

**CITY OF CORVALLIS  
COUNCIL ACTION MINUTES  
October 3, 2016**

**SUMMARY OF DISCUSSION**

Agenda Item	Outcome
<b>Executive Session</b> 1. Status of employment-related performance Page 320	<ul style="list-style-type: none"> <li>• FIO</li> </ul>
<b>Proclamation/Presentation</b> 1. Proclamation: Fire Prevention Week 2. Proclamation: Indigenous Peoples' Day Page 320-321	<ul style="list-style-type: none"> <li>• FIO</li> <li>• FIO</li> </ul>
<b>Community Comments</b> 1. Dakota Access Pipeline (various) Page 321	<ul style="list-style-type: none"> <li>• FIO</li> </ul>
<b>Consent Agenda</b> Page 322	<ul style="list-style-type: none"> <li>• Revised Consent Agenda <u>passed U</u></li> </ul>
<b>Items Removed from Consent Agenda</b> 1. City Council Minutes – September 19, 2016 Page 322	<ul style="list-style-type: none"> <li>• Minutes approved <u>passed U</u></li> </ul>
<b>Unfinished Business</b> 1. City Attorney Contract  2. Initiation of Comprehensive Plan Amendment related to Urbanization Study 3. Funding Lead Administrator for Housing Opportunities Action Council Page 323, 325	<ul style="list-style-type: none"> <li>• Accepted evaluation sheet summary and affirmed continuing to work under current contract <u>passed U</u></li> <li>• Initiated Comprehensive Plan Amendment process <u>passed U</u></li> <li>• Funded Lead Administrator at \$19,250 <u>passed U</u></li> </ul>
<b>Public Hearing</b> 1. Incorporate Airport Master Plan as supporting document to Comprehensive Plan Pages 323-324	<ul style="list-style-type: none"> <li>• Tentatively approved subject to findings at a future Council meeting <u>passed U</u></li> </ul>
<b>New Business</b> 1. Acceptance of Library Strategic Plan Page 325	<ul style="list-style-type: none"> <li>• Accepted Plan <u>passed U</u></li> </ul>
<b>Mayor's Reports</b> 1. Smoke alarm replacement, RAIN activity update Page 326	<ul style="list-style-type: none"> <li>• FIO</li> </ul>
<b>Councilor Reports</b> 1. Beilstein (Dakota Access Pipeline, Sustainability Coalition meeting) 2. Baker (Climate Action Task Force) 3. Bull (Sustainable Budget Task Force, speaking with Samaritan Village residents, Historic Resources Commission strategic plan, Living the Black Experience event) 4. York (Ukrainian delegation) 5. Hann (plastic bags, Skyline West Fire Wise Award) Pages 321-322, 326	<ul style="list-style-type: none"> <li>• RESOLUTION 2016-35 <u>passed U</u></li> <li>• FIO</li> <li>• FIO</li> <li>• FIO</li> <li>• FIO</li> </ul>
<b>City Manager Reports</b> 1. Living the Black Experience event Page 327	<ul style="list-style-type: none"> <li>• FIO</li> </ul>

Glossary of Terms

FIO For information only      RAIN Regional Accelerator and Innovation Network      U Unanimous

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Mayor Traber read a statement based upon Oregon law regarding executive sessions. The statement indicated that only representatives of the news media, designated staff, and other Council-designated persons were allowed to attend the executive session. News media representatives were directed not to report on any executive session discussions, except to state the general subject of the discussion, as previously announced. No decisions would be made during the executive session. He reminded Councilmembers and staff that the confidential executive session discussions belong to the Council as a body and should only be disclosed if the Council, as a body, approved disclosure. He suggested that any Council or staff member who may not be able to maintain the Council's confidences should leave the meeting room.

Council entered executive session at 5:30 pm under ORS 192.660(2)(i) (status of employment-related performance) to discuss the City Attorney evaluation. The executive session adjourned at 6:16 pm.

