



**City of Sutherlin
Council Workshop Meeting
Tuesday, November 13, 2018
Civic Auditorium – 6:30p.m.
AGENDA**

Mayor Todd McKnight
Council President Luzier
Councilors Boggs, Stone, Sumner, Tomlinson, and Vincent

1. CALL TO ORDER / FLAG SALUTE

2. ROLL CALL

3. INTRODUCTION OF MEDIA

4. PUBLIC COMMENT

[The purpose of citizen comment is to allow citizens to present information regarding agenda items only. A time limit of three minutes per citizen shall apply.]

5. CONSENT AGENDA

- a. October 8, 2018 Minutes – Regular Meeting

6. PUBLIC HEARING

- a. Withdrawal of Territory

7. COUNCIL BUSINESS

- a. Ordinance No. 1067 – Withdrawal of Territory – Ford's Pond Property (second reading & adoption)
- b. Ordinance No. 1068 – Withdrawal of Territory – Mountain View Estates (second reading & adoption)

8. WORKSHOP

- a. Council Priorities and Initiatives

9. ADJOURNMENT

Members of the audience who wish to address the Council will be invited to do so. Speakers must use the microphone stating their name and address prior to addressing the Council.



Call to Order & Flag Salute





ROLL CALL





Introduction Of Media





PUBLIC COMMENT

Agenda Items only





Consent Agenda



CITY OF SUTHERLIN
Regular City Council Meeting
Sutherlin Civic Auditorium
Monday, October 8, 2018 – 7:00pm

COUNCIL MEMBERS:

Tom Boggs, Wayne Luzier, Forrest Stone, Michelle Sumner, Travis Tomlinson, Seth Vincent

MAYOR: Todd McKnight

CITY STAFF: City Manager, Jerry Gillham

Assistant CM/Finance Director, Dan Wilson

Sr. City Recorder, Debbie Hamilton

City Recorder, Diane Harris

Community Development Director, Brian Elliott

Community Development Specialist, Kristi Gilbert

Police Chief, Troy Mills

Fire Chief, Mike Lane

City Attorney, Chad Jacobs (via Skype)

AUDIENCE: Danielle Ramos, Becky Wattles, Beth & Jim Houseman, Melissa Shreeve, Dian Cox, Peggy & Chuck Brummel

Meeting called to order by Mayor McKnight at 7:00pm.

Flag Salute:

Roll Call: All present

Introduction of Media: None

PUBLIC COMMENT (agenda items only)

- None

CONSENT AGENDA

- **September 10, 2018 Minutes – Regular Meeting**
- **September 24, 2018 Minutes – Workshop Meeting**

MOTION made by Councilor Sumner to approve the Consent Agenda as presented; second by Councilor Vincent.

In Favor: Councilors Luzier, Sumner, Vincent, Stone, Boggs, Tomlinson, and Mayor McKnight.

Opposed: None

Motion carried unanimously.

PUBLIC HEARING

- **Withdrawal of Territory**

Mayor McKnight opened the Public Hearing at 7:02pm for the withdrawal of 202+ and 100+ acre parcels of land from the City of Sutherlin boundaries by consent of the real property owners.

- Do any members of Council wish to disclose any conflicts of interest, ex-parte contact, or personal bias? *None received.*

Staff Report – Community Development Specialist, Kristi Gilbert – This Public Hearing is one of the concluding steps to withdrawal territory known as Ford's Pond and (Schoon) Mountain View Estates properties. The Public Hearing's required ORS 222.460 processes were reported.

- Are there any testimonies in favor? *None received.*
- Are there any testimonies in opposition? *None received.*
- Are there any neutral parties who wish to speak? *None received.*
- Are there any additional comments from staff? *None received.*
- Are there any questions or comments from Council? *None received.*

Mayor McKnight closed the Public Hearing at 7:04pm.

COUNCIL BUSINESS

- **Ordinance – Withdrawal of Territory – Ford’s Pond Property (first reading, title only)**

Mayor McKnight asked City Recorder, Diane Harris, to read the ordinance by title only.

Harris – “An ordinance providing for the withdrawal of a 202+ acre parcel of land known as the Ford’s Pond property from the City of Sutherlin boundaries by consent of the real property owners, and directing the filing of instruments of record with the Secretary of State, the Department of Revenue and the Douglas County Assessor.”

Staff Report – No additional information added.

MOTION made by Councilor Stone to approve first reading, title only of ordinance for the withdrawal of 202+ acre parcel known as Ford’s Pond Property from the City of Sutherlin boundaries; second by Councilor Vincent.

Discussion: None

In Favor: Councilors Luzier, Sumner, Vincent, Stone, Boggs, Tomlinson, and Mayor McKnight.

Opposed: None

Motion carried unanimously.

- **Ordinance – Withdrawal of Territory – Mountain View Estates (first reading, title only)**

Mayor McKnight asked Harris, to read the ordinance by title only.

Harris – “An ordinance providing for the withdrawal of a 100+ acre parcel of land from the City of Sutherlin boundaries by consent of the real property owners, and directing the filing of instruments of record with the Secretary of State, the Department of Revenue and the Douglas County Assessor.”

Staff Report – No additional information added.

MOTION made by Councilor Stone to approve first reading, title only of ordinance for the withdrawal of 100+ acre parcel of Mountain View Estates Property from the City of Sutherlin boundaries; second by Councilor Sumner.

Discussion: Councilor Stone – Does this reduce the reservoir size needed on Schoon Mountain? ***Elliott – No.***

In Favor: Councilors Luzier, Sumner, Vincent, Stone, Boggs, Tomlinson, and Mayor McKnight.

Opposed: None

Motion carried unanimously.

- **Resolution No. 2018.20 – Downtown Property Donation**

Staff Report – City Manager, Jerry Gillham – The intended purpose for the donated property is for a “pocket park” within the downtown, creating a sense of place, as well as, allowing access to and from the back alley.

MOTION made by Councilor Luzier to adopt Resolution No. 2018.20 accepting land donated by Young’s Management Co. for purposes of improving Sutherlin’s downtown; second by Councilor Tomlinson.

Discussion: Councilor Stone expressed concerns regarding the property’s removal from the tax rolls and the ongoing upkeep. Feels a person only needs to walk around one building to access the alley. Would rather see the adjacent restaurant take it over for outdoor seating, City should not own this piece of property. The property is valued at \$20,000.

In Favor: Councilors Luzier, Sumner, Vincent, Boggs, Tomlinson, and Mayor McKnight.

Opposed: Councilor Stone.

Motion carried unanimously.

- **Resolution No. 2018.21 – Safe Routes to School Grant**

Staff Report – Gilbert – ODOT (Oregon Department of Transportation) is accepting applications for the Safe Routes to School Grant. After working closely with Sutherlin School District, Waite Street was chosen for the project to include bike lanes, sidewalks, and street widening to accommodate those uses. So far 140 grant applications have been submitted and only \$10 million is available. City would like the opportunity to apply. The required 20% match will come out of Street Improvement Funds. Deadline is Monday, October 15th.

MOTION made by Councilor Stone to adopt Resolution No. 2018.21 in support of Safe Routes to School Grant application; second by Councilor Sumner.

Discussion: Councilor Stone – How far would the improvements span? ***From Central Avenue to Southside Road, will also be proposing flashing beacon/crosswalks.*** Can that be incorporated with the walking path [Red Rock Trail]? ***Yes, that could be a possibility.***

In Favor: Councilors Luzier, Sumner, Vincent, Stone, Boggs, Tomlinson, and Mayor McKnight.

Opposed: None

Motion carried unanimously.

- **Ford's Pond Appraisal Funding**

Staff Report – Community Development Director, Brian Elliott, introduced Friends of Ford's Pond (FOFP) President, Jim Houseman. An updated appraisal is necessary for the opportunity to apply for the Oregon Parks and Recreation Grant. City could be in the position to receive up to \$208,000 in 2019 and 2020, with matching grant dollars at a 40% ratio. Staff reached out to 3 firms for the appraisal, only Duncan and Brown responded; estimated cost for the appraisal is \$8,500. FOFP has committed \$2,000 towards the appraisal. Staff also reached out for a consensus from the Parks Advisory Committee to move forward. City is seeking approval to move forward using Parks Construction Funds for the remaining balance.

MOTION made by Councilor Vincent to approve using Park Construction Funds in the amount of \$6,500 to help finance the updated Ford's Pond appraisal as presented; second by Councilor Luzier.

