

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

7 PRESENT: Mayor J. White, P. Cameron, P. Taunton, G. Romans, J. Brown, M. Lavery
8

9 ABSENT: A. Brown
10

11 STAFF: City Recorder P. Murray, City Field Superintendent T. Owings, Recording Secretary
12 F. Dreamingtime
13
14

15 I. PLEDGE OF ALLEGIANCE

16 Mayor White called for all to stand for the Pledge of Allegiance.
17

18 II. CALL TO ORDER

19 Mayor White called the meeting to order and established a quorum at 7:00 PM.
20

21 III. APPROVE MINUTES: October 18, 2005 Executive Session and Regular Meeting, and October 21,
22 2005 Special Meeting
23

24 Motion 1: Lavery moved to accept the minutes of the October 18, 2005 Executive Session and Regular
25 Meetings as written, and abstained from the October 21, 2005 Special Meeting. Taunton seconded the
26 motion.
27

28 Mayor White re-stated the motion that it was moved and seconded to accept the minutes of the October
29 18, 2005 Executive Session and Regular Meeting, and the October 21, 2005 Special Meeting as written,
30 and called for discussion. There was none.
31

32 Vote: Motion 1 passed.

33 Ayes: Cameron, Taunton, Romans, Jack Brown

34 Abstain: White, Lavery (October 21, 2005 Special Meeting only)
35

36 IV. ACCOUNTS PAYABLE

37 Motion 2: Romans moved to pay the accounts payable. Taunton seconded the motion.
38

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

41 Vote: Motion 2 passed.

42 Ayes: Cameron, Taunton, White, Romans, Jack Brown

43 Abstain: Lavery
44

45 V. SPECIAL ORDERS

46 There were no special orders.

1
2 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

3 There were no reports.
4

5 VII. PUBLIC COMMENTS

6 Peggy Leoni, Chamber of Commerce: 1) The Holiday Rummage Sale is being held November 4-5 from
7 10 AM to 6 PM, with proceeds going toward the Community Potluck Dinner in December. Donations
8 will be accepted on November 3 between 3-6 PM. 2) The Kids Zone will be holding a Christmas Tree
9 Sale.
10

11 VIII. UNFINISHED BUSINESS

12 A. Seafood Processing Facility – Staff Report

13 Owings reported that he has spoken with the City's insurance agent (CIS), but they haven't evaluated our
14 situation at this time. Preliminary feedback indicates that CIS is concerned about personal injuries or
15 damage to boats occurring if untrained or non-staff people operate the hoist. Owings also informed the
16 Council that there is a brick building which is accessory to the fish plant, and it sustained significant
17 damage last week when a very old, heavy ice maker fell through the upper floor. He is waiting for a
18 contractor to provide a quote on disposing of the building and ice maker. It was the consensus of the
19 Council that the fish plant should continue to be leased. Harbor Commissioner Loren Goddard said the
20 Harbor Commission discussed this at their last meeting and they would like for the City to proceed with
21 having the hoist repaired and put in operation. They would like to see access to the hoist restricted, and
22 suggested renting the hoist during crab season at the rate of \$25 per hour. He also noted that the hoist
23 can't carry over 800 pounds, so there would be no need to buy a 2,000 pound winch. A Councilor
24 stressed the importance of having complete insurance coverage to cover any event involving the hoist.
25 There was discussion regarding how the Harbormaster's hours would be affected if he is required to be
26 present to assist skippers with hoist operations. Harbor Commissioner Lars Robison suggested that it
27 might be possible for skippers wanting to use the hoist unsupervised to have the City of Depoe Bay
28 listed as an additional insured on their individual insurance policies, like the charter boats do. Goddard
29 suggested not demolishing the entire damaged concrete block building, but to remove the upper portion
30 and the ice maker, retain the concrete block part (lower), and put a roof on it.
31

32 Motion 3: Lavery moved to authorize Owings to spend money to fix the hoist, and when the insurance
33 company gives the OK, to let skippers use the hoist to load their crab pots. Taunton seconded the
34 motion.
35