PRESENT: Mayor Traber; Councilors Baker, Beilstein, Brauner, Bull, Glassmire, Hann, Hogg

ABSENT: Councilor Hirsch

I. CALL TO ORDER

The regular meeting of the City Council of the City of Corvallis, Oregon was called to order at 6:30 pm on September 19, 2016, in the Downtown Fire Station, 400 NW Harrison Boulevard, Corvallis, Oregon, with Mayor Traber presiding.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT: Mayor Traber; Councilors Baker, Beilstein, Bull, Glassmire, Hann, Hogg, York

ABSENT: Councilors Brauner and Hirsch

Councilor Beilstein advocated for changing the Mayor's Proclamation of Indigenous Peoples' Day to indicate it was also supported by the Council. Councilors Beilstein and Bull, respectively, moved and seconded to amend the proclamation to include language that reflected the Council's support for Indigenous Peoples' Day. After other Councilors said they believed all proclamations included the Council's support, Councilors Beilstein and Bull withdrew the motion.

IV. PROCLAMATION/PRESENTATION/RECOGNITION

A. Proclamation of Fire Prevention Week October 9-13, 2016

Mayor Traber read the proclamation at the Fire Department Open House on October 1. The item was for information only.

B. Proclamation of Indigenous Peoples' Day October 10, 2016

Mayor Traber will read the proclamation on October 10 at the Indigenous Peoples' Day celebration, which will be held on the Oregon State University (OSU) campus. The item was for information only.

V. COMMUNITY COMMENTS

Denbigh Perry supported Council passage of the proposed Dakota Access Pipeline (DAP) resolution. She asked the Council to consider sustainability, renewable energy, and preservation of waterways. In response to Councilor York's inquiry, Ms. Perry said the resolution was applicable to Corvallis because it brought attention to the issue and sent a message that Corvallis stands in solidarity with fellow citizens along Mississippi and Missouri Rivers who have a right to clean water and air.

Lesly Wood, speaking on behalf of Stand Up for Racial Justice Corvallis, asked the Council to support the DAP resolution.

Raging Grannies of Corvallis, which included Roberta Smith, Kathy Connors, Valerie White, Beth Daniels, Katherine Stearns, Sally Shaw, and Gretchen Newlin, sang a song in opposition to the DAP (Attachment A).

Reverend Jill McAlister, a participant in local interfaith coalition efforts, opposed the DAP and asked the Council to support the proposed resolution.

Bobby Sensenbach paid tribute to the Kalapuya Indians and spoke from prepared testimony in opposition to the DAP (Attachment B). He said OSU's Native American Longhouse was planning a rally on October 22 to solicit items on Standing Rock's wish list. He believed the Kalapuya people would be opposed to the DAP.

Darren Nguyen said the Associated Students of OSU supported Standing Rock in opposition to the DAP and asked the Council to pass the proposed resolution.

Ken Winograd spoke in support of the resolution opposing the DAP that he submitted in the Council meeting packet. He said the DAP was not proposed to go directly through reservation land; however, it would cross sacred grounds. Councilor Glassmire encouraged everyone who opposed the DAP to also participate in the City's Climate Action Plan.

XI. MAYOR, COUNCILOR, AND CITY MANAGER REPORTS

B. Councilor Reports

3. Other Councilor Reports

a. Possible consideration of a resolution concerning the Dakota Access Pipeline

Councilors Beilstein and Glassmire, respectively, moved and seconded to adopt a resolution reflecting the language that Mr. Winograd provided in the Council meeting packet, with the stipulation that the listed co-sponsors would not be included in the resolution.

Councilor Beilstein said the resolution was important to him because it related to the City's Climate Action Plan and provided a sense of justice for indigenous peoples' rights. Several Councilors agreed.

City Attorney Brewer read the resolution.

RESOLUTION 2016-35 passed unanimously.

VI. CONSENT AGENDA

Councilor Baker requested removal of the September 19, 2016, City Council Meeting Minutes (Item A.1.).

Councilors Hann and York, respectively, moved and seconded to adopt the Consent Agenda as follows:

- A. Reading of Minutes
  - 2. City Council Work Session – September 20, 2016
  - 3. For Information and Filing (Draft minutes may return if changes are made by the Board or Commission)
    - a. Historic Resources Commission – August 9, 2016
    - b. Housing and Community Development Advisory Board – August 17, 2016
    - c. Library Advisory Board – June 1 and July 6, 2016
    - d. Planning Commission – August 17 and September 7, 2016
    - e. Watershed Management Advisory Board – August 24, 2016
- B. Announcement of a vacancy on the Bicycle and Pedestrian Advisory Board (Heald)
- C. Approval of an application for a Limited On Premise Sales liquor license for Chris Chen, Owner of Chris & Calvin LLC, doing business as Sugoi Sushi located at 1830 NW Ninth Street (New Outlet)
- D. Approval of Community Involvement and Diversity Advisory Board Work Plan

The motion passed unanimously.

