

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, September 5, 2006 - 7:00 PM
4 Depoe Bay City Hall
5

6 PRESENT: Council President A. Brown, P. Cameron, P. Taunton, B. Romans, M. Lavery

7
8 ABSENT: Mayor J. White, J. Brown
9

10 STAFF: City Recorder P. Murray, City Field Superintendent T. Owings, City Attorney P. Gintner,
11 Recording Secretary F. Dreamingtime
12

13 I. PLEDGE OF ALLEGIANCE

14 Alice Brown called for all to stand for the Pledge of Allegiance.
15

16 II. CALL TO ORDER

17 Alice Brown called the meeting to order and established a quorum at 7:00 PM.
18

19 III. APPROVE MINUTES: August 15, 2006 Executive Session and Regular Meeting
20

21 Motion 1: Lavery moved to accept the minutes of the August 15, 2006 Executive Session and Regular
22 Meeting as written. Cameron seconded the motion.
23

24 Alice Brown said it was moved and seconded, and called for discussion. There was none.
25

26 Vote: Motion 1 passed.

27 Ayes: Cameron, Taunton, A. Brown, Romans, Lavery
28

29 IV. ACCOUNTS PAYABLE

30 Motion 2: Romans moved to pay the accounts payable. Cameron seconded the motion.
31

32 Alice Brown said it was moved and seconded, and called for discussion. There was none.
33

34 Vote: Motion 2 passed.

35 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery
36

37 V. SPECIAL ORDERS

38 There were no special orders.
39

40 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

41 A. Economic Business Development Committee

42 Kay Skaggs, POB 1101, reported the committee is working on short- and long-range strategies for
43 enhancement of Depoe Bay. Started in 2004, the projected completion dates are December 2006 and
44 December 2007. The committee agreed to adopt and support "Treasure Depoe Bay" at the last meeting,
45 with profits to go to the City as seed money. She asked the Council to waive Community Hall fees for

1 Treasure Depoe Bay activities. The committee continues to discuss listing businesses holding City
2 business licenses on a website. The committee currently has three vacant positions.

3
4 B. Loren Goddard, 15 Ellingson, reported he and John Rose went to Brookings for an Ocean Policy
5 Advisory Council meeting on August 25, where the DVD discussed at the last meeting was presented
6 and well received. The DVD was played for the Council. John Rose said there will be additional edits to
7 the DVD to target different audiences. There are currently a dozen copies of the video, produced by
8 *Beacon Media*.

9
10 C. Alice Brown read a memo from the Harbor Commission (copy attached to original of these
11 minutes) recommending the use of the Community Hall parking lot and half of the Allyn leased parking
12 lot for temporary harbor parking while the harbor parking lot is being repaved. This item was deferred to
13 the City Staff Report section of the meeting.

14 15 VII. PUBLIC COMMENTS

16 Jerome Grant, 356 E Logsdan Road in Siletz, said he wanted to comment on executive session material
17 that he did not have access to, regarding the fish plant lease. Alice Brown advised this issue could be
18 addressed at the next agenda item.

19 20 VIII. UNFINISHED BUSINESS

21 A. Lease Agreement: Seafood Processing Facility (Fish Plant) – Waldport Seafood Co.
22 Motion 3: Romans moved to approve the lease agreement (copy attached to original of these minutes),
23 subject to approval by Waldport Seafood Company. Cameron seconded the motion.

24
25 Amendment: Lavery amended the motion to include “the lease agreement *as printed*” and to authorize
26 the Council President to sign after it is accepted by the leasee. Romans and Cameron accepted the
27 amendment.

28
29 Alice Brown said it was moved and seconded, and called for discussion. Mr. Grant asked the Council to
30 reconsider their decision, and put the fish plant back up for competitive bid. He said he felt he’d been
31 denied due process. He recounted his efforts to work together with the leasee, who was unresponsive. He
32 felt either the City or the leasee delayed the signing of the lease in regards to other issues. Alice Brown
33 told him six months is a standard period for negotiation and is the approximate length of time the
34 previous lease took to negotiate. Gintner told Grant the City isn’t on trial. Alice Brown told Grant his
35 comments were bordering on legal issues that could not be discussed. Grant said he paid hoist time to lift
36 111,000 pounds of urchins that could have been sent to the fish plant, and again asked the Council to
37 reconsider their decision to move forward with the lease agreement and to put it out for competitive bid.
38 Romans said the process had been followed - it was put out to bid, and the decision made was based on
39 the bids that were received.

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41 Vote: Motion 3, as amended, passed.

42 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

43
44 B. Depoe Bay Emergency Preparedness Committee: Emergency Procedures Packet

1 Gintner presented his first draft of recommended changes to the packet (copy attached to original of
2 these minutes) to committee chairman John O'Brien, clarifying that another draft would be needed
3 before the City would consider funding the packet.

4
5 IX. NEW BUSINESS

6 A. OLCC: Liquor License Application: Avast! A Pirate's Bite – Petruzzi
7 Perry Petruzzi, 3570 Evergreen Avenue, was present to answer questions from the Council on his
8 application (copy attached to original of these minutes).

9
10 Motion 4: Lavery moved to recommend the application be forwarded to OLCC for their approval.
11 Cameron seconded the motion.

