

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, January 16, 2018 - 7:00 PM
4 Depoe Bay City Hall

5
6 PRESENT: Mayor B. Leff, C. Bates, L. Goddard, R. Gambino, K. Short, J. Grant, D. Callender
7 ABSENT:
8 STAFF: City Recorder J. Wiseman, Superintendent B. Weidner, Secretary J. Coggins
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10 I. PLEDGE OF ALLEGIANCE

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

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13 II. CALL TO ORDER

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

15

16 III. APPROVE MINUTES: January 2, 2018 Regular Meeting.

17 Mayor Leff asked for a motion to approve the January 2, 2018 Regular Meeting minutes.

18

19 Motion 1: Callender moved Goddard seconded the motion.

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21 Mayor Leff said it was moved and seconded, and called for discussion. There was none.

22

23 Vote: Motion 1 passed.

24 Ayes: Gambino, Leff, Bates, Callender, Grant, Short, Goddard

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26 IV. ACCOUNTS PAYABLE

27 Motion 2: Gambino moved to approve Accounts Payable as presented. Bates seconded the motion.

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29 Mayor Leff said it was moved and seconded, and called for discussion.

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31 Vote: Motion 2 passed.

32 Ayes: Gambino, Leff, Bates, Goddard, Short, Grant, Callender

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34 V. SPECIAL ORDERS

35 A. Public Hearing Nuisance Complaint – Altenhofen Property, Map and Tax Lot 09-11-08-AC #00905
36 Address: 112 S.E. South Forty Lane – Mayor Leff opened hearing at 7:06 pm

37 Brady gave a narrative regarding declaring a Nuisance and the history of this property.

38 Public Input: Kathy Klem, Tim Elstrom letter was read into the record by Mayor Leff. John Caldwell
39 spoke about living on South Forty for 35 years as a home owner. He said the property owner doesn't
40 wish to do anything with property, motorhome doesn't run, trailer was here before him, his concern is
41 that vermin will come over to his properties. Boat was free, can't be moved due to being in bad shape
42 and a missing title. Property values decreased due to this nuisance. Joren Rushing said his son offered
43 money for property, found out he had liens and said seller wanted buyer to pay liens, so no deal was
44 made. Feels property has become blighted, eyesore and a safety issue. Transients have been coming up
45 to South Forty and they will break in and stay until neighbors notice. Owner Mathew Altenhofen feels
46 no one can do anything about his property. He feels he is grandfathered. Doesn't feel vermin is an issue,

1 transients or reduced property value. Doesn't want to be threatened to tear down property. Made
2 comments about medical issues. Maria Mathew his caregiver wants more time to fix property due to his
3 health. Hearing closed at 7:22 pm

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5 Gambino asked how many extensions have they been given. Complaints received in 2013 (7) and he
6 was given more time to address issues. August 2017 complaints were filed by neighbors. He was given
7 to October 24th to comply and was granted an additional extension by council to November 24, 2017.
8 Grant asked if we can remove the mess and Brady said we could have the property cleared with a court
9 order. Bates affirmed it would be 30 days to get paperwork and another 60 to 90 days to get something
10 done. Can fine \$500 per day after 15 days if declared a nuisance. Callender felt owner testimony not
11 credible. Feels he won't fix it up. Gambino asked what the minimum amount he can do to stop process.
12 Weidner said building will have to be removed, vehicles and boat and other non-compliant items.
13 Motion 3: Gambino moved to issue a 15 day notice that he is to abide by Ordinances 29 & 164 and if the
14 council is not satisfied the property will be declared a nuisance and the City will start the legal
15 proceedings and \$500 fines, and that the nuisances will be removed at owners cost, Goddard seconded
16 the motion.

17

18 Mayor Leff said it was moved and seconded, and called for discussion. There was no additional
19 discussion.

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21 Vote: Motion 3 passed.

22 Ayes: Gambino, Leff, Bates, Goddard, Callender, Short, Grant

23

24 B. Interview/Appoint Applicants for City Commissions and Committees

25

26 (Parks) Bill Spores

27

28 Mayor Leff called for a verbal confirmation for Mr. Spores.

29

30 Vote: Appointment passed.

31 Ayes: Gambino, Leff, Bates, Goddard, Callender, Short, Grant

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33 (Harbor) Pos. 3: Kathy Wyatt, Marc Horton,

34 (Harbor) Pos. 4: Pogo Robison, Lars Robison

35 (Harbor) Pos. 5: Danny Arnold

36

37 Votes were tallied by Recorder Wiseman and Pos. 3 is Kathy Wyatt, Pos. 4 is Lars Robison and Pos. 5 is
38 Danny Arnold.

