

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, January 4, 2005 - 7:00 PM
4 Depoe Bay City Hall
5
6

7 PRESENT: Mayor B. Silver, J. White, P. Taunton, A. Brown, G. Romans, J. Brown, M. Lavery

8
9 STAFF: City Recorder P. Murray, City Attorney D. Gordon, Recording Secretary S. Fox
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12 I. PLEDGE OF ALLEGIANCE

13 Mayor Silver called for all to stand for the Pledge of Allegiance.
14

15 II. CALL TO ORDER

16 Mayor Silver called the meeting to order and established a quorum at 7:00 PM.
17

18 III. APPROVE MINUTES: December 21, 2004 Regular Meeting

19 The minutes of the December 21, 2004 regular meeting stood approved as written.
20

21 IV. ADMINISTRATION OF OATHS OF OFFICE TO NEW MEMBERS

22 Gordon administered the Oath of Office to Taunton, Alice Brown, and Peter Cameron, who then took
23 their seats. Gordon administered the Oath of Office to White. Silver passed the gavel to White, who took
24 control of the meeting. Mayor White presented a plaque of appreciation to Silver.
25

26 V. ACCOUNTS PAYABLE

27 Motion 1: Romans moved to pay the accounts payable. Lavery seconded the motion.
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29 Mayor White said it was moved and seconded, and called for discussion. There was none.
30

31 Vote: Motion 1 passed.

32 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
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34 VI. SPECIAL ORDERS

35 A. Public Hearing: LUBA Remand to Depoe Bay City Council – Moreland vs. City of Depoe Bay,
36 LUBA No. 2004-101

37 Gordon read the Hearing Officer Opening Statement (copy attached to original of these minutes) into the
38 record. Fran Recht 66 NE Williams, requested the hearing be postponed because the Staff Report was
39 not available for seven days before the hearing. She quoted ORS 197.763(4)(b), and submitted a copy of
40 the statute (copy attached to original of these minutes). Dennis Bartoldus, speaking on behalf of the
41 applicant, did not object. It was the consensus of the Council to reschedule the hearing to the January 18,
42 2005 regular meeting.
43

44 B. Interview Applicants for City Commissions and Committees

45 Mayor White announced that Philip Gosvener had withdrawn his applications for Harbor Commission
46 Position #5 and Planning Commission Position #2 (copy of letter attached to original of these minutes).

1 Applicants Rick Davilla, Robert Flowers, Florence Shepard, John Woodmark, Carol Connors, Debbie
2 Davilla, Fran Recht, and Elaine Placido were present and came forward to tell about themselves and why
3 they were interested in participating, and answered questions from the Council regarding their
4 qualifications and their applications. Not present for interview were applicants Richard Newton, Jim
5 Wahl, Jan “Pogo” Robison, and Louis Trapani.

6 VII. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

7 There were no reports.

8 VIII. PUBLIC COMMENTS

9
10 Peggy Leoni, Chamber of Commerce, said there has been a lot of minor vandalism in the downtown area
11 recently, and asked everyone to keep watch.

12
13
14 Maggie Brown, 15 SE Ainslee, expressed thanks to everyone who has helped Kids Zone get relocated.
15 There will be an opening ceremony soon, and all are invited. Mayor White added that Kids Zone was
16 asked to donate three Christmas trees to families through the Mental Health Department, and the
17 families were very appreciative.

18
19 Debbie Davilla, Chamber of Commerce, said last year they didn’t collect enough toys, but this year there
20 was an abundance, and she said thank you for the support.

21
22 Ruth Moreland expressed a concern regarding burning, and was referred to the fire department.

23 IX. UNFINISHED BUSINESS

24 There was no unfinished business.

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26
27 Mayor White called a five-minute recess at 7:48 PM. The meeting was reconvened at 7:53 PM.

28
29 Gordon pointed out that regarding the Allyn-Finseth hearing, since the Staff Report was not available
30 until yesterday, written materials will still be accepted through 5:00 PM on January 18, 2005. A
31 Councilor suggested setting the deadline a day early because January 17 is a holiday, and Councilors
32 need to have time to review any submissions. It was the consensus of the Council to revise the written
33 testimony deadline to 5:00 PM on Friday, January 14, 2005.

34 X. NEW BUSINESS

35 A. Elect Council President

36 Ballots were filled out, signed, and handed in. Murray tallied the votes (copy of ballot attached to
37 original of these minutes) and announced that all votes for Council President were for Alice Brown.