Discussion: Councilor Luzier – Why couldn't this come out of Tourism Funds instead of Parks? ***Finance Director, Dan Wilson – Believe that would be acceptable; either fund has an adequate amount available. This is not a budgeted line item, therefore will require resolution approval for a budget adjustment.***

Councilor Stone – How will the 40% match be funded? ***Maximum amount to apply for is \$750,000; City and FOFP are seeking an estimated \$520,000, the 40% match is \$208,000.*** Where is the \$208,000 coming from? ***Gillham – Ford's Pond purchase and appraisal costs can be credited towards the match.***

Councilor Sumner – What is the best fund to use [for the appraisal]? ***Wilson – There is about \$30,000 in Parks Construction Fund and around \$50,000 in the Tourism Fund.***

Gillham expressed his opinion stating that Parks Construction Fund is money expected to build facilities, feels Councilor Luzier's suggestion to use Tourism Funds is a better match for the intended purpose.

Councilor Tomlinson – Does that fit into the TRT (Transit Room Tax) criterion? Realize Ford's Pond will be a tourist destination upon completion, however, can we use that fund at this time?

City Attorney, Chad Jacobs – Suggests Council approve Staff recommendation to move forward with the appraisal. A budget adjustment will be brought to Council; can then work with Staff to determine the best fund to use.

In Favor: Councilors Luzier, Sumner, Vincent, Stone, Boggs, Tomlinson, and Mayor McKnight.

Opposed: None

Motion carried unanimously.

REPORTS

Gillham provided updates:

- The renaming of Triangle Park was discussed at a previous meeting. Chamber has suggested renaming the Visitor Center "Char Hendershott Memorial Visitor Center" rather than renaming the park. Would like to bring a resolution back after the first of the year and hold a dedication event at the center.

A brief history was provided for Councilors unfamiliar with Hendershott.

- Due to lack of agenda items and Mayor's concurrence, the October 22nd meeting has been cancelled.
- Tuesday, November 13th meeting will be a workshop. Would like to begin at 6:30pm in Civic Auditorium, Library Operations Director, Patrick Lynch will help facilitate.
- Final Council Meeting of the year will be December 10, 2018.

CITY COUNCIL COMMENTS

Councilor Boggs –

- None

Councilor Tomlinson –

- Every week, notice something new in town getting painted and cleaned up. This is a good sign of what we've been doing with the city and streets, would like to keep the spirit up and keep moving forward.

Councilor Luzier –

- When will the new trees and shrubs be planted? **Elliott – Should be next week.**

Councilor Sumner –

- Trees, bushes, and [flag monument] rocks look outstanding; citizens also share how good they look.
- Is there a possibility of having crosswalk signs and a crosswalk at the Post Office? Drivers don't seem to want to stop since nothing is there. **Elliott – We can look into that.**

Councilor Vincent –

- It is so nice, when traveling through town at 5:30am, to have a blinking yellow turn signal (Central and Calapooia) allowing you to turn when no one is coming.
- Thank you to Staff and all involved during Central's projects, it looks great downtown.
- Had a great walk at Chamber's downtown event, those instrumental with the downtown project were acknowledged during the event.
- Looking forward to having the new Christmas ornamental lights to replace the well-used snowflakes!

Councilor Stone –

- Talked to businesses near Triangle Park regarding a potential flashing reader board sign. The opinion is that the park is far enough away from the businesses and busy traffic without being distracting.
- Concerned deer may damage the new trees along Dovetail/Scardi without anything to protect them.
- Downtown business owner expressed concerns about a tree designated for planting in front of her business. **Staff has already talked to her.**

Mayor McKnight –

- Would like to acknowledge the Chamber for their very nice downtown event involving other downtown businesses. A lot of work goes into it and it's much appreciated.

PUBLIC COMMENT –

- Resident, business owner, and Chamber Member, Danielle Ramos, spoke of concerns regarding residents/downtown business owners parking on Central during peak business hours, taking parking away from customers. Ramos provided alternative solutions to a business owner who continually parks downtown, however he has not receptive. She contacted Sutherlin Police Department, as well as, researched Sutherlin's Municipal Code that only states parking is allowed for 10 consecutive hours.

Councilor Boggs – What type of recommendation would you and other business owners like to see? **In Roseburg, for instance, residents, business owners, and employees are not allowed to park downtown during peak hours.** Would you like Council to consider a parking ordinance regarding a time limit?

Councilor Tomlinson – There is a parking lot behind the gym. **Is that public?** Yes.

Gillham – This can be a Council priority; can also work with Ramos and SDDI for an ordinance amendment.

Councilor Sumner – Has a two-hour limit ever been considered for downtown?

Discussion continued regarding enforcement issues involved with time limits and other communities parking enforcements.

Ramos – Would like to also bring up the possibility of having handicap parking downtown, as well.

ADJOURNMENT –

With no further business meeting adjourned at 7:36pm.

Approved:

Jerry Gillham, City Manager

Respectfully submitted by,

Diane Harris, CMC, City Recorder

Todd McKnight, Mayor



PUBLIC HEARING





126 E. Central Avenue
Sutherlin, OR 97479
541-459-2856
Fax: 541-459-9363
www.cityofsutherlin.com

City of Sutherlin

STAFF REPORT

Re: Public Hearing - Withdrawal of Lands from City of Sutherlin Boundary, Planning File 18-S018 & 18-S019

Meeting Date: 11/13/2018

Purpose:

Action Item



Workshop



Report Only



Discussion



Update



Submitted By: Joshua Shaklee, Deputy Director, D.C.; Planning, Brian Elliott, Community Development Director; Kristi Gilbert, Community Development Specialist

City Manager Review



Attachments: Public Hearing Notice and Legal Notice

WHAT IS BEING ASKED OF COUNCIL?

The Council will conduct a final public hearing to receive written and oral testimony from the public and affected agencies in favor and/or opposition, as well as neutral comments for the withdrawal of 202 +/- acre parcel of land and 100 +/- acre parcel of land from the City of Sutherlin Boundaries as part of the UGB Exchange enacted by Douglas County Ordinance 2018-0216 and City of Sutherlin Ordinance No. 1060.

EXPLANATION

Ordinance 1060, Douglas County Ordinance 2018-0216 declared the amendment to the City's Urban Growth Boundary and Comprehensive Plan Map and was approved under Department of Land Conservation and Development Order 001896.

To complete ORS 222.460 procedures for withdrawing territory, the City now needs to conduct a public hearing for the withdrawal of territory for two subject properties known as Ford's Pond (consisting of approximately 202 +/- acres) and Mountain View Estates (consisting of approximately 100 +/- acres) from the City Limits to match the Urban Growth Boundary.

Upon conclusion of the public hearing, the City Council shall then close the public hearing and deliberate to a decision. Council will then have the first reading of the ordinance for each property to the withdrawal of territories meeting the statutory requirements and the requirements of the Sutherlin Development Code.

OPTIONS

1. Close the public hearing, and approve the withdrawal of lands from the Sutherlin Boundary.
2. Close the public hearing, and not approve the withdrawal of lands from the Sutherlin Boundary.

SUGGESTED MOTION(S)

N/A



Community Development
126 E. Central Avenue
Sutherlin, OR 97479
(541) 459-2856
Fax (541) 459-9363
www.ci.sutherlin.or.us

City of Sutherlin

NOTICE OF PUBLIC HEARING

WITHDRAWAL OF 202± ACRE PARCEL OF LAND FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS

Date of Notice: October 25, 2018

NOTICE IS HEREBY GIVEN that the Sutherlin City Council will conduct a public hearing on **Tuesday, November 13, 2018 at 7:00 p.m.** in the Sutherlin Civic Auditorium, 175 E. Everett Avenue. The purpose of the public hearing is to provide residents of the city an opportunity to appear and be heard on the following question:

CITY OF SUTHERLIN; Withdrawal of a 202± acre property from City of Sutherlin City Limits. The property to be removed is identified as Tax Lot 900 in Section 14, T25, R5W, W.M, and a portion of 800 in Section 13, T25, R5W, W.M; Property I.D. Nos. R26304, R26296;and R26352. The Withdrawal of Territory is initiated by Sutherlin City Council under City of Sutherlin Resolution No. 2018.18. **PLANNING DEPARTMENT FILE NO. 18-S018.**

The City is proposing a withdrawal of a 202± acre property, described above, from City of Sutherlin City Limits, in accordance with Oregon Revised Statute (ORS) 222.460. The territory to be withdrawn was removed from the Sutherlin Urban Growth Boundary (UGB) and assigned Douglas County Zoning and Comprehensive Plan designations as part of a UGB Exchange processed as City of Sutherlin Planning Case File #17-S015, enacted by City of Sutherlin Ordinance #1061 and Douglas County Ordinance #2018-0216, and approved under Department of Land Conservation and Development Order 001896.

