

REGULAR CITY COUNCIL MEETING OF THE CITY OF REDMOND WAS HELD JANUARY 11, 2022, VIA GOTOMEETING.

COUNCIL MEMBERS PRESENT: Krisanna Clark-Endicott – George Endicott – Clifford Evelyn (arrived at 6:08 p.m.) – Ed Fitch – Jay Patrick – Cat Zwicker

COUNCIL MEMBERS EXCUSED: Shannon Wedding

STAFF PRESENT: City Manager Keith Witcosky – City Attorney Keith Leitz – Airport Director Zachary Bass – Police Chief Devin Lewis – Public Works Director Bill Duerden – City Engineer Mike Caccavano – City Recorder Kelly Morse – Deputy City Manager John Roberts – IT Specialist Sheri Cleveland – Chief Financial Officer Jason Neff – Accounting and Financial Reporting Director Brooks Slyter – Communications Director Heather Cassaro – Parks Planner and Project Manager Maria Ramirez – Senior Planner Kyle Roberts

MEDIA PRESENT: None

Mayor Endicott called the meeting to order at 6:00 p.m. A quorum was established.

BLESSING

Pastor Father Todd Unger from St Thomas Catholic Church led the blessing.

PLEDGE OF ALLEGIANCE

Councilor Clark-Endicott led the Pledge of Allegiance.

COMMENTS FROM CITIZENS AT THE MEETING

Mayor Endicott stated the Council received a late email that will be added to the meeting packet.

CONSENT AGENDA

- A. Minutes of November 9, 2021, Council Meeting**
- B. Resolution #2022-01 – A resolution of the City of Redmond declaring certain City property to be surplus. (Umatilla Park Playground Equipment)**

Councilor Clark-Endicott moved, seconded by Councilor Fitch, to approve Consent Agenda, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-absent, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

PROCLAMATIONS

- A. School Choice Week**

Councilor Fitch moved, seconded by Councilor Patrick, to approve the proclamation designating January 23-29, 2022, as School Choice Week, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-absent, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

Mayor Endicott read the proclamation.

FUTURE AGENDA TOPICS

- A. Discontinuation of Future Agenda Topics (Clark-Endicott)**

Councilor Clark-Endicott stated that Future Agenda Topics was initially proposed as a way for the Council to bring topics and issues forward for the Council's consideration on a future agenda. She opined that all of the topics brought forward under this format have failed to received majority support by the Council.

She explained that in accordance with the City Charter, Chapter 4, Section 17, a Councilor can submit a request to the Mayor to add a topic to the agenda. In addition, Councilor Clark-Endicott stated each Councilor has the opportunity to discuss topics during Councilor Comments. She recommended eliminating Future Agenda Topics and opined it has only created busy work for staff.

Councilor Fitch clarified that he raised the issue of water in 2021 and a detailed work session took place in December. He opined that in the past, the Council was open to discussing new ideas whether led by a majority or minority of the body, but now seems to be on a path of refusal to discuss issues. Councilor Fitch disagreed with Councilor Clark-Endicott's statement that this method of bringing Future Agenda Topics to Council for discussion and vote is burdensome to staff or the Council's meeting agenda. Mr. Fitch provided examples of recent items that have come before the Council and received little discussion.

Councilor Patrick concurred with Councilor Clark-Endicott adding that while he has not brought any Future Agenda Topics forward, he has discussed many during the Councilor Comments section of the agenda. Councilor Patrick recommended removing this item from the agenda but reserving time during Council Comments for the discussions.

Councilor Evelyn stated that citizens depend on him to bring discussion items forward to the Council for the betterment of the Redmond.

Councilor Zwicker stated she is supportive of a transparent process for citizens.

Mayor Endicott shared that he has never been asked by a Councilor to add an item to the agenda and Councilor Comments provides a transparent opportunity to bring up items.

The majority of the Council present was supportive of removing Future Agenda Topics from the agenda.

