



**CITY COUNCIL AGENDA
SEPTEMBER 17, 2012
7:00 P.M. MEETING
PUBLIC SAFETY BUILDING TRAINING ROOM (401 EAST THIRD STREET)**

Mission Statement

The City of Newberg serves its citizens, promotes safety, and maintains a healthy community.

Vision Statement

Newberg will cultivate a healthy, safe environment where citizens can work, play and grow in a friendly, dynamic and diverse community valuing partnerships and opportunity.

I. CALL MEETING TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. CITY MANAGER'S REPORT

V. PUBLIC COMMENTS

(30 minutes maximum, which may be extended at the Mayor's discretion, with an opportunity to speak for no more than 5 minutes per speaker allowed)

VI. CONSENT CALENDAR

1. Consider a motion adopting **Resolution No. 2012-3017** authorizing the city manager to amend the Professional Services Agreement with Kennedy/Jenks Consultants to provide design services for the Newberg Water Reservoir Seismic and Hydraulic Improvements Project. (Pgs. 3-12)
2. Consider a motion allowing beer to be served and consumed at the Carnegie Court during the Newberg Early Birds Rotary Oktoberfest held on September 28 & 29, 2012. (Pg. 13)
3. Consider a motion approving the August 20, 2012, City Council meeting minutes. (Pgs. 15-19)

VII. COUNCIL BUSINESS

VIII. ADJOURNMENT

The Mayor reserves the right to change the order of items to be considered by the Council at their meeting. No new items will be heard after 11:00 p.m., unless approved by the Council.

ACCOMMODATION OF PHYSICAL IMPAIRMENTS: In order to accommodate persons with physical impairments, please notify the City Recorder's Office of any special physical or language accommodations you may need as far in advance of the meeting as possible and no later than 48 hours prior to the meeting. To request these arrangements, please contact the City Recorder at (503) 537-1283. For TTY services please dial 711.

Council accepts comments on agenda items during the meeting. Fill out a form identifying the item you wish to speak on prior to the agenda item beginning and turn it into the City Recorder. The exception is land use hearings, which requires a specific public hearing process. The City Council asks written testimony be submitted to the City Recorder before 4:30 p.m. on the preceding Wednesday. Written testimony submitted after that will be brought before the Council on the night of the meeting for consideration and a vote to accept or not accept it into the record.

The Mayor reserves the right to change the order of items to be considered by the Council at their meeting. No new items will be heard after 11:00 p.m., unless approved by the Council.

REQUEST FOR COUNCIL ACTION

DATE ACTION REQUESTED: September 17, 2012

Order ___ Ordinance ___ Resolution XX Motion ___ Information ___
No. No. No. 2012-3017

SUBJECT: Authorize the city manager to amend the Professional Services Agreement with Kennedy/Jenks Consultants to provide design services for the Newberg Water Reservoir Seismic and Hydraulic Improvements Project.

Contact Person (Preparer) for this Motion: Jason Wuertz, PE, Project Manager and Jay Harris, PE, City Engineer
Dept.: Public Works Department - Engineering
File No.:

RECOMMENDATION:

Adopt Resolution No. 2012-3017.

EXECUTIVE SUMMARY:

In the past, the City of Newberg identified the need to evaluate the condition of three existing city reservoirs. In the spring of 2010, Staff prepared a detailed scope in preparation to hire a consultant to conduct a study of the seismic structural capability of the existing North Valley Reservoirs, the hydraulic performance of the North Valley and Corral Creek Reservoirs, and identify potential mixing and/or operational strategy revisions.

In June 2010, four proposals were received to perform the study and related design and construction management services. In October 2010, the City signed a contract with Kennedy/Jenks Consultants for the initial phase (study only) which was completed in March 2011.

The report, as prepared by Kennedy/Jenks Consultants, outlined the recommended seismic and hydraulic improvements. Due to funding constraints and staff turnover, the project was temporarily delayed. The City is now prepared to continue those efforts and, as such, needs to amend the contract to begin the design phase. Kennedy/Jenks Consultants has submitted a proposal and cost estimate (see Exhibit "A" to Resolution No. 2012-3017) to complete the aforementioned designs in the amount of \$156,740.00.