38 B. Appointments to Fill Vacancies/Expiring Terms on City Commissions and Committees

39
40 Ballots were filled out, signed, and handed in. Murray tallied the votes (copy of ballot attached to
41 original of these minutes) and announced the results. For Harbor Commission Position #5: Cameron,
42 Taunton, Alice Brown, White, Romans, Jack Brown, and Lavery voted for Rick Davilla. Richard
43 Newton received no votes. For Harbor Commission Position #6: Cameron, Taunton, Alice Brown,
44 White, Romans, Jack Brown, Lavery voted for Jim Wahl. For Parks Commission Position #4: Cameron,
45 Taunton, Alice Brown, White, Romans, Jack Brown, and Lavery voted for Robert Flowers. For Parks
46

1 Commission Position #6: Taunton, Alice Brown, White, Romans, Jack Brown, and Lavery voted for
2 Florence Shepard. Cameron did not vote. For Planning Commission Position #2: Cameron, Taunton,
3 Alice Brown, White, and Jack Brown voted for Debbie Davilla. Lavery voted for John Woodmark.
4 Carol Connors received no votes. For Planning Commission Position #3: Cameron, Taunton, Alice
5 Brown, White, and Romans voted for Elaine Placido. Jack Brown and Lavery voted for Fran Recht. For
6 Salmon Enhancement Commission Position #2: Cameron, Taunton, Alice Brown, White, Romans, Jack
7 Brown, and Lavery voted for Jan “Pogo” Robinson. For Salmon Enhancement Commission Position #4:
8 Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, and Lavery voted for Robert Flowers.
9 For Traffic Safety Commission Position #3: Cameron, Taunton, Alice Brown, White, Romans, Jack
10 Brown, and Lavery voted for Louis Trapani.

11
12 Motion 2: Romans moved to accept the canvass of votes and appoint Alice Brown as Council President,
13 Rick Davilla to Harbor Commission Position #5, Jim Wahl to Harbor Commission Position #6, Robert
14 Flowers to Parks Commission Position #4, Florence Shepard to Parks Commission Position #6, Debbie
15 Davilla to Planning Commission Position #2, Elaine Placido to Planning Commission Position #3, Jan
16 “Pogo” Robison to Salmon Enhancement Position #2, Robert Flowers to Salmon Enhancement Position
17 #4, and Louis Trapani to Traffic Safety Commission Position #3. Jack Brown seconded the motion.

18
19 Mayor White said it was moved and seconded, and called for discussion. A Councilor requested that
20 departing Commissioners be sent a letter of thanks.

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22 Vote: Motion 2 passed.

23 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery

24
25 XI. CORRESPONDENCE

26 There was no correspondence.

27
28 XII. CITY STAFF REPORT

29 There was no Staff Report and no questions.

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31 XIII. COUNCIL COMMENTS

32 Alice Brown thanked everyone for turning out tonight.

33
34 Lavery asked if the Council wanted him to continue to attend Cascades West Area Council on
35 Transportation (CWACT) and Council Of Governments (COG) meetings.

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37 Motion 3: Cameron moved that Lavery continue to attend CWACT and COG meetings. Taunton
38 seconded the motion.

39
40 Mayor White said it was moved and seconded, and called for discussion. There was none.

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42 Vote: Motion 3 passed.

43 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown

44 Abstain: Lavery

45

1 Jack Brown asked if the Council wanted him to continue to attend Oregon Coast Zone Management
2 Association (OCZMA) meetings. Alice Brown added that she also attends these meetings.

3
4 Motion 4: Lavery moved that Jack Brown and Alice Brown continue to attend OCZMA meetings.
5 Taunton seconded the motion.

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7 Mayor White said it was moved and seconded, and called for discussion. There was none.

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9 Vote: Motion 4 passed.

10 Ayes: Cameron, Taunton, White, Romans, Lavery

11 Abstain: Alice Brown, Jack Brown

12
13 Romans said he looked forward to working with Mayor White.

14
15 Cameron said his wife was very ill and he hoped to pay back all the support they have received from the
16 community by serving on the Council.

17
18 A member of the audience pointed out that regarding the Allyn-Finseth hearing, if written testimony is
19 accepted through 5:00 PM on January 14, Councilors will still have no time to review it before the
20 hearing. It was the consensus of the Council to revise the deadline for submitting written testimony for
21 the Allyn-Finseth hearing to 5:00 PM on Thursday, January 13, 2005.

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23 XIII. ADJOURN

24 There being no further business, the meeting was adjourned at 8:20 PM.

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Silver Fox, Recording Secretary

Mayor James White