

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, November 21, 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 Field Superintendent T. Owings, Recording Secretary F. Dreamingtime
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: November 2, 2006 Workshop and November 7, 2006 Regular Meeting
17

18 Motion 1: Alice Brown moved to accept the minutes of the November 2, 2006 Workshop and November
19 7, 2006 Regular Meeting as written. Cameron seconded the motion.
20

21 Mayor White said it was moved and seconded, and called for discussion. There was none.
22

23 Vote: Motion 1 passed.

24 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
25

26 IV. ACCOUNTS PAYABLE

27 Motion 2: Romans moved to pay the accounts payable. Taunton seconded the motion.
28

29 Mayor White said it was moved and seconded, and called for discussion. There was none.
30

31 Vote: Motion 2 passed.

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

33 Abstain: Lavery
34

35 V. SPECIAL ORDERS

36 There were no special orders.
37

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

39 Carol Connors, Planning Commission President, said the Planning Commission, acting on direction
40 from the Council to revisit the zoning ordinance, decided to approach the project in parts, beginning with
41 the parking issue, which they feel is most important. They have drafted a proposed parking ordinance
42 (copy attached to original of these minutes). She said the Commission requested the Council's approval
43 to move forward with the adoption process and would like to hold public hearings early next year.
44

45 Motion 3: Romans moved that the Planning Commission begin the ordinance adoption process for the
46 proposed parking ordinance. Taunton seconded the motion.

1
2 Mayor White said it was moved and seconded, and called for discussion. There was none.

3
4 Vote: Motion 3 passed.

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

6
7 Loren Goddard, Near Shore Action Team (NSAT) Chairman, said Depoe Bay is hosting an OPAC
8 (Ocean Policy Advisory Council) meeting November 27-28. Dr. Bruce Mate will be giving a public
9 presentation at the Community Center on Monday the 27th at 7:30 PM. Mayor White is scheduled to
10 open the meeting Tuesday morning with a welcome and introductions. Goddard said a pretigious group
11 will be in attendance. He commended the NSAT for their efforts to bring this together.

12
13 VII. PUBLIC COMMENTS

14 Peggy Leoni, Chamber of Commerce: 1) Friday at 5 PM is the Christmas tree lighting at the Whale
15 Watch Center. 2) Contact the Chamber if you want your Christmas lights or decorations judged. Winners
16 will be announced on December 13. 3) December 2 is the rummage sale at the Community Center;
17 donations will be received on the 1st.

18
19 Deputy Karl Vertner said there is an ongoing burglary investigation in Depoe Bay, a couple of
20 trespasses, alarm calls, and one report of a fight in progress on Bensell two days ago. He also said that
21 because the north county area is so large, they are trying to extend an east county district to have an east
22 county deputy come through Depoe Bay more often.

23
24 VIII. UNFINISHED BUSINESS

25 A. Seafood Processing Facility and Hoist – Draft RFP

26 Motion 4: Lavery moved, as the original motion-maker, to reconsider the motion regarding the seafood
27 processing facility that was made at the last meeting. Cameron seconded the motion.

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

30
31 Vote: Motion 4 passed.

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

33
34 There was discussion regarding the troubles that have afflicted persons trying to keep a business going at
35 the facility since its inception in the 1980s.

36
37 Motion 5: Lavery moved to use the seafood processing facility for a workshop and vehicle and
38 equipment storage for the City. Cameron seconded the motion.

39
40 Mayor White said it was moved and seconded, and called for discussion. Discussion included notation
41 by a Councilor that tonight's correspondence includes a letter thanking the City for allowing use of the
42 hoist, and said that the hoist should continue to be available for use; any conditions on use that might
43 remain from the original grant; its non-viability of use as a fish plant; and the possibility of selling ice.

1 Amendment: Jack Brown amended the motion to include that the hoist be available for boats,
2 commercial or non-commercial, and the use will revert if the need for a seafood processing facility
3 should arise. Lavery and Cameron accepted the amendment.
4

5 Vote: Motion 5, as amended, passed.

6 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
7

8 B. Revise Harbormaster Position to Full-Time Status

9 This item was tabled to the next meeting.
10

11 IX. NEW BUSINESS

12 A. Consideration of Urban Renewal Feasibility Study

13 Fox reported that Waldport Mayor Scott Beckstead was unable to attend tonight's meeting, but wanted
14 the Council to know that he highly recommends establishing an urban renewal district (copy of verbatim
15 statement attached to original of these minutes).
16

17 Motion 6: Lavery moved to have a feasibility study done for urban renewal. 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 6 passed.

23 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
24

25 B. Proposed Ord. #277 – An Ordinance Relating to Solid Waste Management in the City of Depoe
26 Bay, Oregon; Including but not Limited to Granting to Dunn-LeBlanc, Inc., dba North Lincoln
27 Sanitary Service, an Exclusive Franchise to Provide Solid Waste Management, Subject to the
28 Terms and Limitations of this Ordinance, to Utilize the Streets and Facilities of the City,
29 Repealing Ord. #224 and Ord. #263.

