

REGULAR CITY COUNCIL MEETING OF THE CITY OF REDMOND WAS HELD APRIL 9, 2024, IN COUNCIL CHAMBERS.

COUNCIL MEMBERS PRESENT: Tobias Colvin – Clifford Evelyn – Ed Fitch – John Nielsen – Cat Zwicker

COUNCIL MEMBERS EXCUSED: Kathryn Osborne – Shannon Wedding

STAFF PRESENT: City Manager Keith Witcosky – Deputy City Manager/Chief Financial Officer Jason Neff – City Attorney Keith Leitz – Planning Director Kyle Roberts – Long Range Planner Morgan Snyder – City Recorder Kelly Morse – Police Chief Devin Lewis – Public Works Director/City Engineer Jessica MacClanahan – Communications Director Heather Cassaro – Client Systems Administrator Tyler Roppe – Procurement and Payables Manager Scott Brang – Public Works Operations Manager Joshua Wedding – Billing and Collections Manager Valerie Taylor – Principal Engineer Jake Sherman – Finance Director James Wood – Network Administrator Dan Schroedl

MEDIA PRESENT: None

EXECUTIVE SESSION

- A. Litigation – ORS 192.660(2)(h) authorizes executive session "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."**

Mayor Fitch convened the Council into Executive Session at 5:28 p.m. in accordance with ORS 192.660(2)(h) authorizing executive sessions 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.

Mayor Fitch adjourned the Executive Session at 5:38 p.m.

Mayor Fitch called the regular meeting to order at 6:00 pm. A quorum was established. There were no motions as a result of the Executive Session.

BLESSING

Pastor Thomas Bengé from the Redmond Community Church led the blessing.

PLEDGE OF ALLEGIANCE

Councilor Zwicker led the Pledge of Allegiance.

CITY ANNOUNCEMENTS

- A. Legislative Briefing Senate Bill 1537 (Housing) by Ariel Nelson from the League of Oregon Cities**

League of Oregon Cities Lobbyist Ariel Nelson presented an overview of Senate Bill 1537. Staff confirmed that they will brief Council on the practical impact of the requirements, especially the ten required land use adjustments.

COMMENTS FROM CITIZENS AT THE MEETING

Redmond Resident Donna Abelein commented on the Public Comment section during March 28, 2024, City Council meeting.

CONSENT AGENDA

- A. Fair Housing Month Proclamation**

Councilor Zwicker moved, seconded by Councilor Nielsen, to approve the Fair Housing proclamation, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Central Oregon Association of Realtors Government Affairs Director Tyler Neese provided an overview of Fair Housing Month and read the proclamation designating April 2024 as Fair Housing Month in the City of Redmond.

BID AWARDS / BID REJECTIONS

A. ADA Transition Plan Project Bid Award to Keeton King Contracting, LLC, Project #TR2301: \$1,369,001.86

Principal Engineer Jake Sherman requested approval of a construction contract with Keeton King Contracting, LLC in the amount of \$1,369,001.86, for the Americans with Disabilities Act (ADA) Transition Plan Project. Five bids were received and after review, Keeton King Contracting, LLC was deemed the lowest responsible bidder. The Engineer's estimate of costs was \$1.5 million.

Councilor Colvin moved, seconded by Councilor Evelyn, to award the ADA Transition Plan Project to Keeton King Contracting, LLC in the amount of \$1,369,001.86 and authorize the City Manager to sign the contract, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

CONTRACT REVIEW BOARD

A. Aclara One Cloud Migration Contract and Sole Source Letter: \$191,798.84

Mayor Fitch convened the Contract Review Board at 6:38 p.m.

Procurement and Payables Manager Scott Brang requested approval of a Sole Source selection of Aclara One Cloud Migration Software and a five-year software agreement in the amount of \$191,798.84.

Councilor Nielsen moved, seconded by Councilor Colvin, to adopt Sole Source findings and authorize the City Manager to sign the Aclara One- Unified HE- SaaS implementation and five-year software subscription agreement for \$191,798.84, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mayor Fitch adjourned the Contract Review Board and reconvened the Council meeting at 6:42 p.m.

ORDINANCES

A. Ordinance #2024-04: An ordinance amending Redmond City Code Chapter 2, Section 2.120, pertaining to the nomination of candidates for election to the position of Mayor and City Councilor.

City Recorder Kelly Morse requested City Council amend the election nomination process for the positions of Mayor and City Councilor by establishing a fixed number of required elector signatures or a fee in lieu of collecting signatures. She clarified that a candidate would not be permitted to choose both filing methods simultaneously. Candidates for Mayor would collect 100 signatures or pay \$100 fee in lieu and candidates for Council would collect 50 signatures or pay \$50 fee in lieu.

Councilor Evelyn moved, seconded by Councilor Colvin, to have a first and second reading of Ordinance #2024-04 by title only, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

City Attorney Keith Leitz provided the first and second reading of Ordinance #2024-04 by title only.

Councilor Colvin moved, seconded by Councilor Evelyn, to approve Ordinance #2024-04, motion passed. (ROLL CALL: Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

- i. Resolution #2024-11: A resolution setting fees and charges imposed by the City of Redmond. Public comment will be taken per ORS 294.160.**

Ms. Morse requested approval of Res. #2024-11 containing fees associated with Mayor and City Council elections. If approved, fees would be effective May 9, 2024.

There were no comments from the public.