A complete copy of the proposal and supporting documents and materials are on file with the Community Development Department (126 E. Central Avenue, Sutherlin, OR 97479), and may be examined during regular business hours any time prior to the public hearing at no cost and copies will be provided at reasonable cost. The City Council staff report will be available for inspection at no cost at least seven days prior to the hearing and copies can be provided at reasonable cost.

For more information on this application, please contact the Community Development Department at (541) 459-2856 during normal business hours.



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Sutherlin, OR 97479
(541) 459-2856
Fax (541) 459-9363
www.ci.sutherlin.or.us

City of Sutherlin

NOTICE OF PUBLIC HEARING

WITHDRAWAL OF 119± ACRE PARCEL OF LAND FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS

Date of Notice: October 25, 2018

NOTICE IS HEREBY GIVEN that the Sutherlin City Council will conduct a public hearing on **Tuesday, November 13, 2018 at 7:00 p.m.** in the Sutherlin Civic Auditorium, 175 E. Everett Avenue. The purpose of the public hearing is to provide residents of the city an opportunity to appear and be heard on the following question:

CITY OF SUTHERLIN; Withdrawal of 100± acre property from City of Sutherlin City Limits. The property to be removed is identified as Tax Lot 600 in Section 20, T25, R5W, W.M; Tax Lot 1300 in Section 29, T25, R5W, W.M; and Tax Lot 2601 in Section 20DA, T25, R5W, W.M; Property I.D. Nos. R135715, R135716, and R141397. The Withdrawal of Territory is initiated by Sutherlin City Council under City of Sutherlin Resolution No. 2018.19. **PLANNING DEPARTMENT FILE NO. 18-S019.**

The City is proposing a withdrawal of a 100± acre property, described above, from City of Sutherlin City Limits, in accordance with Oregon Revised Statute (ORS) 222.460. The territory to be withdrawn was removed from the Sutherlin Urban Growth Boundary (UGB) and assigned Douglas County Zoning and Comprehensive Plan designations as part of a UGB Exchange processed as City of Sutherlin Planning Case File #17-S015, enacted by City of Sutherlin Ordinance #1061 and Douglas County Ordinance #2018-0216, and approved under Department of Land Conservation and Development Order 001896.

A complete copy of the proposal and supporting documents and materials are on file with the Community Development Department (126 E. Central Avenue, Sutherlin, OR 97479), and may be examined during regular business hours any time prior to the public hearing at no cost and copies will be provided at reasonable cost. The City Council staff report will be available for inspection at no cost at least seven days prior to the hearing and copies can be provided at reasonable cost.

For more information on this application, please contact the Community Development Department at (541) 459-2856 during normal business hours.



COUNCIL BUSINESS





126 E. Central Avenue
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City of Sutherlin

STAFF REPORT					
Re: Ordinances 1067 & 1068 – Withdrawal of Lands from City of Sutherlin Boundaries, Planning Files 18-S018 and 18-S019				Meeting Date:	11-13-2018
Purpose:	Action Item ☒	Workshop ☐	Report Only ☐	Discussion ☒	Update ☐
Submitted By: Brian Elliott, Community Development Director, Kristi Gilbert, Community Development Specialist, Jamie Chartier, City Planner Joshua Shaklee, Community Services Planner				City Manager Review ☒	
Attachments: Notice of Enactment, Ordinances 1067 & 1068, and Exhibits					

WHAT IS BEING ASKED OF COUNCIL?

The Council to approve the second reading of Ordinances 1067 and 1068 adopting withdrawal of 202 +/- acre parcel of land and 100 +/- acre parcel of land from the City of Sutherlin Boundaries.

EXPLANATION

Council closed the public hearing, deliberated to a decision. The Council shall consider the second reading of Ordinance No. 1067 adopting the withdrawal of 202 +/- acre parcel of land and Ordinance No. 1068 adopting the withdrawal of 100 +/- acre parcel of land from the City of Sutherlin Boundaries.

OPTIONS

To approve, not approve or amend second reading and adoption of Ordinances.

SUGGESTED MOTION(S)

1. Approve, not approve, or amend the second reading of Ordinance No. 1067 adopting the withdrawal of 202 +/- acre parcel of land from the City of Sutherlin Boundaries
2. Approve, not approve, or amend the second reading of Ordinance No. 1068 adopting the withdrawal of 100 +/- acre parcel of land from the City of Sutherlin Boundaries.



City Recorder/HR Manager
126 E. Central Avenue
Sutherlin, OR 97479
(541) 459-2856 x 207
www.cityofsutherlin.com

City of Sutherlin

NOTICE OF ORDINANCE ENACTMENT

ORDINANCE NO. 1067

AN ORDINANCE PROVIDING FOR THE WITHDRAWAL OF A 202+ ACRE PARCEL OF LAND KNOWN AS THE FORDS POND PROPERTY FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS, AND DIRECTING THE FILING OF INSTRUMENTS OF RECORD WITH THE SECRETARY OF STATE, THE DEPARTMENT OF REVENUE AND THE DOUGLAS COUNTY ASSESSOR.

THIS ORDINANCE WILL BE CONSIDERED BY COUNCIL AT THE REGULAR COUNCIL MEETING OF

**FIRST READING: MONDAY, OCTOBER 8, 2018 @ 7PM
SECOND READING (if first reading approved): TUESDAY,
NOVEMBER 13, 2018 @ 7PM
CIVIC AUDITORIUM - 175 E. EVERETT AVENUE**

Questions or copies of this Ordinance may be viewed by interested persons at the office of City Recorder, 126 E. Central Avenue, Sutherlin, Oregon, between the hours of 9:00 a.m. and 5:00 p.m., weekdays. A copy of this Ordinance may be purchased by interested persons for a sum determined to cover the City's expense for providing the copy.

Pursuant to Section 30 (b) (c) of the Sutherlin City Charter, this notice has been posted at the following locations: Sutherlin City Hall; Sutherlin Post Office; Sutherlin Visitor's Center and the City's website (www.cityofsutherlin.com).

Posted this day, October 1, 2018
By Diane Harris
City Recorder

ORDINANCE NO. 1067

AN ORDINANCE PROVIDING FOR THE WITHDRAWAL OF A 202± ACRE PARCEL OF LAND KNOWN AS THE FORDS POND PROPERTY FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS, AND DIRECTING THE FILING OF INSTRUMENTS OF RECORD WITH THE SECRETARY OF STATE, THE DEPARTMENT OF REVENUE AND THE DOUGLAS COUNTY ASSESSOR.

WHEREAS, except as expressly prohibited by city charter, ORS 222.460 provides that the legislative body of a city may order the withdrawal of territory from the city limits when it determines that it is in the public interest to take such action; and

WHEREAS, the City Charter of the City of Sutherlin allows for the modification of City boundaries pursuant to law; and

WHEREAS, ORS 222.460 further sets out procedures for withdrawing territory, including information that must be contained in city resolutions, requirements for public hearings, thresholds for when elections are required, and disposition of taxes and assessments; and

WHEREAS, Sutherlin Development Code 4.2.150(D)(1) (Type IV Procedure) requires that the City Council hold a public hearing prior to taking such action; but beyond this procedural requirement, the Sutherlin Development Code sets no substantive criteria for the withdrawal of territory from the City; and

WHEREAS, the territory to be withdrawn was removed from the Sutherlin Urban Growth Boundary (UGB) and assigned Douglas County Zoning and Comprehensive Plan designations as part of a UGB Exchange processed as City of Sutherlin Planning Case File #17-S015, enacted by City of Sutherlin Ordinance #1060 and Douglas County Ordinance #2018-0216, and approved under Department of Land Conservation and Development Order 001896; and

WHEREAS, it is deemed to the best interest of the City and the public that the property described herein be withdrawn from the City of Sutherlin; and

WHEREAS, the City of Sutherlin City Council adopted Resolution 2018.18 on September 24, 2018, which initiated the withdrawal of territory from Sutherlin City Limits and set a public hearing at 7:00 pm, on October 8, 2018, at which time City residents may appear and be heard on the question of the withdrawal of this territory; and

WHEREAS, on October 8, 2018, City residents were given opportunity to appear and be heard on the question of the withdrawal of this territory. After taking testimony, the City Council set November 13, 2018 at 7:00 pm as the date and time for a final hearing.