36 Mayor White said it was moved and seconded, and called for discussion. Owings asked for clarification
37 that skippers' insurance would cover their use of the hoist. Robison said that couldn't be guaranteed
38 without talking to his insurance company, which he agreed to do.
39

40 Amendment: Lavery amended Motion 3 that there be a limit of \$2,000 spent to fix the hoist. Taunton
41 seconded the amendment.
42

43 Mayor White said it was moved and seconded, and called for discussion. Goddard said there is also
44 wiring that needs to be done. Owings said the hoist could be sufficiently refurbished for under \$3,000.
45

1 Amendment: Laverty amended Motion 3 that there be a limit of \$3,000 spent to fix the hoist. Taunton
2 seconded the amendment.

3
4 Mayor White said it was moved and seconded, and called for discussion. There was none.

5
6 Vote: Motion 3, as amended, passed.

7 Ayes: Cameron, Taunton, White, Romans, Jack Brown, Laverty
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9 There was further discussion on the fish plant building. Robison suggested the City might be able to
10 temporarily use the building as a “buying station” by charging five cents per pound for crab brought in
11 and sold at the fish plant. Goddard will meet with Owings to discuss options regarding the damaged
12 accessory building. It was the consensus of the Council to not take further action to lease the building
13 until the ice machine has been removed and damages assessed. This item will be carried forward to the
14 next agenda.

15
16 IX. NEW BUSINESS

- 17 A. Schedule Meeting Date – Continue Hearing/Council Deliberations: Proposed Amendments to the
18 Comprehensive Plan, Zoning Ordinance, and Zoning Map Relating to Uses and Standards in the
19 City

20 The meeting was scheduled for Tuesday, November 22, 2005 at 6:00 P.M.
21

22 X. CORRESPONDENCE

23 There were three items of correspondence: 1) A letter from John Johnson at ODOT confirming the
24 Winchell Street Project Phase 3 was approved for the Special City Allotment Grant Program. 2) A letter
25 from Neighbors Against Drugs thanking the City for its support of Kids Zone. 3) A letter from the
26 League of Oregon Cities requesting a contribution in the amount of 2% of average annual franchise
27 proceeds (about \$170) to go towards costs associated with litigation initiated by Qwest, who claims that
28 franchise fees are illegal. Mayor White noted that if Qwest prevails in their litigation, it would result in
29 substantial impact to City revenue. (Copies of correspondence attached to original of these minutes.)
30

31 Motion 4: Laverty moved to send about \$170 to League of Oregon Cities for legal aid in fighting Qwest.
32 Romans seconded the motion.

33
34 Mayor White said it was moved and seconded, and called for discussion. There was none.

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36 Vote: Motion 4 passed.

37 Ayes: Cameron, Taunton, White, Romans, Jack Brown, Laverty
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39 XI. CITY STAFF REPORT

40 Murray had no report, and there were no questions.
41

42 Owings had no report and there were no questions.
43

44 XII. COUNCIL COMMENTS

45 Jack Brown reported that he, John Rose, and John O’Brien attended the Heceta Head Ocean Conference.
46 Patty Burke of ODFW is enthusiastic about collaborating with the Near Shore Action Team (NSAT), as

1 is Jane Lubchenko of OSU, who wants to collaborate with the NSAT. Jack Brown encouraged coverage
2 by local media.

3
4 Cameron reported that he and Planning Commissioner Carol Connors attended a land use planning
5 seminar in Newport.

6
7 Mayor White 1) Reminded everyone that at the December 6 Council meeting, the Children's Advocacy
8 Center will be showing a video made in Lincoln County regarding sexual child abuse. He encouraged
9 everyone to try to be present to view the video. 2) Invited everyone to participate in the Depoe Bay
10 White House Christmas Tree Lighting Ceremony on December 10 at 5:00 P.M. This will be followed by
11 caroling at the Community Center and a potluck dinner.

12
13 XIII. ADJOURN

14 There being no further business, the meeting was adjourned at 7:57 PM.

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Fox Dreamingtime, Recording Secretary

Mayor James White