FISCAL IMPACT:

The design of the reservoir improvements will be completed in fiscal year 12/13. The approved 12/13 budget allocates \$175,000.00 in line item 04-5150-707587 for this work.

STRATEGIC ASSESSMENT:

The two North Valley Reservoirs combined provide for approximately two-thirds of the City's total water storage capacity, are aging and in need of seismic retrofitting. In addition, the North Valley and Corral Creek Reservoirs all experience hydraulic mixing problems. This project will address these problems.



RESOLUTION No. 2012-3017

A RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH KENNEDY/JENKS CONSULTANTS TO PROVIDE DESIGN SERVICES FOR THE NEWBERG WATER RESERVOIR SEISMIC AND HYDRAULIC IMPROVEMENTS

RECITALS:

1. In October, 2010, the City contracted with Kennedy/Jenks Consultants to perform an evaluation of the condition of the existing water reservoirs. They completed the study in March, 2011, and submitted a final report, which included recommended seismic improvements to the North Valley Reservoirs and hydraulic mixing improvements to all three City reservoirs.
2. The original contract between the City and Kennedy/Jenks Consultants anticipated that at the completion of the study the design of the identified improvements would commence, and a contract amendment would be executed to design the recommended improvements. The City is now prepared to continue those efforts and execute an amendment.
3. It is recommended that City Council authorize the city manager to amend the Professional Services Agreement with Kennedy/Jenks Consultants to all for design of the recommended improvements.

THE CITY OF NEWBERG RESOLVES AS FOLLOWS:

The City Council, acting as Contract Review Board for the City, does hereby authorize the city manager to amend the Professional Services Agreement with Kennedy/Jenks Consultants in the amount of \$156,740.00 and extend the deadline for the Newberg Water Reservoir Seismic and Hydraulic Improvements Design Contract to June 30, 2013. The scope of work is outlined in Exhibit "A". Exhibit "A" is hereby attached and by this reference accepted.

- **EFFECTIVE DATE** of this resolution is the day after the adoption date, which is: September 18, 2012.

ADOPTED by the City Council of the City of Newberg, Oregon, this 17th day of September, 2012.

Norma I. Alley, MMC, City Recorder

ATTEST by the Mayor this 20th day of September, 2012.

Bob Andrews, Mayor

**City of Newberg
North Valley Reservoirs Seismic Rehabilitation and Corral Creek Inlet/Outlet
Modifications Design, Bid, and Construction Services Scope of Work
8/16/2012**

This scope of work provides the tasks for design, bid support, and construction support services to implement the recommended seismic and mixing upgrades from the North Valley Reservoir/Corral Creek Seismic and Mixing Upgrade Study (Kennedy/Jenks, 2012). The following scope of work outlines the specific tasks and planned deliverables.

Task 1 – Determination of Pre-stressing Conditions for NV #1 and #2

Kennedy/Jenks will conduct exploratory removal at up to six locations per reservoir to assess the condition of pre-stressed and conventional reinforcement or delamination of the pneumatic mortar on areas showing signs of rust stains, cracking, leakage, and efflorescence in the above and below grade walls and dome roof. The evaluation will be a visual assessment to determine if a more in depth laboratory analysis is required.

Kennedy/Jenks will assess the condition of circumferential pre-stressing vulnerabilities for controlling load combination.

Task 2 – Dome Ring Assessment of NV #1 and #2

Kennedy/Jenks will conduct exploratory removal assess the condition of pre-stressed reinforcement on the dome ring region at up to six location per reservoir to determine the condition of the circumferential pre-stressing of the dome roof for lateral and vertical seismic loads. Kennedy Jenks will identify circumferential dome ring pre-stressing vulnerabilities for controlling load combination and will identify anchorage vulnerabilities between the dome roof and the core wall. The evaluation will be a visual assessment to determine if a more in depth laboratory analysis is required.