39 Motion 4: Gambino moved to approve written votes for appointment of Harbor Commission, seconded
40 by Goddard.

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42 Mayor Leff said it was moved and seconded, and called for discussion.

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44 Vote: Motion 4 passed.

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46 Ayes: Callender, Short, Goddard, Gambino, Leff, Grant, Bates

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VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

None

VII. PUBLIC COMMENTS

Maggie Thomas thanked council for all the work on the nuisance property. Rick Davilla thanked Brady and Eric for letting him know about his water leak. He has an issue with jake brakes on trucks on Highway 101, would like to see signs not allowing the use of jake brakes in the City. Logging by Stonebridge and trucks are loud at 5 am. Gary Nickolisen from Collins Street, said he feels that people pay the launch fee. It is a small fee, and needs to be raised slightly. A lot of kayak people who use launch. Lars Robison feels the majority of boaters are honest and pay. Issues with accounting of launch fees in previous years. Kayakers are a big part of traffic and bring in money.

VIII. UNFINISHED BUSINESS

A. Harbor Maintenance Report Kody Robinson the Harbormaster gave updates on repairs, videoing pilings, the fueling station, putting new fingers on Doc. 2 & 4. Spoke about galvanization. Callender and Short would like a tour.

B. Request for Adjustment on Sewer Bill – Davilla: Requesting credit on sewer. Said extra water use started late summer. Crew notified them after December read showed high water use. He found his toilets were leaking, turned them off initially and then fixed them. Requesting relief on sewer. After calculating his average use \$56.81 was the agreed upon credit of the sewer over his average use.

Motion 5: Callender moved to given a credit of \$56.81 for sewer, seconded by Gambino.

Mayor Leff said it was moved and seconded, and called for discussion.

Vote: Motion 5 passed.

Ayes: Callender, Goddard, Gambino, Leff, Grant, Bates

Abstain: Short

C. Complaint – Delivery Trucks Parking on Bay Street: Gambino the state has an exemption for delivery trucks as long as they are loading or unloading they can occupy a traffic lane.

D. City Hall Foundation Repair – TerraFirma Proposal: Council requested funds be found for \$114,000 quote. Budget \$110,000 rest \$4000 has been located in other projects.

Motion 6: Bates moved to accept the TerraFirma bid and repair the City Hall foundation, seconded by Grant.

Mayor Leff said it was moved and seconded, and called for discussion. Grant would like an accounting from the Recorder on where the other money was located.

1 Vote: Motion 6 passed.

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3 Ayes: Callender, Goddard, Gambino, Leff, Grant, Bates, Short

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5 IX. NEW BUSINESS

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7 X. CORRESPONDENCE

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9 XI. CITY STAFF REPORT

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11 Weidner: Boat caught on fire, we are posting notice to have boat removed, or repaired. Checking on
12 ordinance concerning living on boats. Goddard is concerned boat has not been tarped. Will have
13 Harbormaster check on this. Wharf removal is on schedule. The City is looking at installing another
14 camera that will give more video of other parts of the harbor. A larger sewer line is being installed out
15 front on Shell Avenue. Intersection project is going out for bid.

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17 Wiseman: Budget time is coming up. Schedule for meetings out by the end of the month. Staff will be
18 working on projects, Kathy has officially retired and we will be posting her position and hire someone.

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20 XII. COUNCIL COMMENTS

21 Callender: Lincoln County Sheriff not here enough. She wanted to discuss the letter regarding fleet of
22 flowers. The City received a budget but it had several deficiencies that need to be cleared up before we
23 can approve payment. Various expenses listed on budget were discussed like sound equipment.

24
25 Short: Thank council for appointing her as their newest member. Would love a tour.

26
27 Goddard: Glad to have a full Harbor Committee. He feels launch fees will increase but a reduced fee for
28 kayaks should be considered.

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30 Gambino: Nothing

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32 Bates: Long night.

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34 Grant: Does not agree with kayaks getting a break. He requested purchase of a parking lot to be put on
35 the next agenda. Council budgeted \$50,000/85,000 for parking and Rich Allen has three properties for
36 sale. If there is enough we need to buy one of the lots.

37
38 Mayor: Thanks for patience.

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40 Adjournment 8:55 pm

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42 _____
43 Barbara Leff, Mayor

44
45 _____
46 Jodi Coggins, Recording Secretary