

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

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

8 STAFF: City Recorder P. Murray, City Field Superintendent T. Owings
9

10 I. PLEDGE OF ALLEGIANCE

11 Mayor White called for all to stand for the Pledge of Allegiance.
12

13 II. CALL TO ORDER

14 Mayor White called the meeting to order and established a quorum at 7:00 PM.
15

16 III. APPROVE MINUTES: October 3, 2006 Regular Meeting, October 26, 2006 Special Meeting, and
17 October 26, 2006 City Council/Harbor Commission Workshop
18

19 Motion 1: Alice Brown moved to accept the minutes of the October 3, 2006 Regular Meeting, the
20 October 26, 2006 Special Meeting, and the October 26, 2006 City Council/Harbor Commission
21 Workshop as written. Cameron seconded the motion.
22

23 Mayor White said it was moved and seconded, and called for discussion. There was none.
24

25 Vote: Motion 1 passed.

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

27 Abstain: Lavery
28

29 IV. ACCOUNTS PAYABLE

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

32 Mayor White 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, White, Romans, Jack Brown

36 Abstain: Lavery
37

38 V. SPECIAL ORDERS

39 A. Lincoln County Commissioner, Bill Hall, Presentation: Resolution to Develop Lincoln County
40 Affordable Housing Plan with Focus on Chronic Homelessness

41 Bill Hall, Lincoln County Commissioner, addressed the Council regarding ensuring all residents have
42 safe, decent, and affordable housing in Lincoln County. He provided statistics on income levels and
43 housing costs in Lincoln County, saying that 7% of children enrolled in Lincoln County schools are
44 considered homeless. He said Lincoln County is working on developing a plan, with Community
45 Services Consortium coordinating development of the plan to bring additional funds to the county. He
46 asked the Council to support this effort by adopting a resolution (copy attached to original of these

1 minutes) to develop a Lincoln County affordable housing plan, noting that all other City Councils in the
2 county have adopted a resolution to support this plan. He answered questions from the Council.

3
4 Motion 3: Jack Brown moved to support Bill Hall’s resolution. Lavery seconded the motion.

5
6 Mayor White said it was moved and seconded, and called for discussion. There was none.

7
8 Vote: Motion 3 passed.

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

10
11 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

12 Carol Connors, Planning Commission President, said the Planning Commission requests the Council
13 implements any change to the Planning Commission meeting schedule, to please do so tonight, so
14 applicants will know what schedule they are committing to.

15
16 Motion 4: Lavery moved to change the Planning Commission’s meetings from the third Wednesday of
17 the month to the second Wednesday of the month, beginning January 10, 2007. Cameron seconded the
18 motion.

19
20 Mayor White said it was moved and seconded, and called for discussion. There was none.

21
22 Vote: Motion 4 passed.

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

24
25 John O’Brien, Traffic Safety Commission (TSC) Chairman, reported the TSC approached Councilor
26 Lavery regarding new bicycle helmets for Kids Zone members. Lavery was able to obtain 40 new
27 helmets from ODOT, and his assistance is appreciated.

28
29 VII. PUBLIC COMMENTS

30 Peggy Leoni, Chamber of Commerce, reported 1) The new issue of the Chamber’s newsletter, the
31 *Spindrift* went out in today’s mail. 2) The Chamber’s annual rummage sale is scheduled for December
32 2, with donations being accepted on December 1. Santa will be at the rummage sale, with photo ops by
33 Jaci McKim. 3) Entries/nominations for the lighting contest must be signed up in advance. Judging will
34 take place December 8-10. 4) The next Chamber meeting is next Monday, November 13 at noon. 5)
35 The Christmas potluck will be on December 13. 6) The tree lighting ceremony will take place on the
36 Friday after Thanksgiving.

37
38 John O’Brien, 270 Bensell Avenue, asked the Council to set aside \$50,000 in the next fiscal year to
39 build a garage/workshop on South Point Street, to store and work on equipment and vehicles. He
40 suggested a 65’ x 40’ steel building.

41
42 VIII. UNFINISHED BUSINESS

43 There was no unfinished business.

44
45 IX. NEW BUSINESS

46 A. Recommendations from Harbor Commission:

- 1 i. Remove Commissioner Button from Harbor Commission and Declare a Vacancy on the
2 Commission

3 Motion 5: Lavery moved to remove Commissioner Button from the Harbor Commission and declare a
4 vacancy on the Commission. (See memo dated 11/2/06 from the Harbor Commission, attached to
5 original of these minutes) Taunton seconded the motion.
6

7 Mayor White said it was moved and seconded, and called for discussion. A Councilor asked if Button
8 had submitted a resignation. Murray responded that he provided a verbal resignation to the Port Clerk,
9 but that no written resignation has been received.
10

