



**SPECIAL MEETING
CITY COUNCIL AGENDA
JULY 23, 2015, 7:00 PM**

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. NEW BUSINESS

1. Adopt Resolution 2015-3216, A Resolution Repealing Resolution 2014-3159 and appointing Terrence D. Mahr as City Manager Pro Tem. Pages 1-2

V. COUNCIL BUSINESS

VI. ADJOURNMENT

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 two business days 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. Speakers who wish the Council to consider written material are encouraged to submit written information in writing by 12:00 p.m. (noon) the day of the meeting.

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: July 23, 2015

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

SUBJECT: Appointment of City Manager Pro Tem

**Contact Person (Preparer) for this Motion: Truman Stone
Dept.: City Attorney
File No.:**

RECOMMENDATION:

Adopt Resolution No. 2015-3216, A Resolution Repealing Resolution 2014-3159 and appointing Terrence D. Mahr as City Manager Pro Tem

EXECUTIVE SUMMARY:

The City Council met on July 20, 2015 and placed City Manager Jacque M. Betz on administrative leave.

The City Attorney has advised the Council that he cannot serve as both a City Manager and City Attorney due to irreconcilable conflicts between the duties of each office. He has recommended the Council appoint a City Manager Pro Tem.

Terrence D. Mahr, who worked previously as the City Attorney for Newberg for 26 years and retired in 2013 has indicated a willingness to serve as City Manager Pro Tem. During his employment with the City of Newberg, Mr. Mahr also served in the capacity of City Manager Pro Tem on a number of occasions.

The City believes this action to be in the best interests of the citizens of Newberg to help guide City officials and employees at this time.

FISCAL IMPACT:

STRATEGIC ASSESSMENT (RELATE TO COUNCIL GOALS):



RESOLUTION No. 2015-3216

**A RESOLUTION REPEALING RESOLUTION 2014-3159 AND
APPOINTING TERRENCE D. MAHR AS CITY MANAGER PRO TEM**

RECITALS:

1. The Newberg City Charter provides under Chapter VIII, Section 34 (h) that when the City manager is temporarily disabled from acting as manager or when the office of City manager becomes vacant, the council must appoint a manager pro tem.
2. The City Council enacted Resolution 2014-3159, which established a chain of command in the absence of the City Manager. Under that resolution, the City Manager Pro Tem shall be the City Attorney.
3. The City Manager was placed on administrative leave on July 20, 2015 by the City Council.
4. The City Attorney has served as City Manager Pro Tem since that time, but has advised the Council he cannot serve in both positions due to irreconcilable conflicts between the duties of each office.
5. The City Council now wishes to repeal Resolution 2014-3159 and appoint Terrence D. Mahr as City Manager Pro Tem.

THE CITY OF NEWBERG RESOLVES AS FOLLOWS:

1. The City Council hereby repeals Resolution 2014-3159.
2. The City Council hereby enters into an employment contract with and appoints Terrence D. Mahr as City Manager Pro Tem.
3. The Mayor is authorized to execute an employment contract to effectuate this resolution.

➤ **EFFECTIVE DATE** of this resolution is upon adoption, which is: July 23, 2015.

ADOPTED by the City Council of the City of Newberg, Oregon, this 23rd day of July, 2015.

Sue Ryan, City Recorder

ATTEST by the Mayor this 24th day of July, 2015.

Bob Andrews, Mayor