

Police Chief Matt Scales stated these ceremonies are typically done in a private ceremony and tonight is the first of many promotional ceremonies. Chief Scales swore in officers Greg Park, Brett Rudolph, and Matt Peters as Sergeants.

5. INVITATION TO CITIZENS FOR PUBLIC COMMENT: Mayor Drabkin invited the public to comment. There were no public comments.

City Recorder Claudia Cisneros stated for the record the numerous public comments were emailed and provided Council with those emails and they will be made part of the public record tomorrow.

Susan Nelson McMinnville community member, read a statement regarding an experience her daughter had while at the McMinnville City Park with her two young grandchildren. Shared other families' similar concerns about not feeling safe at city parks and the increase in campers parked around public schools. Asked Council for support the people and organizations working to find solutions to these issues.

Kim Morris McMinnville community member, stated the McMinnville Community Task Force submitted a letter in July and clarified what they are asking for. Asking for safe zones around schools as an addition to an already current ordinance. Asking the Council to work with the school district.

Shannon Brooks McMinnville community member, read a statement regarding the activity that occurs at Thompson Park. Talked about the Pak Patrol and shared a story that occurred during the most recent heat wave.

6. ADVICE/ INFORMATION ITEMS

- 6.a. Reports from Councilors on Committee & Board Assignments

Mayor Drabkin stated she's had countless conversations about prohibited camping ordinances and wanted to provide some clarity. Shared a map that outlined the School District Properties and which city zone it is surrounded by. Shared there are time, place, and manner restrictions in place meaning when someone is allowed overnight in one of the commercial zones they still have to be gone by 6:30 am. The encampments that are occurring are already violating the current ordinance and the enforcement process is already mandated by the state. The Mayor talked about the current legal public drug use approved by voters from a ballot measure and has been meeting with other leaders in other cities that are experiencing similar public drug use problems to see how to change that rule. Mayor recommends this be brought to Council with direction to staff to prepare an ordinance and work with the other cities and League of Oregon Cities asking the state to restore home rule when it comes to Measure 110.

Chief Scales provided data for the last year of impound abatement of RVs which is roughly 20 to 30 RVs. Provided some additional context about the 72-hour state statute before being able to enforce it. Shared the difference between the park rule which doesn't allow RV parking and is considered a tow and the person is able to get the vehicle back vs. an abatement which is not allowed to be returned.

There was further discussion about the city's current camping ordinance and possible changes to it and continued conversation of safe school zones.

Mayor Drabkin reported hosted Andrea Bell, executive director of Oregon Housing and Community Services, along with Health and Human Services, Housing Authority of Yamhill County, YCAP two weeks ago and provided them a tour of the Navigation Center, Status Village, Aspire Development. Talked specifically about roadblocks at the state. Provided Council Reassignments.

Council President Garvin stated there is a fire extinguisher needed at the airport and will bring a formal report back to the Council. Will have a Fire District Meeting on Thursday at 6 pm and the following two Thursdays. YCOM met but had a scheduling conflict and Visit McMinnville will meet tomorrow. The airshow is at the end of this month.

Councilor Geary reported MURAC has had no formal meeting but received an update on a few things going on like the NW Rubber site acquisition the environmental due diligence is underway, discussion still underway regarding EV charging stations, and discussion about increased parking inventory. The DEIAC will meet on Thursday and the bulk of the meeting will be on the engagement process for the Parks and Recreation Open Space (PROS) Master Plan.

Councilor Chenoweth had nothing to report.

Councilor Peralta stated Council of Governments' quarterly meeting is coming up later this month. Will be inviting the Council to a Legislative breakfast meeting hosted by the MVWCOG. The legislative committee at the COG recommended pushing to reset property values at sale in the upcoming legislative sessions. Also recommending the COG establishes rules to service jurisdictions outside of Marion, Polk, Yamhill, and the Confederated Tribes and required by the state.

Councilor Payne reported nothing from the last Landscape Review meeting and the next meeting will be September 20th. The Yamhill County Local Public Safety Coordinating Council aka (LIPSTICK) reviewed the Department of Corrections biannual plan for 2023 to 2025 and approved the grant application for the Justice reinvestment program.