30 Tina French was present to answer any questions.
31

32 Motion 7: Lavery moved to read by title only, the first and second readings of proposed Ord. #277.
33 Alice Brown seconded the motion.
34

35 Mayor White said it was moved and seconded, and called for discussion. There was none.
36

37 Vote: Motion 7 passed.

38 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Lavery
39

40 Fox noted that Ords. #224 and 263 were codified together with new language provided by French, and
41 that the proposed ordinance had been reviewed by the City Attorney. Then she performed the first
42 reading of the proposed ordinance by title only. She called for questions or comments from the audience.
43 There were none. She stated that no written comments were received.
44

45 Motion 8: Lavery moved to adopt proposed Ord. #277. Cameron seconded the motion.
46

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

2
3 Vote: Motion 7 passed.

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

5
6 Because the first reading of the proposed ordinance was approved unanimously, Fox performed the
7 second reading of proposed Ord. #277 by title only, and called for questions or comments. There were
8 none.

9
10 Motion 9: Lavery moved to adopt proposed Ord. #277. Alice Brown seconded the motion.

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

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14 Vote: Motion 9 passed.

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

16
17 C. Harbor Fuel Facility – Fuel Prices

18 Owings reviewed his memo to the Council dated 11/14/06 (copy attached to original of these minutes).
19 For fuel sales, he recommended a 15 cent per gallon markup on the City's purchase price of the fuel. He
20 noted that after a year's time the City will have a much better idea of the amount of demand. It was also
21 noted that the 15 cent markup only covers estimated costs, and does not include labor costs.

22
23 Motion 10: Cameron moved to accept Owings' recommendation of 15 cents markup per gallon, and to
24 revisit this in one year. Taunton seconded the motion.

25
26 Mayor White said it was moved and seconded, and called for discussion. A Councilor asked a fisherman
27 in the audience to comment. A Councilor asked if sales would be credit card only; Owings responded
28 that credit/debit cards, checks, and cash will be accepted in payment.

29
30 Vote: Motion 10 passed.

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

32
33 D. Review City Workforce

34 This item was tabled to the next meeting.

35
36 X. CORRESPONDENCE

37 There were four items of correspondence (copies attached to original of these minutes): Mayor White
38 reported on the first item: 1) A letter from Michael Ronkin at ODOT, awarding the City with a
39 crosswalk grant in the amount of \$151,200. Fox reported on the remaining three items: 2) A letter from
40 Neighbors For Kids thanking the City for its \$10,000 contribution and saying Director Carla Kearns is
41 resigning at the end of the year. 3) A letter from Mike Fitzpatrick thanking the City for allowing use of
42 the hoist. 4) A letter to Mayor White from the Lincoln County Board of Commissioners regarding
43 support for the Lincoln County Wave Energy Power Project Application. A Councilor noted that action
44 was needed on this item, and Jack Brown offered to draft a letter in support of the project for the
45 Mayor's signature.

1 XI. CITY STAFF REPORT

2 Fox had no report.

3

4 Owings reviewed his written report (copy attached to original of these minutes), providing updates on
5 the Harbor Fuel Project, the Harbor Paving Project, Parks and Buildings, the Water Storage Project,
6 winter storm damage and problems, the Hwy 101 crosswalk by the post office, and cleanup of 130 South
7 Point.

8

9 XII. COUNCIL COMMENTS

10 Alice Brown wished everyone a happy Thanksgiving.

11

12 Laverty reported 1) At last week's Council of Governments meeting, all law-enforcement-related
13 measures in other small Oregon cities passed. 2) Provided a safety checklist for holiday travelers from
14 Oregon State Police, noting that 55% of traffic fatalities in the United States during the Thanksgiving
15 weekend were not wearing seatbelts at the time of the crash.

16

17 Jack Brown 1) Thanked the Planning Commission for making progress with zoning laws. 2) Thanked
18 Owings for his work on the fuel dock. 3) Thanked the NSAT for their work preparing for next week's
19 OPAC meeting. 4) Thanked Valerie Sovern for her work on urban renewal.

20

21 Romans thanked the sheriff's office for their assistance with his research on law enforcement.

22

23 Cameron said when 99% of votes were counted, only 611 votes had been cast out of 1200 voters in
24 Depoe Bay. He was discouraged at this display of apathy.

25

26 Taunton wished everyone a happy Thanksgiving.

27

28 Mayor White said he has met with Sheriff Dotson to discuss options for using the money in the budget
29 that has been collected for law enforcement. Possibilities include a half-time deputy, newly-graduated
30 reserve officers in the spring (two must ride together), or a magistrate court.

31

32 Alice Brown suggested the City might be able to "share a cop" with another city, and said she had
33 spoken with people who didn't vote for the measure because they were unsure of what they were voting
34 for, and that it will be necessary to go door to door if the Council wants any future law enforcement
35 measure to pass.

36

37 Mayor White said the 2nd Annual White House Christmas Tree Lighting will take place at his house on
38 December 9th, followed by caroling and a potluck at the Community Center. He also wished everyone a
39 happy Thanksgiving.

40

41 Loren Goddard, NSAT Chairman, said that Terry Thompson will be addressing the NSAT regarding
42 wave energy at their December meeting. He invited all Councilors and the Mayor to attend, as well as
43 interested public.

1 XIII. ADJOURN

2 There being no further business, the meeting was adjourned at 8:14 PM.

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James White, Mayor

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12 Fox Dreamingtime, Recording Secretary