

CITY OF MOSIER

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MOSIER CITY COUNCIL MEETING
March 7, 2018 at 6:30 P.M.
Mosier Senior Center at 500 Second Ave.

I	6:30pm	Call to Order (please silence or turn-off cell phones)	
II		Agenda corrections or additions	5 min
III		Business from the Audience —This is an opportunity for Mosier residents and anyone else to express concerns, needs, or opportunities. Please keep your comments succinct and under two minutes. You may bring in written materials for Council and Staff to review. The Mayor can assign the issue to a future Council meeting, to a Council Committee, or to staff. Please realize that council cannot offer any response immediately, but will give the matter due consideration.	10 min
IV		Approval of: 02/21/18 - City Council Meeting Minutes	
V		BUSINESS	
1.	6:45	Walter Burt, GSI Hydrogeologist – Mosier Water Resources and their relation to back up water sources for the City	45 min
2	7:30	City Budget Officer Resolution and Approval of Budget Schedule – City Manager	10 min
2.	7:40 pm	Mosier Ordinance – Plastic Bag, Plastic Straws and Styrofoam Ban Review	15 min
3.	7:55 pm	Announcements	10 min
VI	8:05 pm	Adjourn	

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MINUTES

MOSIER CITY COUNCIL MEETING

FEBRUARY 21, 2018

I	CALL TO ORDER: Mayor Burns called meeting to order at 6:34 pm.
II	Council: All Council members in attendance Staff: City Manager, Colleen Coleman, City Recorder, Jayme Bennett Audience: Rod Runyon, County Commissioner, Brad DeHart, ODOT, Laura Kahler, Mosier Valley
III	Business from the Audience – Laura Kahler, of Mosier Valley came to speak to Council about her concerns regarding rapid growth and development of the general region, and more specifically, the affordability and livability of Mosier, and Mosier Valley, and any protections that could be put in place to prevent development at a State and Federal level. The suggestion from Council was to participate at the meetings, and review previous minutes (specifically 2/7/18), participate in local involvement groups and help shape policies going forward.
IV	Council member Gries moved to approve minutes from 2/7/2018, as written and Council member Anderson seconded, all approved.
V	BUSINESS
1.	Brad Dehart, ODOT Creek Bridge Progress, I-84 Paving update Mosier to Rowena: Brad Dehart, Project Manager for ODOT gave an update of the progress and substantially completed Mosier Creek Bridge: <ul style="list-style-type: none">- Punch list items: the striping and timber paint needs to wait until better weather for proper application, temporary and permanent signage installation once community feedback is received.- Brad encourages positive and negative feedback and open discussion, as he can easily modify the paint, signage to ensure increased bike and pedestrian safety.- Discussion ensued around safety concerns, the need for additional signage, locating signage further away from the approach and the encouragement of community inclusion.- Cost estimate used for the basis of the loan was 212k and could come in as low as 140k. East side water connections under the bridge were tied into the bridge project, making the combined work well under the original budget. I-84 to Tower Road paving project: <ul style="list-style-type: none">- Closures are eastbound off ramp at exit 69 and westbound on-ramp at exit 69- Paving is expected to last no more than 4 days and is anticipated to commence the second week of April, (Sunday 7:00pm – Thursday 12:00 noon), weather dependent.- Short periods of detours are expected and will redirect traffic to Hood River and Rowena, which will be communicated through the City website, and community newsletter. Brad will update us weekly on exact timeline as it approaches.- Mayor Burns asked DeHart to confirm that all bridges are sound and seismic, he was able to that immediately.
2.	Introduction of Jayme Bennett to the City of Mosier as the new City Recorder. <ul style="list-style-type: none">- Jayme Bennett was introduced to Council, and Council introduced to her. Jayme was hired for the City Recorder position on February 16th and this will be announced in the Community Newsletter.
3.	Mosier Ordinance – Plastic Bag and Styrofoam Ban Public Reading. <ul style="list-style-type: none">- Mayor Burns introduced the ordinance (8.65) on plastic bags and Styrofoam- Colleen Coleman, City Manager requested the council review the changes incorporated by the City Attorney before the ordinance is read publicly.- Discussion ensued around the addition of plastic straws to the plastic bag and styrofoam ban.- Council member Reed moved to include plastic straws to the ordinance (8.65), Council member Gries seconded. All approved.