11 Vote: Motion 5 passed.

12 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
13

- 14 ii. Revise Harbormaster Position to Full-Time Status

15 Murray said she has been working with Owings for some time on revising all City job descriptions and
16 making recommendations for salary adjustments, based on the survey that was done last fall. The project
17 is near completion, and the package should be ready to present to the Council at the first meeting in
18 December; however, any particular position can be reviewed independently of the others, at the
19 Council's discretion. A Councilor noted that Depoe Bay is growing, and there have been 41 building
20 permits issued in the past four months; and suggested that the total number of employees be evaluated
21 and adjusted to keep pace with this growth. There was also a question regarding building permit fees;
22 Murray responded that she and the City Planner will be presenting a recommendation to the Council for
23 adjusting land use deposits and building permit review fees. Mayor White was in agreement with the
24 observations made by Councilors, and said that it was important to take care of current employees.
25 Murray explained that the Harbormaster position is the most drastically revised, going from part time
26 Harbormaster to full time Harbormaster/Utility Worker.
27

28 Motion 6: Lavery moved to bring the Harbormaster job position and salary to the November 21 Council
29 meeting for consideration. Alice Brown seconded the motion.
30

31 Mayor White said it was moved and seconded, and called for discussion. A Councilor questioned
32 whether the proposed revisions would allow sufficient time for the additional duties. Murray and Owings
33 explained that duties are scheduled seasonally to take into account the varied workload requirements
34 being proposed.
35

36 Vote: Motion 6 passed.

37 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
38

- 39 iii. Seafood Processing Facility and Hoist

40 Mayor White clarified that at the recent joint meeting between the Council and the Harbor Commission,
41 it was the consensus of the Harbor Commission to advertise for Requests For Proposal (RFP) for leasing
42 the fish plant. A Councilor suggested the advertising allow for flexible usage vs advertising solely as a
43 fish plant. Murray noted that any change of use would require looking at parking. A Councilor clarified
44 that the Harbor Commission's desire was to RFP it as a fish plant. It was also noted that the Harbor
45 Commission had suggested adding pilings north of the plant to create more moorage space.
46

1 Motion 7: Lavery moved to put the seafood processing plant and hoist out for RFP. Cameron seconded
2 the motion.

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

5
6 Vote: Motion 7 passed.

7 Ayes: Cameron, White, Romans, Jack Brown, Lavery

8 Noes: Taunton, Alice Brown
9

10 Lavery requested an agenda item for the next meeting, to address the number of employees the City
11 needs for operations. Murray and Owings were asked to prepare an estimate of the City's employee
12 requirements for the next five years.

13
14 A Councilor clarified that the fish plant RFP is a fresh start and has nothing to do with previous
15 negotiations.

16
17 B. Bid Award: Demolition and Disposal – 130 SW South Point Street

18 Owings reported that four proposals were received, and recommended going with the lowest proposal,
19 which was from James Drayton Trucking, for \$17,500 (copy of Owings' letter dated 10/16/06 to James
20 Drayton attached to original of these minutes). There were comments made about the large discrepancy
21 in quote amounts. Owings noted the foundation at the location will remain, and that an exterminator
22 provided on-site services last week.

23
24 Motion 8: Cameron moved to award the bid to James Drayton Trucking for \$17,500 for cleanup at 130
25 South Point. Lavery seconded the motion.

26
27 Mayor White said it was moved and seconded, and called for discussion. There was none.

28
29 Vote: Motion 8 passed.

30 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
31

32 C. Harbor Fuel Station/Pump Dump Project: PNE, Inc. Revision to Change Order #2

33 Owings reported that the Council approved Change Order #2 on August 15, 2006 (see memo dated
34 11/6/06, copy attached to original of these minutes), and the exact cost of the change order had not been
35 determined at that time. This revision for \$3,421.98 includes a control panel, and piping and parts for
36 fuel and spill cabinets.

37
38 Motion 9: Lavery moved to approve the revision to PNE, Inc. Change Order #2. Taunton seconded the
39 motion.

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

42
43 Vote: Motion 9 passed.

44 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
45

46 D. Request for Reimbursement: J. Noonkester Property Line Adjustment, Case File #PLA-PC-06

1 Murray referred to a memo dated 10/16/06 (copy attached to original of these minutes) regarding a
2 request for reimbursement for a property line adjustment application which has been administratively
3 denied. Lewis noted in his memo that there was cost overrun of \$111.66, which has not been billed to
4 the applicant as of this date. There was brief discussion which included Council support of Staff's
5 decision and a statement by Mayor White refuting the applicant's claims that 1) the City alters its
6 guidelines to get their desired results, and 2) Staff made a decision prior to the final decision.

7
8 Motion 10: Lavery moved to deny Noonkester's request for reimbursement for Property Line
9 Adjustment Case File #PLA-PC-06, and to bill Noonkester for the balance of \$111.66 which is owed to
10 the City. Alice Brown seconded the motion.

