

1 Depoe Bay City Council  
2 Regular Meeting  
3 Tuesday, January 15, 2019 - 7:00 PM  
4 Depoe Bay City Hall

5  
6 PRESENT: Mayor R. Gambino, D. Callender, B. Leff, K. Short, C. Bates, J. Grant  
7 ABSENT: L. Goddard  
8 STAFF: City Superintendent B. Weidner, Interim City Recorder C. Duering, City Planner L. Lewis  
9

10 I. PLEDGE OF ALLEGIANCE

11 Mayor Gambino called for all to stand for the Pledge of Allegiance.

12  
13 II. CALL TO ORDER

14 Mayor Gambino called the meeting to order at 7:00 PM and established a quorum.

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16 III. APPROVE MINUTES: January 2, 2019, Regular Meeting.

17 Mayor Gambino asked for a motion to approve the January 2, 2019, Regular Meeting minutes.

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19 Motion 1: Callender moved to approve the January 2, 2019, Regular Meeting minutes as written. Short  
20 seconded the motion.

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22 Mayor Gambino said it was moved and seconded, and called for discussion. There was none.

23  
24 Vote: Motion 1 passed.

25 Ayes: Callender, Short, Leff, Gambino, Bates, Grant  
26

27 IV. ACCOUNTS PAYABLE

28 Mayor Gambino announced that due to an extenuating circumstance accounts payable is not prepared for  
29 Council approval. In order to maintain timely payment of invoices he will review and approve payment.  
30 Transaction activity reports will be distributed to Council at the next regular meeting.

31  
32 There was brief discussion. It was agreed the Council President and Grant will also review and approve  
33 accounts payable.

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35 V. SPECIAL ORDERS

36  
37 A. City of Depoe Bay Salary Survey and Recommendations – Ruth Mattox, Local Government  
38 Personnel Institute (LGPI)

39 Ruth Mattox, Senior Human Resources Consultant, Local Government Personnel Institute (LGPI), Salem,  
40 summarized the draft City of Depoe Bay Salary Survey and Recommendations, November 2018, (copy  
41 attached to original of these minutes).

42  
43 Lengthy discussion ensued regarding: 1) Comparison jurisdictions with unionized and non-unionized  
44 workers; 2) Calculating equitable salaries for positions with insufficient data; 3) Methodology used to  
45 determine appropriate job matches; 4) Benefit premiums paid by the City of Depoe Bay (i.e. Public  
46 Employees Retirement System (PERS) employer pension contribution, medical, dental, vision, life, and  
47 long-term disability insurance); 5) City of Depoe Bay employees pay the 6% member contribution into  
48 the Individual Account Program (IAP); and 6) Individual employees may choose to participate in the  
49 Oregon Savings Growth Plan (OSGP).

1 In conclusion, Council agreed to reconvene the Salary Survey Subcommittee to further discuss how to  
2 proceed with collecting and compiling employer paid benefit data from the selected comparators utilized  
3 in the salary survey. They will make a recommendation to Council.  
4

5 B. Public Hearing (Continued): Appeal of Planning Commission Decision on Application for  
6 Development in Coastal Shorelands Overlay Zone (Case File #4-CS-PC-18)  
7

8 Larry Lewis, City Planner, summarized his memo to City Council dated January 10, 2019, (copy attached  
9 to original of these minutes). Lewis specifically addressed the request for continuance and open record  
10 by the appellant, Carol McCarthy (copy attached to original of these minutes). He advised the City  
11 Council that the additional testimony submitted today by the appellant, should not be considered (record  
12 is closed unless the Council reopens for additional public testimony). He noted additional written  
13 testimony was submitted by Carol McCarthy, appellant, (by the December 26, 2018, deadline) and Keith  
14 Sheldon, applicant, (by the January 2, 2019, deadline) and has been distributed (copies attached to original  
15 of these minutes). Lewis distributed a summary of the appellant's nine arguments and the applicant's  
16 response (copy attached to original of these minutes).  
17

18 Mayor Gambino opened deliberations.  
19

20 The Council briefly discussed: 1) A readiness to rule without further testimony; and 2) Council's three  
21 options in making a decision on the appeal as itemized in the memo prepared by Lewis.  
22

23 Motion 2: Grant moved to uphold the Planning Commission's decision of approval. Leff seconded the  
24 motion.  
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26 Mayor Gambino said it was moved and seconded, and called for discussion.  
27

28 Lewis asked for clarification. He confirmed the decision also included the nine arguments made by the  
29 appellant and responded to by the applicant and based on those nine items the code has been followed.  
30 Leff and Grant agreed. Lewis further explained preparation of the Findings, Conclusions, and Final Order.  
31