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	- The new ordinance (8.65) was read by all council publicly, and in 30 days will be adopted.
4.	<p>Adopt Strategic plan with comments.</p> <ul style="list-style-type: none"> - Only one comment regarding the draft strategic plan, and it was noted to be positive. - Council member Wallace moved to adopt the strategic plan, Council member Berry seconded.
5.	<p>Mayor Burns to attended Ron Wyden Wasco County Town Hall</p> <ul style="list-style-type: none"> - Mayor Burns described Wyden’s talk and his encouraging support of the Mosier Joint Use facility, the derailment site restoration and other activities on the boards in Mosier.
6.	<p>City Hall Update.</p> <ul style="list-style-type: none"> - City Manager, Colleen Coleman provided the following updates to the Council: <ul style="list-style-type: none"> • Katie Robertson from the DEQ has hired Maul Foster and Alongi to do the ESA Phase I on the UPRR land as a preliminary step to the deed exchange between UPRR and the City. • Mosier Hubs are applying for a Western Federal Lands FLAP grant – OR program receives \$32.9m annually, 100K should go to the HUB. • This Sunday the 25th of February will be a Joint Use Facility meeting with the Fire Board members and will be led by a neutral third party. • Final steps of USDA grant application for Well 5, and the update for Eastside water resources was given • Meeting schedules for City Hall Staff were provided, and Colleen Coleman requested time off March 13-21st, council approved. • City Hall to attend to attend a State Budget Law workshop to prepare for the budgeting process. • Summer Sears to meet with City Hall for budget process and will report to Council as schedules allow (3/7 or 3/21).
7.	<p>Announcements.</p> <ul style="list-style-type: none"> - Mayor Burns announced that Sheriff (Lane Magill) will hold a public meeting at the Mosier school, at 6:30 on March 5th regarding public safety. Mayor Burns will attend the event. - It was discussed that Council member Anderson and City Manager will meet with Friends of the Gorge to discuss the donation of the Mosier Mounds. Mayor Burns and Council member Wallace said they would like to attend as well. City Manager will schedule the meeting and contact them to confirm. - Council member Reed proposed team Mosier Celebration on April 13th. - Council member Wallace will make certificates for the “If I were the Mayor” contest. - Council member Reed will draft community newsletter.
	Council meeting was adjourned at 8:24 pm.

Approved this 7th day of March, 2018:

Attest:

Mayor Arlene Burns

Jayne Bennett, City Manager

**BEFORE THE CITY COUNCIL
FOR THE CITY OF MOSIER, OREGON**

Resolution No. 2018 - 01

A Resolution Appointing the City Budget Officer.

WHEREAS, ORS 294.331 requires the governing body of the City to designate one person to serve as budget officer, and assigns to the budget officer the duty to prepare or supervise the preparation of the budget document, acting under the direction of the executive officer or governing body;

WHEREAS, the Mosier City Council desires to appoint the City Manager to serve as the City's budget officer for the City budget process;

NOW, THEREFORE, BE IT RESOLVED that the Mosier City Council does appoint the City Manager as the City of Mosier Budget Officer.

Approved and Effective this 7th day of March, 2018, by the Mosier City Council.

Arlene Burns
Mayor

ATTEST:

Jayme Bennett
City Recorder

ORDINANCE NO. 172

An Ordinance Amending Title 8 (Health and Safety) of the Mosier Municipal Code, by Adding a New Chapter 8.65 (Single-Use Plastics and Polystyrene Takeout Materials) and Imposing Restrictions on the Distribution of Single-Use Plastic Bags, Plastic Straws and Polystyrene Foam Containers in the City.

WHEREAS, the City of Mosier is an Oregon home-rule charter municipal corporation with a City Charter that grants it all the powers and authority that the constitution, statutes, and common law of the United States and this State expressly or implied, grant or allow as though each such power was specifically enumerated; and

WHEREAS, as a City that is located on the Columbia River that drains into the Pacific Ocean, too many single-use plastic bags, plastic straws and polystyrene foam containers are released or find their way into the local environment and the Columbia River, either being blown by the wind or as part of stormwater flow; and

WHEREAS, plastic consumer waste, including single-use plastic bags, plastic straws and polystyrene foam cups and containers are a significant form of highly persistent environmental pollution that is harmful to wildlife; and

WHEREAS, plastic bag, plastic straw and polystyrene foam contamination of yard debris, household compost, wastepaper recycling, and other waste recovery streams damages sorting and processing machinery, impedes resource recovery, and contaminates loads of otherwise reusable or recyclable material; and

WHEREAS, the use of reusable bags and recyclable containers for day-to-day retail purchases reduces these troubling sources of contamination and reduces the need to manufacture plastic film from raw material, collect, and then discard to landfills after a single use; and

WHEREAS, the City aims to be a leader in Environmental Sustainability; and

WHEREAS, the City desires to amend the Mosier Municipal Code by adopting Chapter 8.65, set forth in the attached Exhibit A, and held a duly noticed public hearing for consideration of single-use plastic bags, plastic straws, and polystyrene foam regulations at its regular meeting on March 21, 2018, at which time the Council will take public testimony on the proposal.