BID AWARDS/BID REJECTIONS

A. Purchase of Replacement Playground Equipment at Umatilla Park (PK2201); \$130,000

Parks Planner and Project Manager Maria Ramirez and Public Works Director Bill Duerden requested approval to purchase replacement playground equipment for Umatilla Park from Ross Recreation Equipment, Inc. in an amount not to exceed \$130,000.00. The original equipment, which is 18 years old, was approved for surplus earlier in the meeting. The existing equipment has issues with accessibility and increased maintenance requirements. Replacement of this equipment was identified as a priority project in the City's Americans with Disabilities Act Transition Plan. The Parks Committee reviewed the eight design alternatives received from four playground designers. Ross Recreation Equipment, Inc. was the preferred design at \$117,366. Staff is requesting approval of a not to exceed amount of \$130,000.00 to allow for any unfavorable site conditions.

Councilor Clark-Endicott moved, seconded by Councilor Evelyn, to authorize the City Manager to enter into a contract with Ross Recreation Equipment, Inc. for the purchase and installation of playground equipment in the not to exceed amount of \$130,000.00, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

B. Highway 126 Sidewalk Project (TR2004): \$205,642.67

City Engineer Mike Caccavano requested approval of a bid award for the Highway 126 Sidewalk Project. The project consists of constructing missing portions of sidewalks on the south side of Highway 126 between SW 27th Street and SW 35th Street. The City received three proposals in response to an Invitation to Bid and after review, Van Nevel Concrete and Curb, Inc. was deemed the lowest responsible bidder at \$205,642.67. The Engineer's estimate of costs is \$270,000.00. The project is funded through Cooperative Agreement #32801 with the Oregon Department of Transportation and will be split equally.

Councilor Fitch moved, seconded by Councilor Patrick, to award the Highway 126 Sidewalk Project to Van Nevel Concrete and Curb, Inc. in the amount of \$205,642.67 and authorize the City

Manager to sign the contract, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

PUBLIC HEARING

A. Ordinance #2021-11 – An ordinance approving a Master Development Plan, Tentative Subdivision, and Cottage Development compliant with the 2040 Greater Redmond Area Comprehensive Plan and Zone Map. (Canyon Trails)

Mayor Endicott opened the public hearing continued from December 14, 2021, and read the land use statement. Councilor Fitch stated he communicated his concerns on this item to Deputy City Manager John Roberts and City Manager Keith Witcosky but had no other contact regarding this matter. Councilor Zwicker stated this item came before her while serving on the Urban Area Planning Commission (UAPC), but she has no other ex-parte communications. City Attorney Keith Leitz requested Councilor Zwicker recuse herself from this matter. There were no challenges raised.

Senior Planner Kyle Roberts requested approval of Ordinance #2021-11 which approves a Master Development Plan, Tentative Subdivision, and Cottage Development called Canyon Trails. The 19.3-acre parcel is located at 3627 NW 10th Street. An annexation agreement was approved by the Council in March 2021. The site proposes 75 single family lots zoned R-4, 17 cottage unit lots, 9,000 square feet of open space, and multi-use trails. Mr. Roberts provided an overview of the Master Development Plan review criteria and compliance with Great Neighborhood Principles. The UAPC unanimously approved a slightly different plan subject to 18 conditions pertaining to street layout, lot layouts, cottage development, a Cascades East Transit bus stop, public art, open space tracts, and Central Oregon Irrigation District easements and piping.

Staff addressed questions regarding street width, parking, storage, screening, financial contributions for Pershall Way, and traffic impacts at O'Neill Junction.

Monte Vista Homes owner Luke Pickerill stated they have been constructing homes in Redmond since 2013 and will be relocating their headquarters to Redmond. He explained that the sewer capacity allocation number has been the main driver for the amount of density proposed. Garages or storage for the cottage development is being considered and similar situations in Bend have been successful. Mr. Pickerill addressed access on Pershall Way and traffic on Highway 97, noting a study resulted in 15 trips as a result of the development. Monte Vista Homes Principal Broker Steve Wilson explained that while it was not their intention to have flag lots, the street system redesign required by the City makes them necessary.