Task 3 – Condition Determination Technical Memorandum

Kennedy/Jenks will prepare a technical memorandum summarizing the findings of the pre-stressing and dome ring condition assessment and outline any additional structural vulnerabilities that need to be addressed during design.

Deliverable: Pre-stressing and Dome Ring Condition Assessment Technical Memorandum

Task 4 - Prepare 30% Design Preliminary Engineering Report

Prepare Draft 30% Design Preliminary Engineering Report for NV #1 addressing the following:

- Vulnerabilities identified in Task 3.
- Adding 116 0.6-inch-diameter strand seismic cables and a larger cast-in-place concrete footing for the termination of additional seismic cables.

EXHIBIT A to RESOLUTION NO. 2012-3017

- Supplemental circumferential pre-stressing at the top of the wall to address ring tension (hoop) force deficiencies and at the base of the wall to properly anchor seismic cables.
- Embed forty-eight (48) 1-inch-diameter anchor bolts, 6 between each pair of existing anchor bolts, between the wall and the dome ring.
- Mortar overlay and crystalline waterproofing repair material on the interior walls of the reservoir.
- Injection of core walls cracks with an expanding polyurethane chemical grout or high strength structural epoxy.
- Internal ladder from the roof access hatch to the floor of the reservoir.
- Flexible piping connections between the buried inlet/outlet pipeline and the reservoir and valve vault structure.
- Extension of reservoir inlet and modification of outlet to increase operational mixing.

Prepare Draft 30% Design Preliminary Engineering Report NV #2 addressing the following:

- Vulnerabilities identified in Task 3.
- Addition of 156, 0.6-inch-diameter strand seismic cables and a larger cast-in-place concrete footing for the termination of additional seismic cables.
- Supplemental circumferential pre-stressing at the base of the wall to properly anchor seismic cables
- Mortar overlay and crystalline waterproofing repair material on the interior walls of the reservoir.
- Injection of core walls cracks with an expanding polyurethane chemical grout or high strength structural epoxy.
- Internal ladder from the roof access hatch to the floor of the reservoir.
- Flexible piping connections between the buried inlet/outlet pipeline and the reservoir and valve vault structure.
- Extension of reservoir inlet and modification of outlet to increase operational mixing.

Prepare Draft 30% Design Preliminary Engineering Report Corral Creek addressing the following:

- Extension of reservoir inlet and modification of outlet to increase operational mixing.

Kennedy/Jenks will prepare a 30% Preliminary Engineering Report including conceptual design of the recommended improvements (assumes 19 sheets), an outline of the required technical specifications, and a preliminary estimate of probable construction cost. The report will identify operations, constructability, and advertisement, bid, and award issues.

Deliverables:

- ***Draft 30% Preliminary Engineering Report***
- ***Outline of the required technical specifications***
- ***Preliminary estimate of probable construction cost***

Estimated Sheet Count and Description

North Valley Reservoir No. 1

G-1	Title Sheet, Vicinity Map, Location Map, List of Drawings
G-2	General Symbols and Legend, Piping and Valve Symbols
G-3	Abbreviations and Seismic Rehabilitation Design Criteria
S-1	Structural General Notes
S-2	Reservoir Seismic Rehabilitation Foundation Plan
S-3	Reservoir Seismic Rehabilitation Roof Plan
S-4	Reservoir Seismic Rehabilitation Typical Wall Sections
M-1	Reservoir and Valve Vault Pipeline Modifications

North Valley Reservoir No. 2

G-1	Title Sheet, Vicinity Map, Location Map, List of Drawings
G-2	General Symbols and Legend, Piping and Valve Symbols
G-3	Abbreviations and Seismic Rehabilitation Design Criteria
S-1	Structural General Notes
S-2	Reservoir Seismic Rehabilitation Foundation Plan
S-3	Reservoir Seismic Rehabilitation Roof Plan
S-4	Reservoir Seismic Rehabilitation Typical Wall Sections
M-1	Reservoir and Valve Vault Pipeline Modifications

Corral Creek

G-1	Title Sheet, Vicinity Map, Location Map, List of Drawings
G-2	General Symbols and Legend, Piping and Valve Symbols
M-1	Reservoir Inlet/Outlet Modifications

Task 5 - 30% Design Workshop

Kennedy/Jenks will conduct a ½-day workshop at City Hall with City Engineering and Operations staff to review the 30% Preliminary Engineering Report and discuss the City’s comments. Kennedy/Jenks will prepare workshop notes and documentation of comments addressed.