NOW THEREFORE, the City of Mosier ordains as follows:

Section 1. Amendment. Title 8 (Health and Safety) of the Mosier Municipal Code is hereby amended by adding a new Chapter 8.65 (Single-Use Plastic Bags, Plastic Straws, and Polystyrene Foam containers) consisting of the provisions set forth in Exhibit A, attached hereto and incorporated herein by this reference.

Section 2. Severability. If any provision, paragraph, word, section, or article of this Ordinance or the Mosier Municipal Code Chapter 8.65 is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and articles shall not be affected and shall continue in full force and effect.

READ FOR THE FIRST TIME on March 21, 2018.

READ FOR THE SECOND TIME and adopted on _____, 2018. This Ordinance shall take effect on the thirtieth day after adoption.

Mayor, Arlene C. Burns

Attest:

Jayme Bennett, City Recorder

Approved as to Form:

Laura Westmeyer, City Attorney

Exhibit A

Chapter 8.65 - SINGLE-USE PLASTIC BAGS AND STYROFOAM CONTAINERS

Sections:

8.65.010 - Definitions

8.65.020 - Supervision and Enforcement by the City Manager

8.65.030 - Retail Bag Regulations

8.65.040 - Enforcement and penalties

8.65.010 - Definitions.

For purposes of this Chapter:

1. "City" means the City of Mosier, Oregon.
2. "City Manager" means the City Manager for the City of Mosier or the City Manager's designee.
3. "Food Provider" means any store, shop, restaurant, cart, or vendor located within the City of Mosier that sells food or beverage to customers.
4. "Recyclable Paper Bag" means a paper bag that meets all of the following requirements:
 - a) Is 100% recyclable and contains a minimum of 40% post-consumer recycled content;
5. "Retail Establishment" means any store, shop, sales outlet, or vendor located within the City of Mosier that sells goods at retail.
6. "Reusable Bag" means a bag that is either:
 - a) Made of cloth or other machine washable material, or
 - b) Made of durable plastic that is at least 2 mils thick.
7. "Single-Use Plastic Bag" means a plastic bag made from synthetic or natural organic materials that is provided by a Retail Establishment or Food Retailer to a customer at the point of sale for use to transport or carry away purchases from the establishment or retailer.
8. "Polystyrene Foam Containers" means cups, take out containers, and similar, single-use food and drink containers made of polystyrene material.
9. "Plastic Straws" means take out straws made from synthetic material provided by a Retail Establishment or Food Retailer to a customer at the point of sale for use to transport or carry away drink purchases from the establishment or retailer.

8.65.020 - Supervision and Enforcement by the City Manager. The regulation and enforcement of Single-use Plastic Bags and Styrofoam containers under this Chapter shall be under the supervision of the City Manager or the City Manager's designee.

8.65.030 - Retail Bag and Styrofoam Container Regulations.

1. Prohibition on Single-use Plastic Bags and Styrofoam Containers. Retail Establishments and Food Providers shall not provide or make available Single-use Plastic Bags, non-Recyclable Paper Bags, or Styrofoam containers.
2. Availability of Reusable Bags and Recyclable Cups and Containers. Retail Establishments and Food Providers shall make Reusable Bags and Recyclable Containers, available at a reasonable cost to all customers.
3. Requirements for paper bags. Where a Retail Establishment or Food Provider makes a paper bag available to a customer at the point of sale, the bag shall meet the definition of a Recyclable Paper Bag.

8.65.040 – Enforcement and Penalties.

1. Responsible Party. A person who is in charge or in control of a Retail Establishment or Food Provider or who exercises authority over the establishment or business that is not in compliance with this Chapter 8.65 shall be liable for any violations of this Chapter.
2. Penalty. A violation of this Chapter is a Civil Infraction enforceable under City of Mosier Municipal Code Chapter 2.10 (Civil Enforcement), with a minimum fine of not less than \$200 for each offense. Each single-use plastic bag, plastic straw, polystyrene foam container, and non-recyclable paper bag provided or made available in violation of this Chapter constitutes a separate offense.
3. Enforcement implementation. Enforcement of this Chapter shall will begin April __ 2018 for retailers.