Mr. Caccavano shared his concerns over parking restrictions, proposed safety improvements for Highway 97, and a financial contribution for Pershall Way.

There being no further testimony, Mayor Endicott closed the public hearing.

Councilor Clark-Endicott moved, seconded by Councilor Patrick, to have a first and second reading of Ord. #2021-11 by title only, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

City Attorney Keith Leitz read the first and second reading of Ord. #2021-11 by title only.

Councilor Clark-Endicott moved, seconded by Councilor Patrick, to approve Ord. #2021-11, motion passed. (ROLL CALL: Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

B. Ordinance #2021-12 – An ordinance to amend the Redmond Sites of Historical Interest Inventory in the City of Redmond Historic Preservation Plan (McCaffery House).

Mayor Endicott opened the public hearing.

Mr. Kyle Roberts requested approval of Ordinance #2021-12 which would add the Frank McCaffery house to the City's sites of historical interest. Mr. Roberts stated that while the McCaffery house is historic and beautiful, it does not meet the requirements for placement on Redmond's local landmark register due to architectural modifications made to the home. The craftsman style bungalow was built in 1929 and is located at 726 NW Birch Avenue which is outside of the downtown historic district. Mr. Roberts reviewed the process used for historic resource designation requests. In fall 2021, the Historic Landmarks Commission (HLC) conducted a public hearing, reviewed the application, and made a recommendation based on staff findings. If approved by the Council, the request would be considered an amendment to the Redmond Historic Preservation Plan which serves as supporting documentation to the Comprehensive Plan. Mr. Roberts explained what the local landmark register is, how it is applied, and designation criteria.

Applicant Judy Fessler addressed the Council regarding the research she conducted on the home, which included having Lois McCaffery to the home to discuss her family's history while living there. Ms. Fessler opined interpretation of the City Code is subjective noting the New Redmond Hotel retained historic designation despite the addition of a rooftop bar. In addition, First National Bank building retained its designation despite the addition of a ground floor garage with two floors of apartments at the rear of the building. Ms. Fessler opined the issue with designation has been the two-story addition to the home; however, an architectural survey from 2017 states that the home could be evaluated for potential eligibility if the secondary vinyl siding and vinyl windows were removed, and the original wood and casings remained intact underneath. She added the survey makes no mention of the two-story addition being an issue. Ms. Fessler noted a one-story addition, where the two-story addition now stands, was torn down several decades ago. Ms. Fessler addressed Redmond Development Code and the criteria used to make the designation determination.

In response to questions from Mayor Endicott, HLC Chair Charlie Rucker stated the HLC does not dispute the amount of work the Ms. Fessler has done on the history and preservation of the home; however, the HLC has very specific criteria on the qualifications of the exterior of the building as it currently stands. Mr. Rucker explained the HLC recognizes the historical value of the home even though the McCaffery's were not the original owners, the home is not in its original location, and there have been significant changes made. HLC plans to enhance the Sites of Historical Interest list to include more history for the community.

There being no further testimony, Mayor Endicott closed the public hearing.

Councilor Fitch moved, seconded by Councilor Evelyn, to have a first and second reading of Ord. #2021-12 by title only, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

Mr. Leitz read the first and second reading of Ord. #2021-12 by title only.

Councilor Fitch moved, seconded by Councilor Evelyn, to approve Ord. #2021-12, motion passed. (ROLL CALL: Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes, Clark-Endicott-yes)

C. Deschutes Public Library Land Deed

Mr. John Roberts introduced Deschutes Public Library (DPL) Director Todd Dunkelberg and Lead Planner Greg Holcomb. He explained that as part of DPL's work on land use entitlements, it was discovered that the land deed had a series of easements and contained two reversionary clauses. Because the new library will have a larger footprint, the DPL is requesting that the City relinquish the rights and encumbrances so they can continue with planning and design.