VII. ITEMS REMOVED FROM CONSENT AGENDA

- A. Reading of Minutes
  - 1. City Council Meeting – September 19, 2016

Councilor Baker said while page 302 of the minutes accurately captured a statement he made related to the Pastega hearing, he mistakenly stated that business owners did not testify at the Planning Commission meeting. He apologized to Councilors and the public for the error.

Councilors York and Glassmire, respectively, moved and seconded to approve the September 19, 2016, City Council Meeting Minutes. The motion passed unanimously.

## VIII. UNFINISHED BUSINESS

### A. City Attorney Contract

Councilors York and Hann, respectively, moved and seconded to accept the City Attorney evaluation summary sheet with the addition of a fourth goal and affirmed the parties would continue to work under the current contract between the City and the City Attorney's Office.

Councilors thanked the City Attorney's Office staff for their good work and dedication to the City.

The motion passed unanimously.

### B. Initiation of a Comprehensive Plan Amendment related to the Urbanization Study

Community Development Director Bilotta reviewed the staff report, noting the process would take several months. In response to Councilors' inquiries and requests for clarification about the legal impact in the interim, Mr. Brewer confirmed that using the draft Urbanization Study and draft Buildable Lands Inventory (BLI) was acceptable for legislative decisions. Factual information from the draft documents could be used to inform quasi-judicial decisions, but use of proposed policies, recommendations, projections, opinions, or blanket statements about the drafts as the basis for findings would not be defensible in quasi-judicial decisions. He noted that the planning period for the City's current adopted Comprehensive Plan, which includes a BLI, had not expired. Mr. Bilotta and Mr. Brewer are available to assist with questions as specific instances arise.

Councilors Hann and York, respectively, moved and seconded to initiate a Comprehensive Plan Amendment to address the conclusions and recommendations of the Urbanization Study. This motion is based on the information provided in the June 2016 draft Housing Needs Analysis and Economic Opportunities Analysis, and this September 26, 2016, staff report to City Council.

Councilor Baker noted the Council would need to be very conscientious in its future conversations about how to deal with the adopted and draft BLIs, and he preferred to work through that sooner rather than later.

The motion passed unanimously.

## XI. PUBLIC HEARING

### A. Incorporate Airport Master Plan as a supporting document to the Comprehensive Plan

Mayor Traber read the order of proceedings and opened the public hearing at 7:34 pm.

There were no conflicts of interest, rebuttals or objections on jurisdictional grounds.

Mayor Traber said land use decisions such as the case under consideration were evaluated under applicable Statewide land use planning goals and guidelines and criteria

from the Land Development Code and Comprehensive Plan as presented in the staff report.

Senior Planner Sarah Johnson reviewed the staff report that was included in the Council meeting packet. There were no questions of staff.

Mr. Brewer said failure to raise an issue, accompanied by statements or evidence sufficient to afford the City or other parties the opportunity to respond to the issue, precluded appeals to the State Land Use Board of Appeals based on that issue.

#### *Public Testimony*

Rana Foster referred to Article 4: Natural Features, Land, and Water Resources on page 63 of the electronic Council packet. She wondered whether the streaked horned lark should be specifically mentioned in the Article and asked the City to honor protection of the birds.

#### *Questions of Staff*

Transportation Services Supervisor Scherf said the streaked horned lark was listed in the Endangered Species Act and the City was required to abide by related Federal regulations. Staff has been in close communication with personnel from the United States Department of Fish and Wildlife, and the Oregon Department of Fish and Wildlife about the bird. Because it was known to nest at airports alongside runways and taxiways, there was an exemption in the law for typical aircraft operation activities. Staff intended to minimize impacts to the lark where possible. City Manager Shepard said the Police Department's relocation of emergency vehicle training away from the airport as one example of how staff worked to reduce its impact on the lark.

