

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, September 4, 2007 - 7:00 PM
4 Depoe Bay City Hall

5
6
7 PRESENT: Mayor J. White, P. Cameron, P. Taunton, A. Brown, G. Romans, J. Brown, D. Davilla

8
9 STAFF: City Recorder P. Murray, City Field Superintendent T. Owings, Recording Secretary
10 F. Dreamingtime
11

12

13 I. PLEDGE OF ALLEGIANCE

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

15

16 II. CALL TO ORDER

17 Mayor White called the meeting to order and established a quorum at 7:02 PM.

18

19 III. APPROVE MINUTES: August 21, 2007 Regular Meeting

20

21 Motion 1: Davilla moved to accept the minutes of the August 21, 2007 Regular Meeting as written.

22 Taunton seconded the motion.

23

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

25

26 Vote: Motion 1 passed.

27 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

28

29 IV. ACCOUNTS PAYABLE

30 Motion 2: Davilla moved to approve the accounts payable. Cameron 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, Davilla

36

37 V. SPECIAL ORDERS

38 There were no special orders.

39

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

41 A. Harbor Commission Recommendation: After Hours Fueling Surcharge

42 Murray reviewed the memo dated 8/29/07 from the Harbor Commission (copy attached to original of

43 these minutes). Discussion on the recommendation included estimated cost of the surcharge (\$50-\$55),

44 hours of operation (current, adjusted, and suggested), and the inevitability of after hours fueling needs.

45

1 Motion 3: Cameron moved to direct staff to draft a resolution enacting an after hours fuel surcharge to
2 bring to the next meeting. Davilla seconded the motion.

3
4 Mayor White said it was moved and seconded, and called for discussion. A councilor asked if every boat
5 fueling after hours would pay the surcharge; Mr. Goddard responded that the Harbor Commission had
6 not considered this question. An audience member hoped something would be enacted tonight, since the
7 fishing season will soon be over.

8
9 Vote: Motion 3 passed.

10 Ayes: Cameron, White, Romans, Jack Brown, Davilla

11 Noes: Taunton, Alice Brown

12
13 Following the motion, staff was directed to temporarily adjust the harbormaster's duty hours for the next
14 two weeks to allow for later fueling, until the resolution is brought back to the council for adoption at the
15 next meeting.

16
17 B. Parks Commission Recommendations: Memorial Benches – Cost and Locations, and Gazebo
18 Rental Fees

19 Murray reviewed the Parks Commission memo to the council dated 8/31/07 and the proposed listing of
20 memorial bench sites (copies attached to original of these minutes). There was brief discussion regarding
21 charging for group use of the gazebo, to which Owings responded that most cities have such a charge in
22 place, which covers use of electricity and water.

23
24 Motion 4: Alice Brown moved to approve the Parks Commission recommendations to set the price of
25 memorial benches at \$1,500 and private party rental of the gazebo at \$50. Cameron seconded the
26 motion.

27
28 Mayor White said it was moved and seconded, and called for discussion. Murray advised the council that
29 this action would need to come back before the council as a proposed resolution.

30
31 Amendment: Alice Brown amended the motion to direct staff to include drafting a resolution. Cameron
32 agreed to the amendment.

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

35
36 Vote: Motion 4, as amended, passed.

37 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

38
39 VII. PUBLIC COMMENTS

40 Peggy Leoni, 355 SW Hwy 101 1) Asked the council to consider submitting a new photo to the Oregon
41 Blue Book website; one which more accurately depicts Depoe Bay. 2) Said that Lincoln County
42 Commissioners are voting tomorrow on increasing room tax to 9%, and asked the council to oppose this
43 action. It was noted that this tax would not affect Depoe Bay.

1 Claudia Crum SW Pine Ct. 1) Asked what plans the city has to improve infrastructure to accommodate
2 new developments. Owings responded that some existing infrastructure is capable of handling additional
3 development, and some of the infrastructure will be studied over the next year. 2) Asked why new roads
4 are being developed when the city doesn't have money to nicely maintain existing streets. Owings
5 responded that new developments have CC&Rs that require them to maintain their own streets, such as
6 currently exist for Anchor Estates and Little Whale Cove.

7
8 VIII. NEW BUSINESS

9 A. Amendment #2 to Engineering Services Agreement/MSA, Inc. Water Storage Improvements
10 Project

11 Owings reviewed the need for the amendment (copy attached to original of these minutes), explaining
12 that a very old outfall line was found which needed to be replaced.

13
14 Motion 5: Cameron moved to accept Amendment #2 to Agreement for Professional Engineering
15 Services for 1.2 MG North Reservoir. Alice Brown seconded the motion.

16
17 Mayor White said it was moved and seconded, and called for discussion. There was brief discussion.

18
19 Vote: Motion 5 passed.

20 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

21
22 B. Animal Control

23 Murray reviewed memo dated today from herself and Owings (copy attached to original of these
24 minutes), providing background information on the possibility of establishing an intergovernmental
25 agreement with Lincoln County for animal control services. A councilor requested copies of county and
26 state laws addressing animal control before making a decision. This item will appear on the next agenda.

27
28 C. Mayor Term of Office

29 Mayor White addressed the council regarding his reasons for wanting to change the mayor's term of
30 office, noting that most cities have no limits. There was much discussion on this issue.

31
32 Motion 6: Jack Brown moved to put a question before the voters: to eliminate term limits and establish a
33 four-year term. Taunton seconded the motion.