WHEREAS, ORS 222.460 provides a period of time between the two required hearings for electors within the affected area to request, in writing, that the withdrawal proposal be put to an election. No written requests of this nature were submitted to the City.

WHEREAS, a final hearing was held on the question of the withdrawal of this territory on November 13, 2018, at which the City Council adopted Ordinance No. 1067 setting out that the City still favors the withdrawal of territory, as originally presented.

WHEREAS, Information in the record demonstrate that appropriate public notification was provided for both City Council hearings as required by ORS 222.120.

NOW, THEREFORE, THE CITY OF SUTHERLIN ORDAINS AS FOLLOWS:

SECTION 1. The subject property described in Exhibit A, attached hereto and by express reference made a part of this ordinance, is hereby withdrawn from City of Sutherlin corporate boundaries. The affected territory is further depicted on Douglas County Assessor's Cadastral Maps attached as Exhibits B1 and B2.

SECTION 2. This Withdrawal of Territory has been processed pursuant to the Sutherlin Development Code Chapter 4.11.

SECTION 4. The City Council held a public hearing at 7:00 pm on October 8, 2018 in the City of Sutherlin Civic Auditorium (175 E. Everett Street, Sutherlin, OR 97479), which was noticed pursuant to ORS 222.120, at which time City residents were provided opportunity to appear and be heard on the question of the withdrawal of this territory. A final public hearing was held before City Council at 7:00 pm on November 13, 2018 in the City of Sutherlin Civic Auditorium (175 E. Everett Street, Sutherlin, OR 97479) and noticed pursuant to ORS 222.120.

SECTION 6. The Recorder shall make and submit to the Oregon Secretary of State for filing copies of all ordinances, maps and all other instruments required to be filed with the Secretary of State so as to evidence the annexation; the effective date thereof shall be the date upon which said papers are filed with the Secretary of State.

SECTION 7. The Recorder shall make and submit to the Douglas County Clerk and the Oregon Department of Revenue for filing copies of all ordinances, maps and all other instruments required to be filed with the Secretary of State so as to evidence the annexation as required by ORS 308.225.

PASSED BY THE COUNCIL, ON THIS 13TH DAY OF NOVEMBER, 2018.

APPROVED BY THE MAYOR, ON THIS 13TH DAY OF NOVEMBER, 2018.

ATTEST:

Todd McKnight, Mayor

Diane Harris, CMC, City Recorder

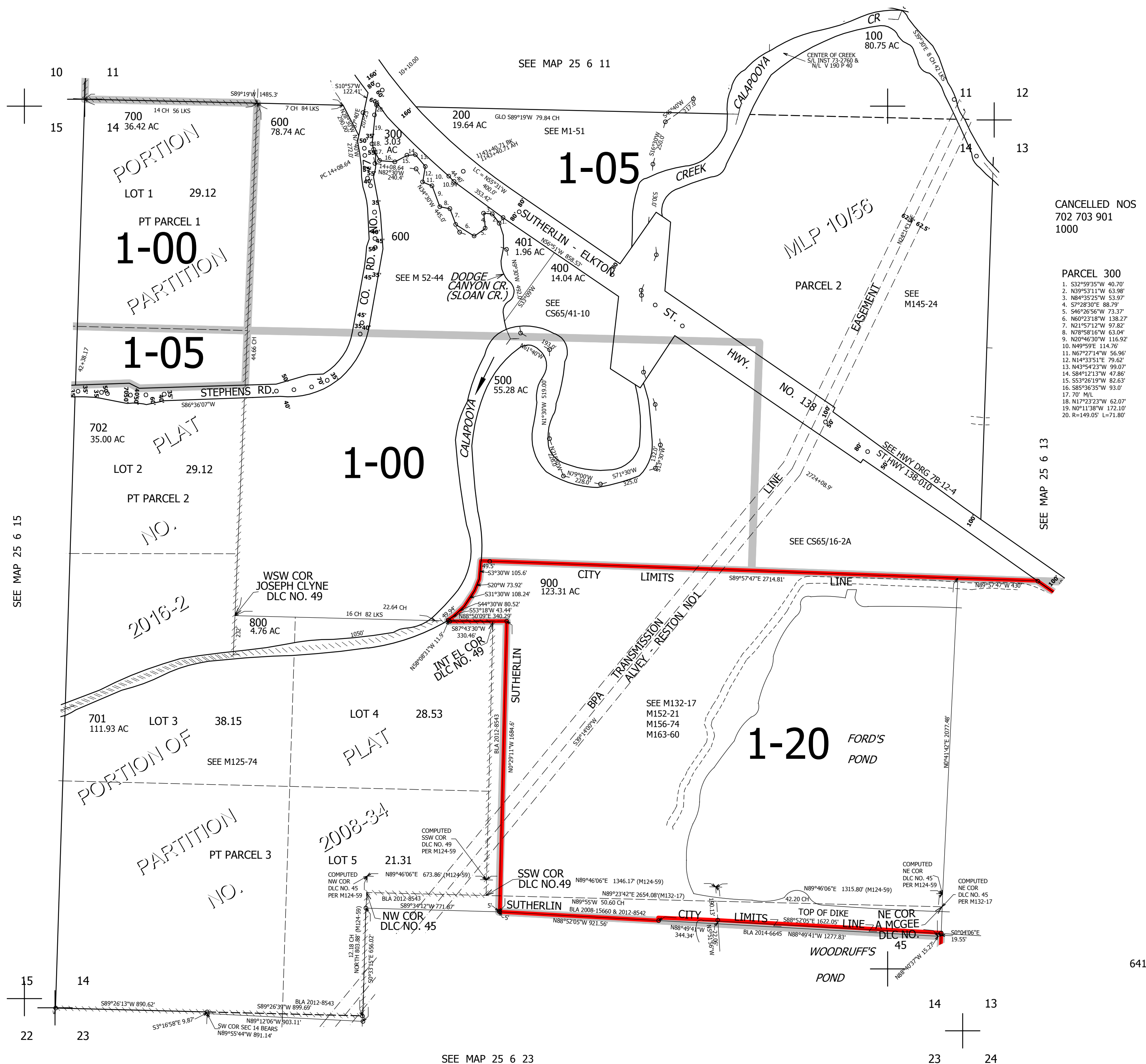
Exhibit A

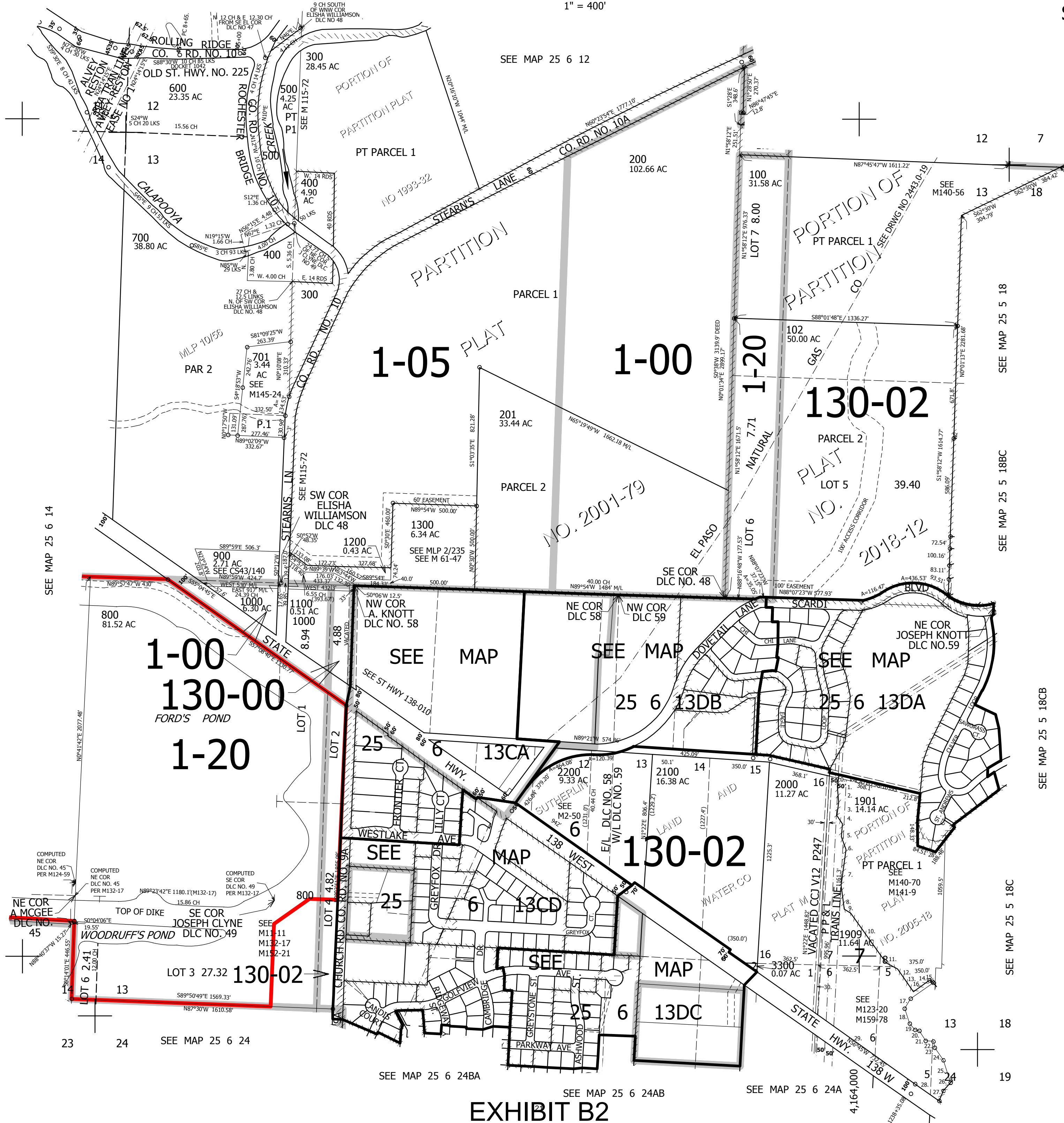
WITHDRAWAL OF TERRITORY FROM CITY OF SUTHERLIN BOUNDARIES

Ford's Pond Area

City of Sutherlin, Douglas County, Oregon

Beginning at a point on the Southerly Right of Way of Oregon State Highway #138 from which the Northwest corner of Donation Land Claim No. 58, Township 25 South, Range 6 West of the Willamette Meridian bears North 2°35'37" East 722.65 feet; Thence along the Westerly Right of Way of Church Road, County Road No. 10, South 00°03'51" West 1149.99 feet more or less to a point, said point being the Northeast corner of a portion of that land described in Instrument #2014-10715 Douglas County, Oregon Deeds and Records being retained within the City Limits of the City of Sutherlin, Douglas County, Oregon; Thence leaving said Westerly Right of Way line of county Road No. 10 and along the Northerly line of said portion, West 172.57 feet more or less to a point; Thence continuing along said boundary of that portion to be retained, South 52°33'41" West 260.49 feet more or less to a point; Thence, South 496.63 feet to a point said point being in the Southerly line of Inst. #2014-10715, the Southeast corner of said Inst. #2014-010715 and that portion being retained in the City Limits bears south 89°50'49" East 378.67 feet more or less from said point; Thence along the Southerly line of Inst. #2014-10715, North 89°50'49" West 1190.66 feet more or less to a point; Thence, North 00°13'31" West 446.72 feet more or less to a point; Thence, North 88°52'05" West 15.27 feet more or less to a point; Thence continuing along said Southerly line, North 88°52'05" West 1117.00 feet to a point in an existing fence line; Thence along the Southerly line of Inst. #2014-10715 being a line Southerly of the existing fence line, North 88°49'41" West 344.34 feet more or less to a point in said existing fence; Thence along said existing fence line and the Southerly line of Inst. #2014-10715, North 88°52'05" West 926.78 feet more or less to a fence corner post; Thence, North 00°30'17" West 1684.88 feet more or less to a point; Thence, South 87°43'30" West 330.46 feet more or less to a point; Thence, North 58°08'31" West 11.90 feet more or less to a point; Thence, North 53°18'00" East 43.44 feet more or less to a point; Thence, North 44°30'00" East 80.52 feet more or less to a point; Thence, North 31°30'00" East 108.24 feet more or less to a point; Thence, North 20°00'00" East 73.92 feet more or less to a point; Thence, North 3°30'00" East 105.60 feet more or less to a point; Thence, South 89°57'47" East 3194.31 feet more or less to a point on the Southerly Right of Way of Oregon State Highway #138; Thence, along said Right of Way, South 57°08'40" East 1330.77 feet more or less to the point of beginning





CANCELLED NOS
1501 1701 301
1601 401 1500
1600 1602 1603
1700 1800 1900
1902 1903 2600
1904 1907 1908
2700 2701 2702
2800 2900 3000
3100 3202 3203
1400 2300 2400
2500 3200 100M1
1910 1911 1905
1906 702 703
3201 101 1912
1913

PARCEL 1909

0.	S81°21'57"E	60.21"
1.	S6°25'03"W	97.25"
2.	S7°00'39"E	87.50"
3.	S5°40'18"W	90.43"
4.	S36°30'07"E	59.01"
5.	S58°41'18"E	77.63"
6.	S23°24'18"E	80.90"
7.	S5°22'59"W	215.33"
8.	S9°22'53"E	143.48"
9.	S59°04'50"E	45.78"
10.	S37°44'32"E	56.78"
11.	S37°41'18"E	77.97"
12.	S37°12'19"E	165.95"
13.	N51°56'42"E	117.19"
14.	S6°24'42"E	19.45"
15.	S41°07'17"E	10.10"
16.	S55°13'03"W	163.64"
17.	S33°04'44"E	69.51"
18.	S18°26'44"E	99.37"
19.	S41°10'14"E	94.77"
20.	S77°03'40"E	26.06"
21.	S32°20'55"E	70.21"
22.	S31°51'32"E	46.87"
23.	S13°07'37"E	96.33"
24.	S34°55'45"E	190.55"
25.	S17°34'15"E	93.03"
26.	S41°04'39"W	66.48"
27.	S22°04'07"W	66.94"
28.	S55°13'03"W	173.96"
29.	N56°49'08"W	731.9"
30.	N1°12'19"E	44.66"

641,000

RESOLUTION NO. 2018.18**A RESOLUTION INITIATING WITHDRAWAL OF 202± ACRE PARCEL OF LAND KNOWN AS THE FORDS POND PROPERTY FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS**

WHEREAS, except as expressly prohibited by city charter, ORS 222.460 provides that the legislative body of a city may order the withdrawal of territory from the city limits when it determines that it is in the public interest to take such action; and

WHEREAS, the Charter of the City of Sutherlin allows for the modification of City boundaries pursuant to law; and

WHEREAS, ORS 222.460 further sets out procedures for withdrawing territory, including information that must be contained in city resolutions, requirements for public hearings, thresholds for when elections are required, and disposition of taxes and assessments; and

WHEREAS, Sutherlin Development Code 4.2.150(D)(1) (Type IV Procedure) requires that the City Council hold a public hearing prior to taking such action; but beyond this procedural requirement, the Sutherlin Development Code sets no substantive criteria for the withdrawal of territory from the City; and

WHEREAS, the territory to be withdrawn was removed from the Sutherlin Urban Growth Boundary (UGB) and assigned Douglas County Zoning and Comprehensive Plan designations as part of a UGB Exchange processed as City of Sutherlin Planning Case File #17-S015, enacted by City of Sutherlin Ordinance #1061 and Douglas County Ordinance #2018-0216, and approved under Department of Land Conservation and Development Order 001896.

NOW THEREFORE, BE IT RESOLVED:

Section 1. The City Council of the City of Sutherlin, Oregon, hereby declares its intent to change the boundary of the City by means of a withdrawal of territory known as the Ford's Pond property;

Section 2. The territory to be withdrawn from the City of Sutherlin is real property in the County of Douglas, State of Oregon, described in Exhibit A. The affected territory is further depicted on Douglas County Assessor's Cadastral Maps attached as Exhibit B1 and B2.

Section 3. The City Council shall hold a public hearing at 7:00 pm on October 8, 2018 in the Sutherlin Civic Auditorium, located at 175 E Everett Ave, to be noticed per ORS 222.120, at which time City residents may appear and be heard on the question of the withdrawal of this territory.

PASSED BY THE COUNCIL ON THIS 24TH DAY OF SEPTEMBER, 2018.

APPROVED BY THE MAYOR ON THIS 24TH DAY OF SEPTEMBER, 2018.