Deliverables

- ***Facilitation of ½-day Engineering Report Workshop***
- ***Compilation of workshop comments and agreed upon modifications.***

Task 6 - Prepare 60% Design Documents

Kennedy/Jenks will incorporate the findings of the 30% Design Workshop and prepare a 60% design submittal including 60% design drawings (assumes 19 sheets), draft specifications for Divisions 0 and 1 and all major technical specifications, and a revised estimate of probable construction cost.

Deliverables:

- ***Draft 60% design documents***
- ***Draft Division 0 and Division 1 specifications***
- ***Draft technical specifications***
- ***Revised estimate of costs***

Estimated Sheet Count and Description

North Valley Reservoir No. 1

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- G-3 Abbreviations and Seismic Rehabilitation Design Criteria
- S-1 Structural General Notes
- S-2 Reservoir Seismic Rehabilitation Foundation Plan
- S-3 Reservoir Seismic Rehabilitation Roof Plan
- S-4 Reservoir Seismic Rehabilitation Typical Wall Sections
- S-5 Reservoir Seismic Rehabilitation Foundation and Wall Sections and Details
- S-6 Reservoir Seismic Rehabilitation Wall and Roof Sections and Details
- M-1 Reservoir and Valve Vault Pipeline Modifications

North Valley Reservoir No. 2

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- G-3 Abbreviations and Seismic Rehabilitation Design Criteria
- S-1 Structural General Notes
- S-2 Reservoir Seismic Rehabilitation Foundation Plan
- S-3 Reservoir Seismic Rehabilitation Roof Plan
- S-4 Reservoir Seismic Rehabilitation Typical Wall Sections

- S-5 Reservoir Seismic Rehabilitation Foundation and Wall Sections and Details
- S-6 Reservoir Seismic Rehabilitation Wall and Roof Sections and Details
- M-1 Reservoir and Valve Vault Pipeline Modifications

Corral Creek

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- M-1 Reservoir Inlet/Outlet Modifications

Task 7 - 60% Design Workshop

Kennedy/Jenks will conduct a ½-day workshop at City Hall with City Engineering and Operations staff to review the 60% Preliminary Engineering Report and discuss the City's comments. Kennedy/Jenks will prepare workshop notes and documentation of comments addressed. The objective of this workshop will be the identification of any substantial modifications to the design. Substantial modifications not noted in this workshop may result in out-of-scope redesign activities.

Deliverables

- ***Facilitation of ½-day Engineering Report Workshop***
- ***Compilation of workshop comments and agreed upon modifications.***

Task 8 – Prepare 90% Design Documents

Kennedy/Jenks will prepare a 90% Design submittal including 90% design drawings (assumes 19 sheets), complete specifications, an estimate of probable construction cost, and calculations required for permit applications. Kennedy/Jenks will respond to revisions provided by the City. It is assumed that all substantive comments will be provided by staff during the 60% review. No design workshop will be conducted. Substantive issue identified at this point not identified previously may result in out of scope redesign activities.