34
35 Mayor White said it was moved and seconded, and called for discussion. It was clarified that the
36 question was only applicable to the position of mayor, and not councilors.

37
38 Vote: Motion 6 passed.

39 Ayes: Taunton, White, Jack Brown, Davilla

40 Noes: Cameron, Alice Brown, Romans

41
42 D. Authorization of Expenses: Mayor and City Staff Whale Watching Trip to Baja

43 Motion 7: Romans moved that the mayor provide his own transportation to Baja. Cameron seconded the
44 motion.

1 Mayor White said it was moved and seconded, and called for discussion. He noted that he does indeed
2 have an invitation to go to Baja in February, and he is looking into this at no cost to the city.

3
4 Vote: Motion 7 passed.

5 Ayes: Cameron, Taunton, Alice Brown, Romans, Jack Brown, Davilla

6 Noes: White

7
8 IX. UNFINISHED BUSINESS

9 A. Proposed Res. #376 – A Resolution Regarding the Establishment of Marine Reserves Within
10 Oregon’s Territorial Sea

11 Murray said the proposed resolution (copy attached to original of these minutes) had been drafted at
12 council’s direction, and reviewed highpoints of the proposed resolution.

13
14 Motion 8: Jack Brown moved to adopt proposed Res. #376 as written. Taunton seconded the motion.

15
16 Mayor White said it was moved and seconded, and called for discussion. There was much discussion
17 about the economic effect on the community and wording of the proposed resolution. Davilla suggested
18 adding: “*WHEREAS the socio-economic impact is critical to the sustainability of the entire City of*
19 *Depoe Bay*”.

20
21 Amendment: Jack Brown amended the motion to include Davilla’s wording. Taunton seconded the
22 motion.

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

25
26 Vote: Amendment to Motion 8 passed.

27 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

28
29 Vote: Original Motion 8 passed.

30 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

31
32 Mr. Goddard asked the council to allow the Near Shore Action Team to wordsmith the statement and
33 bring it back before the council at the next meeting.

34
35 Motion 9: Davilla moved to reconsider the motion to adopt Res. #376 with amendment. Cameron
36 seconded the motion.

37
38 Mayor White said it was moved and seconded, and called for discussion. There was none.

39
40 Vote: Motion 9 passed.

41 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla

42
43 X. CORRESPONDENCE

44 There was one item of correspondence (copy attached to original of these minutes): a letter from Peggy
45 Leoni, which was submitted just before tonight’s meeting. Mrs. Leoni addressed the council regarding

1 her letter, which requested compensation for damages due to brown water. Owings said that properties
2 around Leoni's don't have the problem, which is possibly due to a dead-end line. There is no map of her
3 system due to the age of the building. He said a blow-off on that line might help the problem.
4

5 Motion 10: Alice Brown moved to credit Leoni's water/sewer bill for 6,108 gallons. Romans seconded
6 the motion.
7

8 Mayor White said it was moved and seconded, and called for discussion. A councilor said there was a
9 precedence set for this in the past.
10

11 Vote: Motion 10 passed.

12 Ayes: Cameron, Taunton, Alice Brown, White, Romans, Jack Brown, Davilla
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14 XI. CITY STAFF REPORT

15 Owings reviewed his written report (copy attached to original of these minutes), providing updates on
16 parks improvements, street projects, an ODOT meeting, and current jobs crew have been working on.
17

18 Murray 1) Said there will need to be a supplemental budget meeting to discuss the Water Reservoir
19 Project Fund, and that it should be scheduled before the end of October. 2) Received a phone call from
20 Jeff at Beacon Media, with an offer to advertise in a special Salmon Bake insert at a cost of \$49 for a 1/8
21 page ad plus a 15-second spot on Channel 4.
22

23 Motion 11: Jack Brown moved to spend \$49 on a 1/8 page ad and 15-second spot on Channel 4. Alice
24 Brown seconded the motion.
25

26 Mayor White said it was moved and seconded, and called for discussion. There was brief discussion
27 about the Salmon Bake. It was suggested the TV spot be the mayor welcoming people to the Salmon
28 Bake.
29

30 Vote: Motion 11 passed.

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

33 Abstain: Davilla
34

35 Sally Cutter, Chamber of Commerce liaison, reported 1) The next chamber meeting will be on
36 September 10. 2) The 2nd Annual Cheeseburger in Paradise Cruise In will be on September 14. 3) The
37 52nd Annual Salmon Bake will be on September 15. 4) The 3rd Annual Sunday in the Park will be on
38 September 16. 5) A Treasure Depoe Bay meeting will be held on September 17.
39

39 XII. COUNCIL COMMENTS

40 Cameron said he will be absent from the next meeting.
41

42 Taunton said he hopes everyone will either have a chance to work at or attend the upcoming Salmon
43 Bake.
44

1 Mayor White 1) Said he and Owings, Murray, and the city planner met with ODOT Director Matthew
2 Garrett. He feels Mr. Garrett is very interested in helping small communities. 2) Will be meeting with
3 Vivian Payne from ODOT, to set up a meeting with all the Oregon coastal mayors to discuss problems.
4 3) Will be attending the League of Oregon Cities conference in Bend at the end of September. 4)
5 Requested that anyone hearing a rumor about him or his performance as mayor should ask that person to
6 contact him directly, as he would like to meet with them to straighten out any misconceptions.

7
8 XIII. ADJOURN

9 There being no further business, the meeting was adjourned at 8:55 PM.

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James White, Mayor

Fox Dreamingtime, Recording Secretary