reimbursed. **Manager Gorayeb** explained that for some special events, the City does pay to have some extra porta-potties set up. He explained in the case of the porta-potties at Clemens Park, they were installed as a temporary solution when the City was not awarded a grant it had applied for until funds to build permanent

restrooms can be secured. Those porta-potties will continue to stay in the park, weather permitting.

Councilor Blum questioned who signed checks for the City and **Manager Gorayeb** replied all checks required two signatures, and it was typically a Council member and himself.

The motion carried unanimously.

IV. STAFF REPORTS

A. Deschutes County Sheriff's Office – no questions

V. PUBLIC HEARING

A. Public Hearing on Transient Merchant and/or Public Event Code Changes

Mayor Frye opened the public hearing for anyone that wished to testify in regards to the matter of transient merchants and/or public events.

City Recorder Nelson entered letters from Sharyl McCullough, Jean and John Keenan, Rosie Horton and Ann Richardson into the record.

Liam Hughes, Sisters Park and Recreation District

Mr. Hughes informed the Council there were a number of events that SPRD hosted that included vendors selling food and product. He stated while most events would not be affected, he requested the Council consider allowing requests for a variance to the City Code as part of a special event.

Richard Esterman, 69212 Easy Street, Sisters, OR 97759

Mr. Esterman stated he was the owner of Central Oregon Shows and had a Sisters business license. He expressed his objection to the proposed changes to the Transient Merchant and Special Event ordinances. He stated the changes were unfair, penalized out of area merchants and seemed like unequal treatment. He stated the Council needed to consider that transient merchants stayed in hotels, ate in restaurants, shopped and bought gas when they were in town and should be treated fairly. He pointed out that brick and mortar stores chose to be brick and mortar.

Mr. Esterman stated he had had the Artists Marketplace for three years and it had proven to be a compliment to the Quilt show. He noted the city survived on tourism and the decision was being made without input from the tourists. He stated setting blackout dates was discriminatory and existing events should be grandfather in. He stated requiring improved property was unfair as there were business in town that did not have plumbed restrooms. He stated a definition for what qualified as a non-profit needed to be spelled out. He added that as a special events coordinator he paid more in fees than many brick and mortar businesses.

In summary, **Mr. Esterman** stated the proposed change were discriminatory, poor policy and didn't reflect the interest of tourists. He stated the current rules were not a problem and that the problem stemmed from the City not enforcing those rules fairly and consistently. As a long time event planner and former business owner, **Mr. Esterman** volunteered to help the City draft rules that were fair.

Mayor Frye closed the public hearing. He noted nothing was decided at this time and the point of providing the public hearing was so the Council could receive input prior to formalizing any decisions.

VI. COUNCIL BUSINESS

A. Discussion and Consideration of Ordinance No. 462: AN ORDINANCE AMENDING THE CITY OF SISTERS DEVELOPMENT CODE CHAPTER 2.2 RESIDENTIAL (R) DISTRICT TO ESTABLISH A NEW ZONING SUB-DISTRICT TITLED PINE MEADOW VILLAGE RESIDENTIAL SINGLE FAMILY SUB-DISTRICT (R-PMV)

Director Davenport stated the matter was intended to be a public hearing and had been advertised in the newspaper as such. **City Attorney Bryant** noted it had not been noticed as a public hearing on the agenda and as such, the public hearing would need to be opened and continued.

Mayor Frye opened the public hearing and asked if there was anyone that wished to speak.

Roger Detweiler, 17539 Paladin Drive, Bend, OR 97703

Mr. Detweiler stated he was concerned with the issue of process relating to the matter. He stated the Planning Commission had had a workshop and hearing on the matter but he had not seen a copy of the minutes from the hearing or a copy of what would be going to the Council. He stated he had not had the opportunity to review what took place. He stated he was told the Council had rendered a decision on how the matter would be handled, but he had not had the opportunity to see what the options had been.

Director Davenport stated the options had been to do nothing and have the development revert to the City's current Development Code, create a new development agreement that would require the signature of every property owner in Pine Meadow Village or create the new zoning sub-district, which had been done at the advice of the City Attorney. He noted there was nothing to show Mr. Detweiler with regard to the options as it had been discussed on the phone with the City Attorney

REGULAR MEETING MINUTES
SISTERS CITY COUNCIL
520 E. CASCADE AVENUE
OCTOBER 22, 2015

Lyle Musel, 679 S. Birch Street, Sisters, OR 97759

Mr. Musel stated he lived in Pine Meadow Village and had been unaware there was any problem with the development standards until recently. He stated the Development Agreement with Deschutes County was created in April 1998 with a 10 year duration. He stated it was the assumption that all the lots would be sold and built upon within that timeframe but with the economic downturn that had not occurred. He stated the property had been annexed into the City with its Deschutes County standards intact since the City's building standards were not exactly like the County's. He noted people were expecting to build under the original County Code and to change that would be disruptive to the intended look of the development.

John Sanders, 578 W. St. Helens Avenue, Sisters, OR 97759

Mr. Sanders stated he was also a resident of Pine Meadow Village and wanted to second everything Mr. Musel had stated. He added he wanted to commend City staff and the City Manager for proceeding with this option as it was the right thing to do. He stated he hoped the Council would see that also.

Mayor Frye stated the public hearing was continued until October 29th at 8:00 a.m.

VII. OTHER BUSINESS

Manager Gorayeb reported the City had been given an award from the Central Oregon Association of Realtors earlier in the day for "best facelift in Central Oregon" for the Cascade Avenue project. He stated he had recognized all parties that had helped to make the project such a success.

Manager Gorayeb stated staff had met with the Sister School District Facilities Manager to discuss a plan for re-furbishing the tennis courts on the elementary school property. He stated a listing of the components needed would be created and costs would be shared.

Councilor Connolly asked if it would be legal to use City funds for the improvements and **City Attorney Bryant** confirmed it was. The **Council** was supportive of moving forward.

City Recorder Nelson informed the Council only one application had been received for the Community Assets Technical Advisory Committee so far. The **Council** directed staff to advertise the position for an additional month

Manager Gorayeb reported the City had purchased 20 trees that were 12 feet tall for planting around the perimeter of the campground. He reported Public Works staff would begin planting the green and blue spruces the following week.

VIII. MAYOR/COUNCILOR BUSINESS

The **Council** discussed who the email thanking participants from the League of Oregon Cities (LOC) tour should come from. The **Council** directed Manager Gorayeb to send the email.

Councilor Burgstahler circulated paper samples and asked the Council which color and weight of paper they would like used for their informational insert to be included in the utility bills. The **Council** chose the Terra Green paper.

Councilor Connolly reported on the City Parks Advisory Board (CPAB) meeting she attended where neighbors and business owners surrounding the Overnight Park were in attendance. She stated some people stepped forward noting confusion surrounding the issue related to the entrance and exit to the campground. She stated some individuals, who had signed a neighborhood petition some time ago expressed they had been upset about a variety of issues and not just the entrance and exit issue. She stated it was decided a survey of the original 104 petition signers would be conducted to get an idea of their current perception of the campground. She stated during discussion, business owners from the Five Pine Campus area had indicated they were okay with a map of the campground showing both entrances; one from Locust Street and one from through the Five Pine campus. **Director Davenport** distributed a copy of the survey and requested Council members provide any feedback prior to the Monday.

IX. ADJOURN – 8:13 p.m.

Respectfully submitted,


Kathy Nelson, City Recorder


Chris Frye Mayor