Deliverables:

- ***Draft 90% design documents***
- ***Draft complete specifications package***
- ***Estimate of probable costs***
- ***Calculations necessary for any permit applications***

Estimated Sheet Count and Description

North Valley Reservoir No. 1

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- G-3 Abbreviations and Seismic Rehabilitation Design Criteria

- S-1 Structural General Notes
- S-2 Reservoir Seismic Rehabilitation Foundation Plan
- S-3 Reservoir Seismic Rehabilitation Roof Plan
- S-4 Reservoir Seismic Rehabilitation Typical Wall Sections
- S-5 Reservoir Seismic Rehabilitation Foundation and Wall Sections and Details
- S-6 Reservoir Seismic Rehabilitation Wall and Roof Sections and Details
- M-1 Reservoir and Valve Vault Pipeline Modifications

North Valley Reservoir No. 2

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- G-3 Abbreviations and Seismic Rehabilitation Design Criteria
- S-1 Structural General Notes
- S-2 Reservoir Seismic Rehabilitation Foundation Plan
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- S-4 Reservoir Seismic Rehabilitation Typical Wall Sections
- S-5 Reservoir Seismic Rehabilitation Foundation and Wall Sections and Details
- S-6 Reservoir Seismic Rehabilitation Wall and Roof Sections and Details
- M-1 Reservoir and Valve Vault Pipeline Modifications

Corral Creek

- G-1 Title Sheet, Vicinity Map, Location Map, List of Drawings
- G-2 General Symbols and Legend, Piping and Valve Symbols
- M-1 Reservoir Inlet/Outlet Modifications

Task 9 - Preparation of Bid Documents

Kennedy/Jenks will prepare final bid documents suitable for advertising by the City.

Deliverables: Final bid package

Task 10 - Permitting Support

It is understood that the City will take the lead in preparing and securing all necessary permits relative to the project. Kennedy/Jenks will provide figures, details, and calculations to support the City's process. Kennedy/Jenks will provide additional support as assigned up to the limit of the budget.

Deliverables: None identified at this time

Task 11 - Bid Phase Support

During the bid period Kennedy/Jenks will facilitate all bid activity and serve as the primary point of contact. These activities will include:

- Lead pre-bid walkthrough.
- Track and respond to Contractor and Vendor RFIs.
- Development and distribution of two addenda.
- Review of bids
- Reference checks
- Provide a recommendation of award

Deliverables:

- ***Attendance at pre-bid walkthrough***
- ***Up to two bid addenda***
- ***Response to RFIs as needed***
- ***Recommendation of award***

Task 12 – Project Management

Kennedy/Jenks will assign a Project Manager with overall responsibility for project delivery, schedule management, budget, scope and deliverable quality, and serve as the point of communication with the City. The Project Manager will coordinate and facilitate all design review workshops with City staff.

Deliverables:

- ***Prepare and submit monthly project progress reports***
- ***Provide informal weekly updates by email or phone call***
- ***Prepare and submit monthly project invoices***
- ***Review of all project deliverables***

Schedule

To be developed upon notice to proceed.

**EXHIBIT A to
RESOLUTION NO. 2012-3017**

City of Newberg
North Valley Reservoirs Seismic Rehabilitation and Corral Creek I/O Modifications Design, Bid, and Construction Services
Proposal/Job Number:
Date: 8/16/12

Classification:	Hourly Rate:	Murphy		Barraza		Munro		Mustafa		Hoovestal		Staff Engineer		CAD Design		Admin. Assistant		Total Hours	Total Labor	Direct Charges	Total Labor and Direct Charges
		\$170	\$170	\$170	\$170	\$150	\$145	\$145	\$145	\$145	\$145	\$90	\$75								
Task 1 – Determination of Pre-stressing Conditions for NV #1 and #2		8	16									32	8	2				66	\$9,590	\$1,000	\$10,590
Task 2 – Dome Ring Assessment of NV #1 and #2		8	16									32	8	2				66	\$9,590		\$9,590
Task 3 – Condition Determination Technical Memorandum		18	8									48		2				76	\$11,530		\$11,530
Task 4 - Prepare 30% Design Preliminary Engineering Report		18	24	2	4							80	20	14				162	\$22,530	\$100	\$22,630
Task 5 - 30% Design Workshop		4	8									16						28	\$4,360	\$700	\$5,060
Task 6 - 60% Prepare Design Documents		18	24	2	4							78	20	6				152	\$21,640	\$100	\$21,740
Task 7 - 60% Design Workshop		4	8									16						28	\$4,360	\$700	\$5,060
Task 8 - 90% Design Documents		18	28	2	4							88	10	14				164	\$23,470	\$100	\$23,570
Task 9 - Preparation of Bid Documents		12	8	2	4							20		8				54	\$7,820	\$300	\$8,120
Task 10 - Permitting Support		40										8		2				50	\$8,110	\$200	\$8,310
Task 11 - Bid Phase Support		40	4									28		2				74	\$11,690	\$200	\$11,890
Task 12 - Project Management		100												22				122	\$18,650		\$18,650
Total		288	144	8	12	32	418	66	74			60,610	\$5,940	\$5,550				1042	\$153,340	\$3,400	\$156,740