32 Vote: Motion 2 passed.

33 Ayes: Short, Leff, Gambino, Bates, Grant, Callender  
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35 Council directed Lewis to prepare the Findings, Conclusions, and Final Order for review and approval at  
36 the February 5, 2019, City Council Meeting.  
37

38 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES  
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40 A. City Recorder Recruitment Sub-Committee

41 Sub-committee members (Short, Leff, Grant, and Duering) tentatively scheduled their first meeting for  
42 Friday, January 18, at 11 a.m.  
43

44 City Superintendent Weidner and Mayor Gambino provided an update on the emergency warning system  
45 discussions. The sub-committee will be submitting recommendations and the manufacturer's cost  
46 estimate for Council's review/consideration at the next meeting.  
47  
48

1 VII. PUBLIC COMMENTS

2 Fran Recht, P.O. Box 221, Depoe Bay, distributed a “Help Support Depoe Bay’s Coast Guard During the  
3 Shut Down” flyer (copy attached to original of these minutes). She clarified what types of support the  
4 community could provide. She encouraged the City Council to consider making a charitable contribution.  
5 Discussion ensued regarding the Depoe Bay Food Pantry.

6  
7 VIII. UNFINISHD BUSINESS

8 There was none.

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10 IX. NEW BUSINESS

11  
12 A. Review of Resolution No. 11-A and City Charter Chapter V Section 22

13 Duering summarized Resolution No. 11-A and City Charter Chapter V Section 22 (copies attached to  
14 original of these minutes) and past office policy.

15  
16 Mayor Gambino explained this item is before Council for the purpose of authorizing bank signatories.

17  
18 Brief discussion followed. It was the consensus of Council that the Mayor and Council President be the  
19 primary signatories and the City Recorder be an alternate.

20  
21 X. CORRESPONDENCE

22  
23 1) Letter from Richard Hatch requesting installation of an irrigation water meter at 210 Nesting Glade;  
24 and 2) E-mail from Ray Bucheger, FBB Federal Relations (Subject: Update on Infrastructure Legislation,  
25 HMT). Lengthy discussion followed specific to the Hatch correspondence. In conclusion, Council agreed  
26 to not waive the water system development fee. Mayor Gambino will notify Hatch of Council’s decision.

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28 XI. CITY STAFF REPORT

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30 Weidner: 1) Update on Wastewater Biosolids Dewatering Press Project; 2) Relocating the trailhead (off  
31 S.E. Indian Trail Avenue) on the City Park Nature Trail; and 3) Authorization from Council to prepare a  
32 Request for Proposals (RFP) for Engineering of the S.E. Shell Avenue Project (scope includes sidewalk  
33 and stormwater infrastructure) funded (\$100,000) by the Small Cities Allotment (SCA) Grant Program.

34  
35 Motion 1: Callender moved to authorize Weidner to proceed with the RFP for engineering and design of  
36 the S.E. Shell Avenue Project. Leff seconded the motion.

37  
38 Mayor Gambino said it was moved and seconded, and called for discussion. Brief discussion ensued  
39 regarding how the completed project will be a benefit/enhancement to the community.

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41 Vote: Motion 3 passed.

42 Ayes: Leff, Gambino, Short, Bates, Grant, Callender

43  
44 Duering: 1) Update on the 2017-2018 fiscal year-end audit; 2) Upcoming meeting with Sue Forty, Finance  
45 Director, Oregon Cascades West Council of Governments (OCWCOG), regarding member  
46 services/support available to the City; and 3) Bryan Fitzsimmons, CPA, a Lincoln City firm, has been  
47 contacted to prepare W-2’s, 1099’s, and 4<sup>th</sup> quarter payroll reports on behalf of the City. Discussion  
48 followed.

1 XII. COUNCIL COMMENTS

2 Callender: None.

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4 Leff: Thanked Duering for stepping up in a really difficult situation and doing a superb job and said  
5 Weidner and crew are also doing a really great job.

6

7 Short: Reiterated Leff's comments and thanked Recht for her input.

8

9 Gambino: Reiterated the same.

10

11 Bates: None.

12

13 Grant: Stated he believes in government transparency as it eliminates speculation. He stated Depoe Bay  
14 citizens deserve to know about the City's situation; and he requested the Mayor prepare a press release  
15 disclosing generalized information and assuring the community that Council and staff are hard at work  
16 solving the problem.

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18 Mayor Gambino and Councilor Leff disagreed.

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20 XIII. ADJOURN

21 There being no further business, the meeting was adjourned at 8:25 PM.

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Robert Gambino, Mayor

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29 Carla Duering, Interim City Recorder