Councilor Menke said Affordable Housing met and discussed the goal of density bonuses with the changes to state law and zoning ordered. The executive committee of YCAP met and interviewed two candidates and will have another update next time. Fox Ridge PAC meeting is coming up and will be a public meeting.

6.b.

Department Head Reports

City Manager Jeff Towery conducted the interview process for a City Attorney position and the process will continue tomorrow.

Interim City Attorney Walt Gowell had nothing to report.

Police Chief Matt Scales stated with the sergeant's promotion will now need to fill the three vacant corporal positions. Provided an update on the additional hiring status at the Police Department. Acknowledge Captain Symons for his work with the Federal grant for body-worn cameras. Has the last pre-op meeting on Thursday for the airshow. Cruising McMinnville was a success with no major issues. Thanked the Mayor for leaning into the reform of Measure 110 as it's not a small problem.

Public Works Director Anne Pagano will be holding interviews next week for the Emergency Management Coordinator position.

City Recorder Claudia Cisneros had nothing to report.

Information Technology Director Scott Burke had nothing to report.

Finance Director Jennifer Cuellar had nothing to report.

Community Development Director Heather Richards stated the City is working with a bank to leverage about \$225,000 in grant funds to assist the business community and working with the bank to give out forgivable loans for businesses in need. The State Department of Land Conservation and Development is giving the city two grants for housing planning to do land use efficiencies and housing production strategy that's required. The city is hosting the Regional Strategies team next week which is staff from all state agencies and city staff to talk about City projects and needs.

7.

CONSENT AGENDA

a. Consider the Minutes of the July 11, 2023, City Council Work Session & Regular Meeting.

b. Consider the Minutes of the July 19, 2023, City Council Work Session Meeting.

c. Consider the Minutes of the July 25, 2023, City Council Work Session & Regular Meeting.

d. Consider the Minutes of the August 08, 2023, City Council Work Session & Regular Meeting.

e. Consider **Resolution No. 2023-55**: A Resolution approving the award of a Professional Services Contract to Century West Engineering for the Environmental Phase of the Airport Fence & Wind Cone, Project 2023- 11, and acceptance of Federal Aviation Administration Grant funding for this project g.

Councilor Menke MOVED to adopt the consent agenda as presented; SECONDED by Councilor Payne. Motion PASSED unanimously 6-0.

8. ORDINANCES

8.a. Consider the first reading with a possible second reading of **Ordinance No. 5138**: An Ordinance Amending Titles 2.50, Code Compliance, and 8.10, Public Nuisances, of the McMinnville Municipal Code.

Mayor Drabkin asked if any Councilor needed to declare any conflict of interest or recuse themselves. There was none.

No Councilor present requested that the Ordinance be read in full.

Interim City Attorney Walt Gowell read by title only Ordinance No. 5138.

Police Chief Scales for the past six months had multiple discussions regarding municipal codes that on the surface appeared to be unconstitutional. He and Mr. Gowell have identified three municipal codes that are likely unconstitutional and unenforceable in whole or in part. The proposed amendments remove outdated language and tracks with existing law.

Councilor Chenoweth asked what were the determinations of these being unenforceable and unconstitutional. Mr. Gowell stated there are a number of different cases in various Oregon jurisdictions and gave the example of accosting for deviate was found to be unconstitutional in state law and found to be in violation of free speech. The three Ordinances were adopted in 1972. The goal was to remove things from the code that are unenforceable if challenged and amend the public indecency ordinance to bring it into compliance.

Councilor Menke MOVED to pass Ordinance No. 5138 to a second reading; SECONDED by Council President Garvin. Motion PASSED 5-1 by the following vote:

*Aye – Councilors Garvin, Geary, Menke, Payne, and Peralta
Nay – Chenoweth*

The second reading will be brought back on September 26, 2023.

9. ADJOURNMENT: Mayor Drabkin adjourned the meeting at 8:15 p.m.

Claudia Cisneros

Claudia Cisneros, City Recorder