In response to Councilor questions, Ms. Johnson said adoption of the Master Plan would not change required actions related to the streaked horned lark. Ms. Scherf said the bird preferred to nest in low-vegetation areas near runways, so airport operations would have more of an impact than development activities. The lark's population near the Corvallis Municipal Airport peaked three or four years ago, and has since declined. Staff's expert contact at Oregon State University had not been able to explain why. There have been no changes to how the Airport is managed or how the surrounding property is used.

Councilors Hann and York, respectively, moved and seconded to tentatively approve CPA15-3 to amend Article 11 of the Comprehensive Plan, and to incorporate the 2013 Airport Master Plan as a supporting document to the Comprehensive Plan. This motion is based on findings presented in the September 21, 2016, staff report to the Planning Commission, the deliberations and recommendation of the Planning Commission at their September 21, 2016, meeting, and on findings and deliberations made during the October 3, 2016, City Council meeting, subject to adoption of formal findings at a subsequent City Council meeting. The motion passed unanimously.

Findings would be presented for the Council's consideration at a future Council meeting.

Mayor Traber closed the public hearing at 7:45 pm.

VIII. UNFINISHED BUSINESS, continued

C. Consideration of Funding a Lead Administrator for the Housing Opportunities Action Council

Mayor Traber provided background on the Housing Opportunities Action Council (HOAC) and encouraged the Council to fund the Lead Administrator position. Mr. Shepard said the Benton County Board of Commissioners was scheduled to discuss the position at their October 4 meeting; formal action was not anticipated until later in the month.

Councilors expressed concerns about long-term budget implications associated with the new position, supported seeking additional funding partners beyond Benton County in future years, and agreed it was important to define how the position would be considered as a success. They wanted plans for the shelter to move forward expeditiously and it was suggested that the United Way of Benton and Lincoln Counties develop a timeline to show what tasks would be accomplished between now and next fall to ensure that a men's cold weather shelter was ready to open on time. Regular updates on the progress should be provided to the Council, especially if there was any expected deviation from the deadline. Additional concern was expressed that nearly two-thirds of the City's funding was allocated for administrative expenses, with only one-third going to direct services to assist those in need homeless, and such proportions should be considered in future years. On the other hand, the City's role was not one of providing direct services.

Councilors thanked Mayor Traber for his work on the issue.

Councilors Beilstein and Bull, respectively, moved and seconded to provide \$19,250 to fund the Lead Administrator position for eight months, with \$18,300 coming from the remaining budget for homeless services and the additional \$950 coming from Council Reserves.

The motion passed unanimously.

IX. NEW BUSINESS

A. Acceptance of the Library Strategic Plan

Library Director Rawles thanked the Library Advisory Board (LAB) for developing the Library Strategic Plan. Councilor York supported the Plan, however, she observed the Library Advisory Board was consistently referred to as the Library Board; Ms. Rawles agreed to update the Plan to ensure the correct title was used throughout the document. Councilor Beilstein, who served as a liaison to the LAB for many years, complimented Library staff and the quality of the Plan.

Ms. Rawles, who will retire in November, expressed appreciation to the Council for their support during her 18-year tenure.

Councilors York and Beilstein, respectively, moved and seconded to accept the 2016 Library Strategic Plan. The motion passed unanimously.

## XI. MAYOR, COUNCILOR, AND CITY MANAGER REPORTS

### A. Mayor's Reports

Mayor Traber reminded everyone to replace smoke alarms that were more than ten years old and distributed a Regional Accelerator and Innovation Network (RAIN) activity summary sheet (Attachment C).

### B. Councilor Reports

#### 1. Task Force Updates

Councilor Baker said the Climate Action Task Force reviewed public comments from recent outreach sessions. No changes were recommended; however, the Task Force decided to look more in-depth at some additional actions.

Councilor Bull said the Sustainable Budget Task Force discussed fees and public outreach. The topic was scheduled for the October 18 Council work session.

#### 2. City Council Three-Month Schedule

The item was for information only.

#### 3. Other Councilor Reports

Councilor York attended a meeting of Corvallis Sister Cities to welcome the Ukrainian delegation. A wooden, decorative plate, which was presented by the delegation as a gift to the City, was given to the City Recorder for display in City Hall.