12
13 Alice Brown said it was moved and seconded, and called for discussion. There was none.

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15 Vote: Motion 4 passed.

16 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

17
18 B. OLCC: Liquor License Application: Special Event – Depoe Bay Chamber of Commerce –
19 September 17, 2006

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21 Motion 5: Lavery moved to recommend the application (copy attached to original of these minutes) be
22 forwarded to OLCC for their approval. Cameron seconded the motion.

23
24 Alice Brown said it was moved and seconded, and called for discussion. There was none.

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26 Vote: Motion 5 passed.

27 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

28
29 C. Treasure Depoe Bay – Classic Car Crooz-In, September 16, 2006, City Park
30 Kay Skaggs reviewed information from her handout about the origins of Treasure Depoe Bay (copy of
31 handout attached to original of these minutes). She said the group would like to see a new community
32 center built, and it might be part of City Hall or the Chamber of Commerce. She spoke about upcoming
33 events the group has scheduled, and advertising that has been done in an effort to tempt visitors to stay
34 1-2 nights vs a day visit. She noted that profits will go to the City.

35
36 Motion 6: Lavery moved to allow Treasure Depoe Bay to use City Park at no charge. Cameron
37 seconded the motion.

38
39 Alice Brown said it was moved and seconded, and called for discussion. There was none.

40
41 Vote: Motion 6 passed.

42 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

43
44 X. CORRESPONDENCE

45 There was no correspondence.

1 XI. CITY STAFF REPORT

2 Owings reviewed his written report (copy attached to original of these minutes), providing updates on
3 the Pirates Cove Sidewalk Project, Water Storage Project, Winchell Street Project, Corps of Engineers
4 Project, Fuel Project, and the Little Whale Cove sewer lift station.

5
6 Motion 7: Lavery moved to approve the Harbor Commission's recommendation to use the Community
7 Hall parking lot and half of the leased Allyn parking lot for temporary harbor parking while the harbor
8 parking lot is being repaved. Romans seconded the motion.

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10 Alice Brown said it was moved and seconded, and called for discussion. Murray asked for clarification
11 regarding parking for Community Hall renters. Lavery responded that they would be able to utilize the
12 Allyn parking lot.

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14 Vote: Motion 7 passed.

15 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

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17 Murray reported 1) The Harbor Commission has assigned Richard Newton to the Economic Business
18 Development Committee. 2) Escrow has closed on land for the City Park expansion, but there is still
19 paperwork to be completed on the grants. 3) The North Lincoln Sanitary Service franchise renewal was
20 scheduled for this agenda but has been rescheduled to the September 19 meeting. 4) There is no action
21 necessary to rescind the ordinance on the franchise transfer for Millenium Digital Media, per the City
22 Attorney. 5) Referred to a memo from City Planner Larry Lewis (copy attached to original of these
23 minutes) requesting approval for up to 20 additional hours per month at his current contracted rate of
24 \$41.94 per hour, to handle the increased number of land use actions.

25
26 Motion 8: Cameron moved to authorize up to 20 additional hours per month for Larry Lewis to handle
27 the increased work load. Taunton seconded the motion.

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29 Alice Brown said it was moved and seconded, and called for discussion. A member of the audience
30 asked if this cost could be passed along to the applicants. Alice Brown noted that all land use
31 applications have associated fees.

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33 Vote: Motion 8 passed.

34 Ayes: Cameron, Taunton, Alice Brown, Romans, Lavery

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36 Murray continued with her staff report: 6) Asked if the Council wants to prepare and distribute any
37 information for the ballot measure. This item will appear on the next agenda.

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39 XII. COUNCIL COMMENTS

40 Lavery said there has been a lot of excitement surrounding the Fire Department in the last couple of
41 weeks, and advised all to remember that these people are elected, unpaid officials that do the best job
42 they can. He said you can never please everyone, and these people should be congratulated for the
43 difficult job they did, whether one agrees with them or not.

44
45 Romans said he wrote a letter to the *Beacon* on the same subject, and there are laws governing what can
46 be revealed in these situations. He said it was ironic that when people demanded the Chief talk, he

1 wouldn't say any more than the Board members had. Two former volunteers have already returned to the
2 Fire Department. He hopes everything will settle down soon.

3
4 Cameron said he resented Mr. Grant coming before the Council with personal problems related to the
5 fish plant leasee, as the Council is here to conduct City business.

6
7 Taunton thanked Laverty and Romans for their comments in support of Fire Board members.

8
9 Alice Brown 1) Echoed Taunton's statement, and said that public officials must make decisions and that
10 some things can't be aired publicly. She said she allowed Grant to speak because she felt he had the right
11 to state his feelings, but that the Council had looked at the facts. 2) Said she agreed to bring to the
12 Council a concern from the Parks Commission regarding possible removal of the fence at Whale Park,
13 since the new property owner has put up a fence at the edge of their property. It was the Council's
14 consensus to take no action unless the Parks Commission makes a recommendation.

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16 XIII. ADJOURN

17 There being no further business, the meeting was adjourned at 8:23 PM.

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Alice Brown, Council President

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26 Fox Dreamingtime, Recording Secretary