Todd McKnight, Mayor

ATTEST:


Diane Harris, City Recorder, CMC



City Recorder/HR Manager
126 E. Central Avenue
Sutherlin, OR 97479
(541) 459-2856 x 207
www.cityofsutherlin.com

City of Sutherlin

NOTICE OF ORDINANCE ENACTMENT

ORDINANCE NO. 1068

AN ORDINANCE PROVIDING FOR THE WITHDRAWAL OF A 100± ACRE PARCEL OF LAND FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS, AND DIRECTING THE FILING OF INSTRUMENTS OF RECORD WITH THE SECRETARY OF STATE, THE DEPARTMENT OF REVENUE AND THE DOUGLAS COUNTY ASSESSOR.

THIS ORDINANCE WILL BE CONSIDERED BY COUNCIL AT THE REGULAR COUNCIL MEETING OF

**FIRST READING: MONDAY, OCTOBER 8, 2018 @ 7PM
SECOND READING (if first reading approved): TUESDAY,
NOVEMBER 13, 2018 @ 7PM
CIVIC AUDITORIUM - 175 E. EVERETT AVENUE**

Questions or copies of this Ordinance may be viewed by interested persons at the office of City Recorder, 126 E. Central Avenue, Sutherlin, Oregon, between the hours of 9:00 a.m. and 5:00 p.m., weekdays. A copy of this Ordinance may be purchased by interested persons for a sum determined to cover the City's expense for providing the copy.

Pursuant to Section 30 (b) (c) of the Sutherlin City Charter, this notice has been posted at the following locations: Sutherlin City Hall; Sutherlin Post Office; Sutherlin Visitor's Center and the City's website (www.cityofsutherlin.com).

Posted this day, October 1, 2018
By Diane Harris
City Recorder

ORDINANCE NO. 1068

AN ORDINANCE PROVIDING FOR THE WITHDRAWAL OF A 100± ACRE PARCEL OF LAND FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS, AND DIRECTING THE FILING OF INSTRUMENTS OF RECORD WITH THE SECRETARY OF STATE, THE DEPARTMENT OF REVENUE AND THE DOUGLAS COUNTY ASSESSOR.

WHEREAS, except as expressly prohibited by city charter, ORS 222.460 provides that the legislative body of a city may order the withdrawal of territory from the city limits when it determines that it is in the public interest to take such action; and

WHEREAS, the City Charter of the City of Sutherlin allows for the modification of City boundaries pursuant to law; and

WHEREAS, ORS 222.460 further sets out procedures for withdrawing territory, including information that must be contained in city resolutions, requirements for public hearings, thresholds for when elections are required, and disposition of taxes and assessments; and

WHEREAS, Sutherlin Development Code 4.2.150(D)(1) (Type IV Procedure) requires that the City Council hold a public hearing prior to taking such action; but beyond this procedural requirement, the Sutherlin Development Code sets no substantive criteria for the withdrawal of territory from the City; and

WHEREAS, the territory to be withdrawn was removed from the Sutherlin Urban Growth Boundary (UGB) and assigned Douglas County Zoning and Comprehensive Plan designations as part of a UGB Exchange processed as City of Sutherlin Planning Case File #17-S015, enacted by City of Sutherlin Ordinance #1060 and Douglas County Ordinance #2018-0216, and approved under Department of Land Conservation and Development Order 001896; and

WHEREAS, it is deemed to the best interest of the City and the public that the property described herein be withdrawn from the City of Sutherlin; and

WHEREAS, the City of Sutherlin City Council adopted Resolution 2018.19 on September 24, 2018, which initiated the withdrawal of territory from Sutherlin City Limits and set a public hearing at 7:00 pm, on October 8, 2018, at which time City residents may appear and be heard on the question of the withdrawal of this territory; and

WHEREAS, on October 8, 2018, City residents were given opportunity to appear and be heard on the question of the withdrawal of this territory. After taking testimony, the City Council set November 13, 2018 at 7:00 pm as the date and time for a final hearing.

WHEREAS, ORS 222.460 provides a period of time between the two required hearings for electors within the affected area to request, in writing, that the withdrawal proposal be put to an election. No written requests of this nature were submitted to the City.

WHEREAS, a final hearing was held on the question of the withdrawal of this territory on November 13, 2018, at which the City Council adopted Order No. 1068 setting out that the City still favors the withdrawal of territory, as originally presented.

WHEREAS, Information in the record demonstrate that appropriate public notification was provided for both City Council hearings as required by ORS 222.120.

NOW, THEREFORE, THE CITY OF SUTHERLIN ORDAINS AS FOLLOWS:

SECTION 1. The subject property described in Exhibit A, attached hereto and by express reference made a part of this ordinance, is hereby withdrawn from City of Sutherlin corporate boundaries. The affected territory is further depicted on Douglas County Assessor's Cadastral Maps attached as Exhibits B1, B2, and B3.

SECTION 2. This Withdrawal of Territory has been processed pursuant to the Sutherlin Development Code Chapter 4.11.

SECTION 4. The City Council held a public hearing at 7:00 pm on October 8, 2018 in the City of Sutherlin Civic Auditorium (175 E. Everett Street, Sutherlin, OR 97479), which was noticed pursuant to ORS 222.120, at which time City residents were provided opportunity to appear and be heard on the question of the withdrawal of this territory. A final public hearing was held before City Council at 7:00 pm on November 13, 2018 in the City of Sutherlin Civic Auditorium (175 E. Everett Street, Sutherlin, OR 97479) and noticed pursuant to ORS 222.120.

SECTION 6. The Recorder shall make and submit to the Oregon Secretary of State for filing copies of all ordinances, maps and all other instruments required to be filed with the Secretary of State so as to evidence the annexation; the effective date thereof shall be the date upon which said papers are filed with the Secretary of State.

SECTION 7. The Recorder shall make and submit to the Douglas County Clerk and the Oregon Department of Revenue for filing copies of all ordinances, maps and all other instruments required to be filed with the Secretary of State so as to evidence the annexation as required by ORS 308.225.

PASSED BY THE COUNCIL, ON THIS 13TH DAY OF NOVEMBER, 2018.

APPROVED BY THE MAYOR, ON THIS 13TH DAY OF NOVEMBER, 2018.

ATTEST:

Todd McKnight, Mayor

Diane Harris, CMC, City Recorder

Exhibit A

WITHDRAWAL OF TERRITORY FROM CITY OF SUTHERLIN BOUNDARIES

Mountain View Area

City of Sutherlin, Douglas County, Oregon

Beginning at a point being the Southeast corner of Block 2, Plat "C", Sutherlin Land and Water Company Subdivision, Volume 7, Page 23, Douglas County, Oregon Subdivision Plat Records said point being also the Southeast corner of Parcel 1, Partition Plat #2013-0001 A & B, Douglas County, Oregon Partition Plat Records; Thence along the Southerly line of Parcel 1, South 87°56'39" East 1654.11 feet more or less to a point in the Easterly line of the Northeast One Quarter of Section 29, Township 25 South, Range 5 West of the Willamette Meridian said point being the Southeasterly corner of Parcel 1; Thence along the Easterly line of the Northeast One Quarter of Section 29 and Easterly line of Parcel 1, North 01°45'12" East 1333.57 feet more or less to the Northeast corner of Section 29; Thence along the North line of the Northeast One Quarter of Section 29, North 88°11'33" West 80.60 feet more or less to a point being the point of intersection of the Easterly line of Parcel 1, Partition Plat #2013-0001 A & B with the Northerly line of the Northeast One Quarter of Section 29; Thence leaving the Northerly line of Section 29 and along the Easterly boundary of Parcel 1, North 01°58'50" East 2266.38 feet more or less to a point; Thence, North 02°26'04" East 317.07 feet more or less to a point being the Easterly Northeast corner of Parcel 1 and Southeast corner of Instrument #2005-1512 said County Deeds and Records; Thence along the Northerly line of Parcel 1 and Southerly line of Inst. #2005-1512, North 89°59'52" West 24.44 feet more or less to a point; Thence leaving said Northerly line of Parcel 1, Partition Plat #2013-0001 A & B and along the Northerly line of a 25.0 foot wide Road Easement described in Book 1466, Page 184, Douglas County, Oregon Deeds and Records said line being 12.5 feet distant from the Centerline of the Road Easement as described, South 05°41'18" West 147.25 feet more or less to a point; Thence, South 21°47'37" West 237.64 feet more or less to a point; Thence, South 31°37'58" West 101.07 feet more or less to a point; Thence, South 22°49'56" West 74.37 feet more or less to a point; Thence, South 43°49'17" West 121.51 feet more or less to a point; Thence, South 50°55'01" West 249.36 feet more or less to a point; Thence, South 75°57'09" West 114.72 feet more or less to a point; Thence, South 81°01'58" West 161.13 feet more or less to a point; Thence, South 72°06'09" West 130.11 feet more or less to a point; Thence, South 48°38'15" West 117.70 feet more or less to a point; Thence, North 87°24'14" West 63.28 feet more or less to a point being the point of beginning of a curve to the right; Thence, 75.02 feet along the Arc of said curve having a Radius of 52.50 feet, a Central Angle of 81°52'29" and a Long Chord which bears North 46°28'06" West 68.80 feet; Thence, North 05°31'56" West 121.41 feet more or less to a point; Thence, North 19°59'54" West 110.51 feet more or less to a point; Thence, North 36°38'42" West 132.09 feet more or less to a point on the Southeasterly line of Parcel 1, Partition Plat #93-85; Thence leaving the Northerly line of said Road Easement and along the Southeasterly line of Parcel 1, Partition Plat #93-85, South 68°28'49" West 47.86 feet more or less to the Southwesterly corner thereof; Thence leaving the boundary of Parcel 1, Partition Plat #93-85, South 87°51'00" West 372.27 feet more or less to a point being the Northeasterly corner of Lot 13, Block 2, Plat "C", Sutherlin Land and Water Company Subdivision and being on the Westerly line of Parcel 1, Partition Plat #2013-0001 A & B; Thence along said Easterly line of Block 2, Plat "C" and the Westerly line of Parcel 1, South 01°15'22" West 2953.9 feet more or less to the Point of Beginning.