Councilor Hann asked for staff to follow-up with the Downtown Corvallis Association to help new retailers understand the plastic bag ordinance. He thanked the Skyline West neighborhood association for their work to achieve the Fire Wise Award. He asked whether the City could assist with associated insurance requirements and funding, perhaps through grants, for a 30,000 water storage tank. Mr. Shepard offered to work with the Association to brainstorm ideas.

Councilor Bull said residents at Samaritan Village invited her to speak about current City issues and noted the Historic Resources Commission was working on a strategic plan. She heard the Living the Black Experience event in Corvallis on September 26 was a great success and believed a follow-up event was expected soon at a larger venue.

Councilor Beilstein announced the Sustainability Coalition's next meeting was October 4 and encouraged Councilors to attend.

C. City Manager Reports

1. Mr. Shepard attended the Living Black Experience event. He said it was well done, very educational, and encouraged discussion and dialog.

XII. ADJOURNMENT

The meeting adjourned at 8:30 pm.

APPROVED:

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MAYOR

ATTEST:

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CITY RECORDER

+

Raging Grannies

10/3/16  
Council meeting

## The People or the pipeline

Author: Vicki Ryder

Tune: Which Side Are You On? (Florence Reece/Pete Seeger)

### **CHORUS:**

The people or the pipeline? Which side are you on?  
The people or the profiteers? Which side are you on?

1. To sacred lands and burial grounds, the native people come,  
We'll stand in solidarity until their fight is won.

2. They gather now at Standing Rock, tribes from throughout the  
land,  
To keep their water and their homes from greedy corporate hands

### **CHORUS**

3. Dakota Access Pipeline, your profits bring you shame;  
You bulldoze and you terrorize, all in money's name.

4. You set your dogs upon the people, who get thrown in jail,  
They'll stand and fight with all their might until they do prevail.

### **CHORUS**

5. Water is a sacred trust, without it we all die;  
We can't allow that pipeline 'neath the Dakota sky.

6. Many hundred years ago you forced them from their homes,  
They're rising up to say "**No More**," this land you cannot own.

### **CHORUS**

Submitted by  
Bobby Sensenbach  
for 10/3/16 Council mtg

Hai-yu ma-si. Ka-ba uk Kalapuya  
anki-ti tilli<sup>(n)</sup>um Ka-ba u-kuz san.

In  
Chinook  
Wawa

(Thank you to the Kalapuya ancestors  
for this day) ~~in chinook wawa.~~

For those who don't know, we are  
standing on the land originally inhabited  
by the Kalapuya people, And I want to  
give them recognition first and foremost.  
(Pause)

There's a Native American proverb that says  
we do not inherit the Earth from our  
parents, but we borrow it from our  
children. The people at Standing Rock  
aren't just taking a stand for themselves  
but taking a stand for future generations.  
Indigenous people understand that the  
earth will take care of us if we respect  
the earth and respect our ancestry.

When they dig into the sacred sites, they  
are digging into our ancestors. The  
earth is the dust and the blood of  
our ancestors. Before the spilling of oil,  
there was the spilling of blood.

European, indigenous, or otherwise, our ancestors spilled each other's blood onto this land... and here we are. The pipeline is the same old battle but in a different form, in a different time and place. We are standing against human greed and selfishness. And ~~that~~ our children will benefit from it.

(Pause)

Having the support of the city of Corvallis will have a great impact on the native community. Simply knowing that there are elders and council members who support us in this struggle is spiritually uplifting, and ~~it~~ lends us the strength to keep going. I want to thank you for being here and thank you for your time!

# RAIN OREGON ECONOMIC IMPACT

(Jul 1, 2014 - June 30, 2016)



**Revenue Generated:**  
\$6,400,000



**Capital Raised:**  
\$17,000,000



**Jobs Created:**  
212



**Accelerator Companies Served:**  
124



**Total Companies Assisted:**  
375



**Matching Dollars to Legislature Funding:**  
\$8,000,000



**New Funds Serving Region:**  
\$9,000,000

(Jul 1, 2015 - June 30, 2016)



**Students Engaged:**  
1796



**Mentors Engaged:**  
76



**Angel Investors Engaged:**  
76