Mr. Leitz read the public purpose doctrine per Oregon Revised Statute (ORS) 271.405 allowing the City to transfer the property to DPL because the public will be benefited by the transfer.

Mayor Endicott opened the public hearing.

Mr. Leitz added that per ORS 221.725 the City is transferring its future interests in the property to the DPL with general terms. The City is retaining its right-of-way and easement interest. As a parking lot that will no longer exist, the market value is negligible as a sale opportunity for the property.

There being no further testimony, Mayor Endicott closed the public hearing.

Councilor Clark-Endicott moved, seconded by Councilor Fitch, to authorize the City Manager to sign a Quitclaim Deed allowing the City to release its reversionary interest in the current library property and only retain easement and/or right-of-way interest, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

ACTION ITEMS

A. Resolution #2021-35 – A resolution declaring certain territory as being annexed to and incorporated within the City of Redmond.

Mr. Kyle Roberts requested approval of Resolution #2021-35 which formally annexes the property discussed during the public hearing for Ordinance #2021-11.

Councilor Clark-Endicott moved, seconded by Councilor Evelyn, to approve Resolution #2021-35, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

B. Resolution #2021-36 – A resolution requesting the transfer of County Right-of-Way from Deschutes County to the City of Redmond.

Mr. Kyle Roberts explained Resolution #2021-36 will transfer a portion of NW Pershall Way and NW 10th Street that fronts the property described in Ordinance #2021-11. In addition, a portion of road on SW Helmholtz Way is also included because the right-of-way transfer for Korbin Meadows did not occur at the time of annexation.

Councilor Clark-Endicott moved Fitch, seconded by Councilor, to approve Resolution #2021-36, motion passed. (Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-absent, Zwicker-yes)

MAYOR'S COMMENTS

Mayor Endicott reminded the Council that input on the Council Goals is due January 14. Worksession #2 on the federal Infrastructure Investment and Jobs Act will take place on January 18.

COUNCIL COMMENTS

Councilor Clark-Endicott reported on the recent Downtown Urban Renewal Advisory Committee (DURAC) meeting, its new members, and subcommittee work.

Councilor Fitch stated he was pleased to see DURAC is focusing on the goal of a family entertainment center downtown. Regarding land use applications, Councilor Fitch indicated it would be helpful to have a brief session with staff regarding the Dolan issue on developments, so that Council and staff are on the same page. City Manager Keith Witcosky stated a workshop will be scheduled.

Councilor Patrick spoke regarding the Cottages on Helmholtz and whether the issues are being addressed by staff. In response, Mr. Witcosky stated the Council will be able to discuss the item once it goes through the Urban Area Planning Commission process. Councilor Patrick commented about the flag lighting issue raised by Brian Johnson. He will also send out a map of Cascades East Transit bus stops in Redmond. Regarding the appointment of Councilor Zwicker, Councilor Patrick expressed concern with comments received from a citizen. He opined the process was thorough and complete.

Councilor Zwicker attended her first meeting as a liaison to the Redmond Area Park and Recreation District and will attend the Economic Development for Central Oregon meeting as liaison later this week.

CITY MANAGER COMMENTS

City Manager Keith Witcosky reported on the upcoming workshop topics and the status of Covid-19 on staff. The newly released Beacon report lists the median sales price of homes in Redmond at \$467,000. Central Oregon Cities Organization lobbyist Doug Riggs will provide a legislative session preview to Council in January or February.

ADDITIONAL COMMENTS FROM CITIZENS AT THE MEETING

There were no additional comments from citizens at the meeting.

There being no further business, the meeting was adjourned at 8:52 p.m.

Reviewed by Kelly Morse, City Recorder

APPROVED by the City Council and SIGNED by the Mayor this 7th day of June 2022.

/s/ George Endicott
George Endicott, Mayor

ATTEST:

/s/ Kelly Morse
Kelly Morse, City Recorder