REQUEST FOR COUNCIL ACTION

DATE ACTION REQUESTED: September 17, 2012

Order ___ Ordinance ___ Resolution ___ Motion XX Information ___
No. No. No. ___

SUBJECT: Allow beer to be served and consumed at the Carnegie Court during the Newberg Early Birds Rotary Oktoberfest, September 28 & 29, 2012

Contact Person (Preparer) for this
Motion: Leah M. Griffith, Library Director
Dept.: Library
File No.:

RECOMMENDATION:

Approve a motion to allow beer to be served and consumed at the Carnegie Court during the Newberg Early Birds Rotary Oktoberfest, September 28 & 29, 2012.

EXECUTIVE SUMMARY:

On May 18, 2009, the city council approved the Alcohol Use Policy for the Newberg Public Library and the library's Carnegie Court. The policy allows the library director and city manager to approve the serving of wine at either of these two venues and requires the applicant to meet Oregon Liquor Control Commission (OLCC) regulations as well as furnish a certificate of insurance providing the City as an additional named insured. Events over 100 people require off duty police officers to be present.

The Oktoberfest, sponsored by the Newberg Early Birds Rotary, desires to serve beer, which is typical for an Oktoberfest. The Newberg Early Birds Rotary is respectfully asking the city council to allow beer to be served and consumed on the Carnegie Court. The plan is for the Carnegie Court to be a bocce field and the beer to be dispensed at the forecourt of the Cultural Center. Participants would be able to take their beer to Carnegie Court to observe or play bocce.

The library has given permission for the use of the Carnegie Court for the bocce field. The library director will be present during the time the Carnegie Court is in use.

The Newberg Early Birds Rotary will adhere to all rules and regulations governing the Carnegie Court and follow the Alcohol Use Policy, with beer substituted for wine.

FISCAL IMPACT:

The library director is on salary and her time at the event will not have a financial impact. The event is a fundraiser for the Early Birds Rotary and their international missions to bring clean water to impoverished areas.

STRATEGIC ASSESSMENT:

CPRD and the Cultural Center allow beer and wine at their outdoor events. Allowing beer at this event will provide an opportunity to see if there are issues related to beer versus wine at an event. Most government entities allow both beer and wine for outdoor events, but limit or prohibit totally distilled spirits at outdoor venues.

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REQUEST FOR COUNCIL ACTION

DATE ACTION REQUESTED: September 17, 2012

Order ___ Ordinance ___ Resolution ___ Motion XX Information ___
No. No. No.

SUBJECT: Approve the August 20, 2012, City Council Meeting minutes.

Contact Person (Preparer) for this Motion: Norma Alley, City Recorder
Dept.: Administration

RECOMMENDATION:

Approve City Council minutes for preservation and permanent retention in the City's historical records.

EXECUTIVE SUMMARY:

The City of Newberg City Council held a public meeting and minutes were recorded in text. In accordance to Oregon State Records Management law, the City of Newberg must preserve these minutes in hard copy form for permanent retention.

FISCAL IMPACT:

None.

STRATEGIC ASSESSMENT:

None.