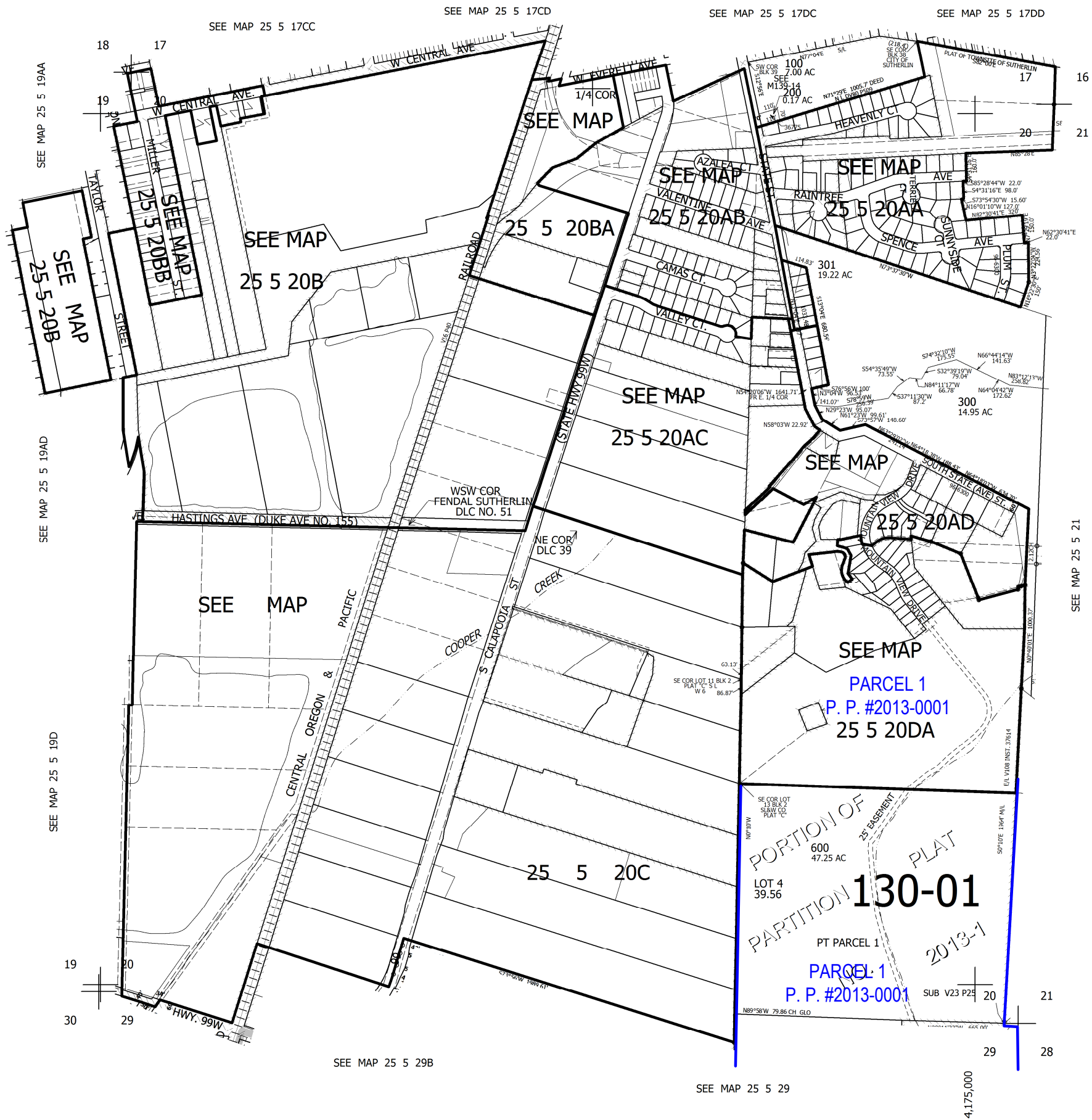
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

EXHIBIT B1

SEC.20 T.25S. R.5W. W.M.
DOUGLAS COUNTY
1" = 400'

REVISED ON
1-10-13

25 5 20
& INDEX
SUTHERLIN



CANCELLED NOS
400 401M1 502
503 506 507
300M1 301M1 510
511 500 501
504 505 508
509 512

25 5 20
& INDEX
SUTHERLIN

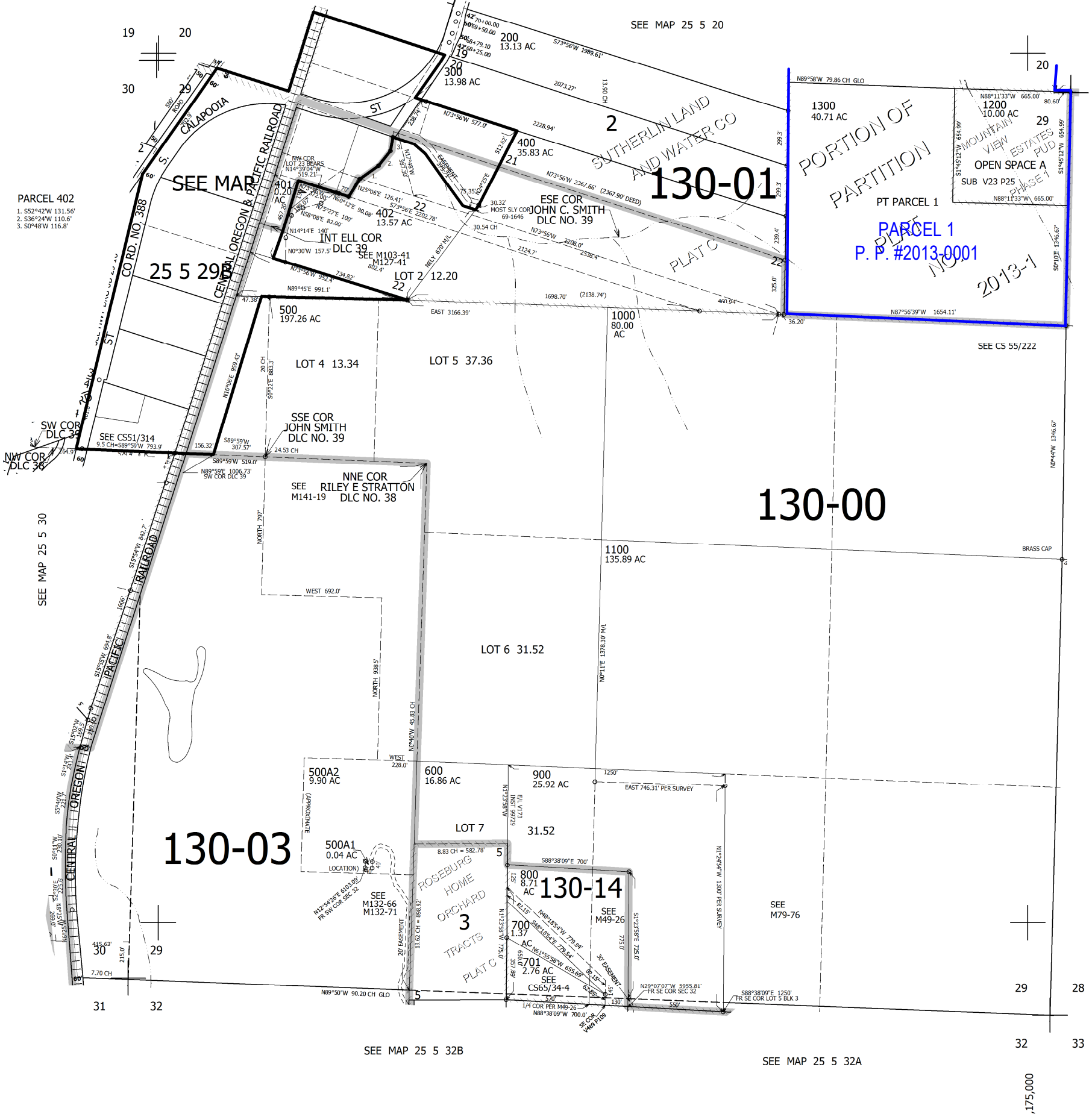
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