Councilor Zwicker moved, seconded by Councilor Nielsen, to approve Resolution #2024-11, a resolution setting fees and charges imposed by the City of Redmond, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

- B. Ordinance #2024-05 - An ordinance amending Chapter 5 of the Redmond City Code, Sections 5.601 through 5.606: Related to False Alarms and Police services.**

Police Chief Devin Lewis requested approval of Ord. #2024-05 which amends Chapter 5, Sections 5.601 through 5.606 of the Redmond City Code, relating to False Alarms and Police services. Amendments would include grammatical and appeal process updates.

Councilor Nielsen moved, seconded by Councilor Evelyn, to have a first and second reading of Ordinance #2024-05 by title only, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mr. Leitz provided the first and second reading of Ordinance #2024-05 by title only.

Councilor Colvin moved, seconded by Councilor Nielsen, to approve Ordinance #2024-05, motion passed. (ROLL CALL: Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes, Colvin-yes)

- C. Ordinance #2024-06: An ordinance repealing Ordinance #2017-07 and granting a non-exclusive franchise agreement to PacifiCorp, an Oregon corporation doing business as Pacific Power.**

Billing and Collections Manager Valerie Taylor requested approval of a 10-year non-exclusive franchise agreement with PacifiCorp. She noted minimal changes were made and the terms and conditions will remain the same.

Councilor Evelyn moved, seconded by Councilor Zwicker, to have a first and second reading of Ordinance #2024-06 by title only, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mr. Leitz provided the first and second reading of Ordinance #2024-06 by title only.

Councilor Colvin moved, seconded by Councilor Nielsen, to approve Ordinance #2024-06, motion passed. (ROLL CALL: Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes, Colvin-yes, Evelyn-yes)

- D. Ordinance #2024-07: An ordinance granting a non-exclusive telecommunication franchise to Zply Fiber Pacific, LLC d/b/a Zply Fiber.**

Ms. Taylor requested approval of a five-year non-exclusive telecommunications franchise agreement with Zply Fiber Pacific, LLC. Zply Fiber Pacific, LLC is looking to build infrastructure for fiber and telecommunication services within Central Oregon and will provide a low-cost fiber option.

Councilor Colvin moved, seconded by Councilor Zwicker, to have a first and second reading of Ordinance #2024-07 by title only, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mr. Leitz provided the first and second reading of Ordinance #2024-07 by title only.

Councilor Zwicker moved, seconded by Councilor Evelyn, to approve Ordinance #2024-07, motion passed. (ROLL CALL: Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes, Colvin-yes, Evelyn-yes, Fitch-yes)

E. Ordinance #2024-08: An Ordinance granting a non-exclusive telecommunications franchise to Lightspeed Networks, Inc. d/b/a LSNetworks.

Ms. Taylor requested approval of a five-year non-exclusive telecommunications franchise agreement with Lightspeed Networks, Inc. She noted that the agreement would be similar to the existing agreement with the 7 percent franchise fee which currently brings in about \$42,000 annually.

Councilor Nielsen moved, seconded by Councilor Colvin, to have a first and second reading of Ordinance #2024-08 by title only, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mr. Leitz provided the first and second reading of Ordinance #2024-08 by title only.

Councilor Colvin moved, seconded by Councilor Nielsen, to approve Ordinance #2024-08, motion passed. (ROLL CALL: Osborn-absent, Wedding-absent, Zwicker-yes, Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes)

ACTION ITEMS

**A. South Redmond Tract Large Lot Industrial Infrastructure Master Plan and Financing Plan
Contract Award to DOWL: \$249,580**

Director of Public Works/City Engineer Jessica MacClanahan requested approval of a contract with DOWL Engineering Services, in the amount of \$249,580 for the development of the South Redmond Tract Large Lot Industrial Infrastructure Master Plan and Financing Plan. The Fiscal Year 2024/2025 South Highway 97 Urban Renewal District budget includes \$300,000 for this work.

Councilor Evelyn moved, seconded by Councilor Nielsen, to award the contract for the development of the South Redmond Tract Infrastructure Master Plan and Financing Plan to DOWL in the amount of \$249,065 and authorize the City Manager to sign the contract, motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

ADDITIONAL COMMENTS FROM CITIZENS AT THE MEETING

There were no additional comments from citizens.

CITY MANAGER COMMENTS

City Manager Keith Witcosky reported on the downed power pole at the North Y, the Well 9 testing, the ribbon cutting for the Centennial Park two-dimensional art display, the Valleyview and Sam Johnson Park Pickleball Courts resurfacing project, and the Budget Committee meetings.

COUNCIL COMMENTS

Councilor Nielsen thanked Council for moving through the agenda in a timely manner.

Councilor Evelyn thanked everyone for coming to the meeting.

Councilor Zwicker wished Councilors Nielsen and Colvin a happy birthday.

Councilor Colvin reported on the Travel Oregon meeting.

MAYOR'S COMMENTS

A. Juniper Golf Committee - Appointment of Nate Kitt, term expiring December 31, 2024.

Councilor Zwicker moved, seconded by Councilor Evelyn, to approve Nate Kitt to the Juniper Golf Committee, term expiring December 31, 2024, the motion passed. (Colvin-yes, Evelyn-yes, Fitch-yes, Nielsen-yes, Osborn-absent, Wedding-absent, Zwicker-yes)

Mayor Fitch reported on the City Council and Deschutes County Commissioners joint meeting and explained that Council had no time to deal with the culture wars mentioned during public comment.

There being no further business, the meeting was adjourned at 7:22 pm.

Prepared by ABC Transcription Services
Reviewed by Kayla Duddy, Deputy City Recorder

APPROVED by the City Council and SIGNED by the Mayor this 28th day of May 2024.

/s/ Ed Fitch
Ed Fitch, Mayor

ATTEST:

/s/ Kayla Duddy
Kayla Duddy, Deputy City Recorder