**CITY COUNCIL MINUTES
AUGUST 20, 2012
7:00 P.M. MEETING
PUBLIC SAFETY BUILDING TRAINING ROOM (401 EAST THIRD STREET)**

An Executive Sessions was held during the work session prior to the meeting pursuant to ORS 192.660(2)(d) relating to labor negotiations 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. All Council members were present; no action was taken and no decisions were made.

I. CALL MEETING TO ORDER

Mayor Bob Andrews called the meeting to order at 7:02 PM.

II. ROLL CALL

Members Present:	Mayor Bob Andrews	Denise Bacon	Ryan Howard
	Stephen McKinney	Bart Rierson	Marc Shelton
	Wade Witherspoon		

Staff Present:	Daniel Danicic, City Manager	Terrence Mahr, City Attorney
	Troy Sanders, WWTP Supervisor	Dain Eichel, Operations Superintendent
	Norma Alley, City Recorder	Jennifer Nelson, Deputy City Recorder

Others Present: Sheryl Kelsh and John Bridges

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

IV. SPECIAL PRESENTATIONS

1. Special presentation to Mayi Nadora for receiving 2nd Place in the Statewide 2012 "If I Were Mayor, I Would..." Poster Contest.
2. Consider a motion accepting the Governmental Finance Officers Association (GFOA) Certificate of Excellence Award for the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ending June 30, 2011.

MOTION: Rierson/Bacon accepting the Governmental Finance Officers Association (GFOA) Certificate of Excellence Award for the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ending June 30, 2011. Motion carried (7 Yes/0 No).

V. APPOINTMENTS

Consider a motion reappointing Hannah Kinney to the Traffic Safety Commission as the student member with a term expiring June 30, 2013.

MOTION: Shelton/Rierson reappointing Hannah Kinney to the Traffic Safety Commission as the student member with a term expiring June 30, 2013. Motion carried (7 Yes/0 No).

VI. CITY MANAGER'S REPORT

Mr. Daniel Danicic, City Manager, reported there is at least one candidate to fill each of the three Council districts with upcoming vacancies and signatures verified for the election. The fire department conducted their "Fill the Boot" fundraiser over the weekend and received \$10,000.00 in donations. The Wastewater Treatment Plant's clarifier construction is under way and Council are welcome to take a look at the project. There was an article in the Saturday Oregonian with some positive exposure about Newberg sprucing up the downtown area.

VII. PUBLIC COMMENTS

Ms. Sheryl Kelsh, Chehalem Valley Chamber of Commerce Executive Director, commented on the 4th Quarter Visitor Report to be approved on the consent calendar. She noted they were over-budget with expenses from the new building and the current branding project. She intended to go into more detail during her presentation at the Council Work Session on September 4, 2012. She spoke briefly about upcoming events, media exposure, and the success of the recent Paddle Oregon event. She thanked the Council for the continued investment for tourism in Newberg.

VIII. CONSENT CALENDAR

1. Consider a motion accepting the Chamber of Commerce's 4th Quarter Report for the Visitor Information Center.
2. Consider a motion approving the July 16, 2012, City Council meeting minutes.

MOTION: Shelton/Bacon approving the Consent Calendar including the Chamber of Commerce's 4th Quarter Report for the Visitor Information Center and City Council minutes from July 16, 2012, as amended. Motion carried (7 Yes/0 No).

IX. CONTINUED BUSINESS

1. Consider a motion adopting **Resolution No. 2012-3012** initiating the vacation of a portion of the Ninth Street right-of-way between Industrial Parkway and Highway 219.

TIME – 7:21 PM

Mr. Terrence Mahr, City Attorney, noted a motion was needed to set the public hearing for this item. It had been tabled previously, so they need to take it off the table and continue the public hearing to sometime in September or October.

Mr. John Bridges, Attorney, said he is representing the Normans, who are property owners adjacent to the area. He noted the evidentiary portion of the hearing had closed, but they now have new information to share and asked Council to consider opening up the evidentiary portion of the hearing as well. The Normans previously consented to the vacation, but now they have withdrawn their consent and would like that to be in the record.