EXHIBIT B2

SEC.29 T.25S. R.5W. W.M.
DOUGLAS COUNTY
1" = 400'

REVISED ON
8-16-18

25 5 29
& INDEX
SUTHERLIN



CANCELLED NOS
100 101 901
1101

25 5 29
& INDEX
SUTHERLIN

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

NE1/4 SE1/4 SEC.20 T.25S. R.5W. W.M.
DOUGLAS COUNTY

REVISED ON
1-9-13

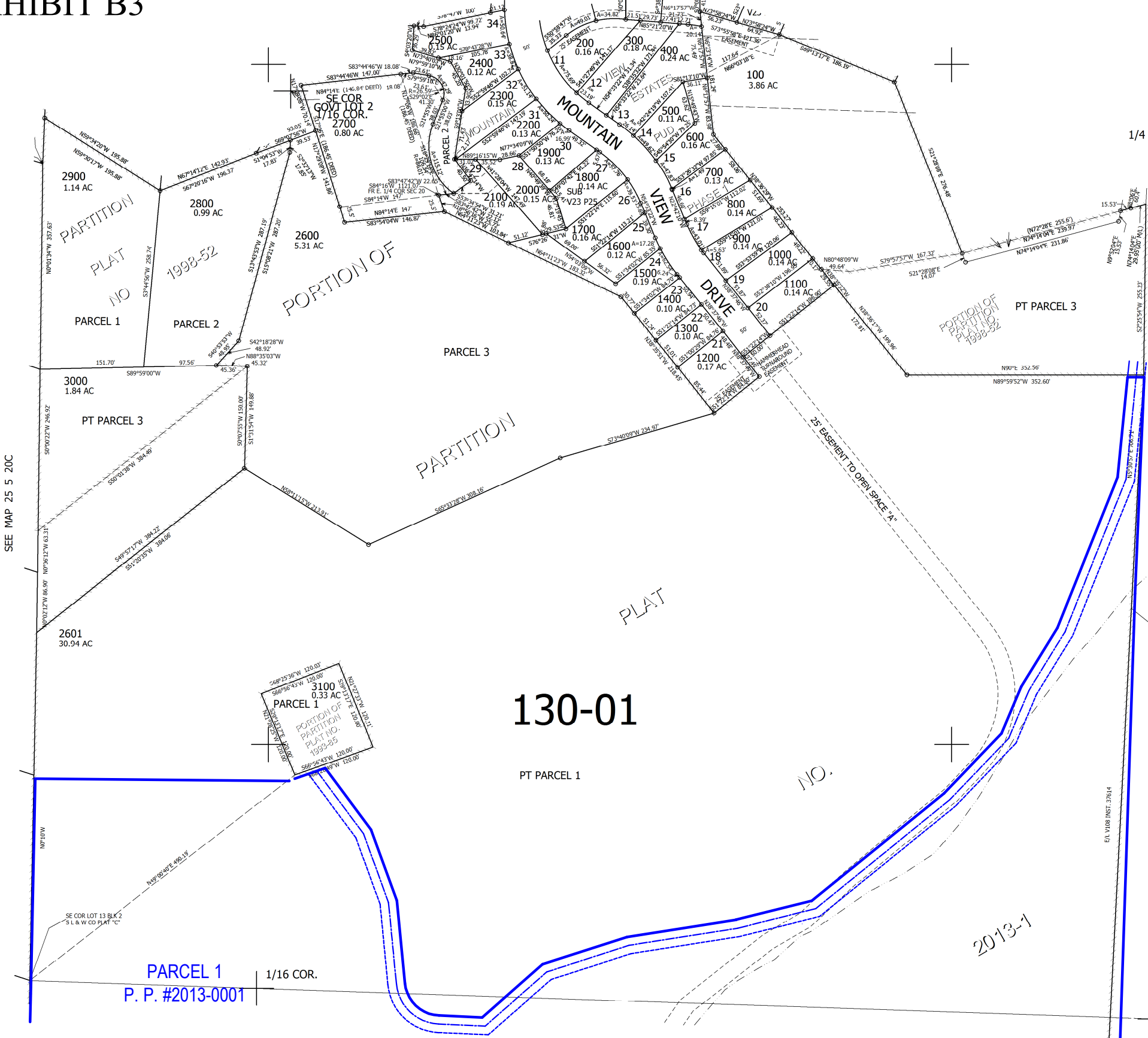
25 5 20DA
SUTHERLIN

EXHIBIT B3

1" = 100'
SEE MAP 25 5 20AD

CANCELLED NOS
2602

1/4 COR.



SEE MAP 25 5 21

637,500

130-01

PT PARCEL 1

PARCEL 1
P. P. #2013-0001

1/16 COR.

1/16 COR.

SEE MAP 25 5 20

4,174,000

25 5 20DA
SUTHERLIN

A RESOLUTION INITIATING WITHDRAWAL OF 100± ACRE PARCEL OF LAND FROM THE CITY OF SUTHERLIN BOUNDARIES BY CONSENT OF THE REAL PROPERTY OWNERS

WHEREAS, except as expressly prohibited by city charter, ORS 222.460 provides that the legislative body of a city may order the withdrawal of territory from the city limits when it determines that it is in the public interest to take such action; and

WHEREAS, the Charter of the City of Sutherlin allows for the modification of City boundaries pursuant to law; and

WHEREAS, ORS 222.460 further sets out procedures for withdrawing territory, including information that must be contained in city resolutions, requirements for public hearings, thresholds for when elections are required, and disposition of taxes and assessments; and

WHEREAS, Sutherlin Development Code 4.2.150(D)(1) (Type IV Procedure) requires that the City Council hold a public hearing prior to taking such action; but beyond this procedural requirement, the Sutherlin Development Code sets no substantive criteria for the withdrawal of territory from the City; and

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PASSED BY THE COUNCIL ON THIS 24TH DAY OF SEPTEMBER, 2018.

APPROVED BY THE MAYOR ON THIS 24TH DAY OF SEPTEMBER, 2018.


Todd McKnight, Mayor

ATTEST:


Diane Harris, City Recorder, CMC



WORKSHOP





COUNCIL PRIORITIES





ADJOURNMENT





FOR YOUR INFORMATION



Diane Harris

From: Diane Harris
Sent: Wednesday, November 07, 2018 9:28 AM
To: 'Ashley KQEN News (ashley@bciradio.com)'; 'DC Commissioners'; 'KUGN'; 'KYLE-KQUEN'; 'News Desk (newsdesk@nrtoday.com)'; 'Register Guard'; 'Roseburg Beacon'; 'Vera Westbrook (vwestbrook@nrtoday.com)'
Subject: Public Meeting Notice
Attachments: CC NOV 13.18 Meeting.pdf

Good morning,

Please see attached public meeting notice for Sutherlin City Council's, November 13th meeting.

Diane Harris, CMC

City Recorder/HR Manager
City of Sutherlin
126 E Central
Sutherlin, OR 97479
(541) 459-2856 ext 207
d.harris@ci.sutherlin.or.us