11
12 Mayor White said it was moved the seconded, and called for discussion. There was none.

13
14 Vote: Motion 10 passed.

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

16
17 E. Proposed ODOT Intergovernmental Agreement: Hwy 101 Crosswalk at Post Office
18 Murray referred to her memo dated 11/7/06 (copy attached to original of these minutes), saying there
19 have been minor revisions to the draft resulting from a meeting held last week, but a clean copy has not
20 yet been received. She said the project is being expedited, and if any of the printed revisions in the final
21 draft are substantial, the agreement will not be signed before re-presenting it to the Council. There was
22 brief discussion.

23
24 Motion 11: Lavery moved to approve the proposed Intergovernmental Agreement with ODOT for a
25 crosswalk on Hwy 101 at the post office, and authorize the Mayor to sign the agreement after final legal
26 review has been done, unless there are substantial changes from the draft. Cameron seconded the
27 motion.

28
29 Mayor White said it was moved and seconded, and called for discussion. There was none.

30
31 Vote: Motion 11 passed.

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

33
34 F. Purchase of Generator for Water Treatment Plant
35 Owings said this item is in the budget. Six proposals were received (copy of Owings' memo dated
36 11/7/06 attached to original of these minutes). He recommended accepting the lowest proposal, from
37 Rogers Machinery at \$15,919.

38
39 Motion 12: Alice Brown moved to approve the bid of \$15,919 by Rogers Machinery for a generator for
40 the Water Treatment Plant. Lavery seconded the motion.

41
42 Mayor White said it was moved and seconded, and called for discussion. There was none.

43
44 Vote: Motion 12 passed.

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

1 X. CORRESPONDENCE

2 There were three items of correspondence (copies of the two letters attached to original of these
3 minutes): 1) A note received previously but not re-distributed – from Robert Huffman, resigning from
4 the Salmon Enhancement Commission.

5

6 Motion 13: Taunton moved to accept Huffman’s resignation from the Salmon Enhancement
7 Commission and advertise the vacancy. Lavery seconded the motion.

8

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

10

11 Vote: Motion 13 passed.

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

13

14 Murray continued with Correspondence:

15 2) A letter to Owings from John Johnson at ODOT Region 2, stating the City has been awarded an SCA
16 grant in the amount of \$25,000 for Bayview Avenue improvements from Winchell Street to Coast Guard
17 Avenue. 3) A letter from Millenium Digital Media informing the City of upcoming cable rate increases.

18

19 XI. CITY STAFF REPORT

20 Owings reviewed his written report (copy attached to original of these minutes), providing updates on
21 the harbor paving project, the fuel system, the water storage project, park benches, the Ainslee building,
22 and a compliment to City Crew on a job well done during the recent storm.

23

24 Murray reported that 1) The City Attorney has no recommendations on changes to the City Park Event
25 Use Form or the Community Hall Use Form, and said the City is well-protected with existing wording.
26 2) There will be a going away party for news reporter Joel Gallob this Friday evening (November 10) at
27 the Newport Visual Arts Center.

28

29 XII. COUNCIL COMMENTS

30 Alice Brown – Encouraged everyone to make an effort to attend Gallob’s going away party.

31

32 Jack Brown – Acknowledged and complimented Owings for the hard work he has done on many
33 projects, saying the people he knows appreciate him.

34

35 Romans – Requested follow-up on an action taken in a Council meeting nearly two years ago, relating to
36 Local Wetlands Inventory text amendments that the City Planner was to draft. Murray noted that this
37 item is tentatively scheduled for the second meeting in December.

38

39 Cameron – Concurred with Jack Brown’s comments.

40

41 Taunton – Said the fish plant could be used to store City equipment instead of building a new structure
42 as suggested by Mr. O’Brien earlier in tonight’s meeting.

43

44 Mayor White – 1) Also concurred with Jack Brown’s comments, including City Hall Staff. 2) He has
45 spoken with the owner of the service station by the post office regarding fixing the hole in the asphalt; it
46 should be repaired in the near future. 3) The 2nd Annual White House Christmas Tree Lighting will be

1 December 9 at 5 PM, followed by a pot luck at the Community Center. 4) Wanted to schedule a City
2 employee holiday party, to include Councilors. 5) Thanked everyone for their support over the last two
3 years.

4

5 Lavery, Taunton, and Alice Brown – Said they also appreciate City Crew and Staff.

6

7 Mayor White – Thanked Lavery for all the hard work he has done over the past eight years in his
8 position as City Councilor.

9

10 XIII. ADJOURN

11 There being no further business, the meeting was adjourned at 8:52 PM.

12

13

14

15

16

17

James White, Mayor

18

19

20 Fox Dreamingtime, Recording Secretary