MOTION: Howard/Bacon to take **Resolution No. 2012-3012** off the table and set a time for a continuation of the public hearing on the vacation of 9th street on October 15, 2012, indicating council intends to reopen the record at that time and written material be submitted at the appropriate time. Motion carried (7 Yes/0 No).

2. Consider a motion to reconsider **Ordinance No. 2012-2751** adopting revised findings for the South Industrial Urban Growth Boundary (UGB) amendment and revisions to the Economic Opportunities Analysis (EOA) that failed to pass at the August 6, 2012, City Council meeting.

MOTION: Witherspoon/Rierson to reconsider **Ordinance No. 2012-2751** for the Southern Industrial UGB and Economic Opportunities Analysis voted on at the August 16, 2012, City Council meeting. Motion carried (5 Yes/2 No [Howard, McKinney]).

MOTION: Rierson/Shelton to adopt **Ordinance No. 2012-2751** adopting revised findings in support of the South Industrial Urban Growth Boundary Amendment, revisions to the Economic Opportunities Analysis, amendments to the Comprehensive Plan and Transportation System Plan, and repealing certain ordinances, read by title only.

Councilor Marc Shelton said he appreciated this returning for reconsideration since he was absent and would have liked an opportunity to vote. He will be voting in favor of the ordinance, because he believes sufficient work and research has been done on it.

Councilor Rierson also said he would vote in favor of this since the City has put a lot of work into this and it will be good for the economic development of the City; it is appropriate and he will support it.

Mr. Mahr read the ordinance by title only for the vote.

VOTE: Adopting Ordinance No. 2012-2751. Motion carried (5 Yes/2 No [Howard, McKinney]).

X. NEW BUSINESS

Consider a motion adopting **Resolution No. 2012-3014** authorizing the city manager to purchase materials from Crescent Electric Supply Company and enter into a contract with GPEC Electric Contractors for electrical installation for an energy savings lighting retrofit project at the Wastewater Treatment Plant.

TIME – 7:37 PM

Mr. Dain Eichel, Operations Superintendent, and Mr. Troy Sanders, Wastewater Treatment Plant Supervisor, presented the staff report (see official meeting packet for full report).

Councilor Shelton asked the city attorney if he was satisfied with the competitive bid process on this project. Mr. Mahr replied yes, he was comfortable.

Councilor Howard asked staff to describe the plan. Mr. Sanders replied the plant was built in 1985 and the technology for lighting used metal-halide lamps at 400 watts; over time the lamps become less efficient and produce a lot of heat. It is expensive to replace the lamps with fixtures and liability. New technology lighting is at a higher Kelvin rated light-emitting diode (LED) and the number of fixtures needed drops in number to thirteen in one area. There will also be more usable light sensors to save energy and money when people leave the room.

Councilor Howard asked how the 20% return on the investment was calculated annually over five years. Mr. Sanders replied the money will be reimbursed at a payback amount of 20% per year for the City.

MOTION: Shelton/Bacon adopting **Resolution No. 2012-3014** authorizing the city manager to purchase materials from Crescent Electric Supply Company and enter into a contract with GPEC Electric Contractors for electrical installation for an energy savings lighting retrofit project at the Wastewater Treatment Plant. Motion carried (7 Yes/0 No).

XI. COUNCIL BUSINESS

TIME – 7:45 PM

Mayor Andrews reported Habitat for Humanity will be hosting an Elected Official Build Day on Saturday, September 22, 2012, at 1103 6th Street at River Street. He also announced Councilor Wade Witherspoon will be stepping down from the Council Pension Subcommittee because of professional concerns and Councilor Stephen McKinney has offered to replace him.

XII. ADJOURNMENT

The meeting adjourned at 7:48 PM.

ADOPTED by the Newberg City Council this 17th day of September, 2012.

Norma I. Alley, MMC, City Recorder

ATTEST by the Mayor this 20th day of September, 2012.

Bob Andrews, Mayor

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