

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, March 3, 2009 - 7:00 PM
4 Depoe Bay City Hall
5

6 PRESENT: Mayor J. White, P. Cameron, C. Connors, D. Davilla, B. Leff, J. Brown
7

8 ABSENT: D. Zimmerman
9

10 STAFF: City Field Superintendent T. Owings, City Recorder P. Murray, Recording Secretary
11 F. Dreamingtime
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 7:00 PM.
18

19 III. APPROVE MINUTES: February 12, 2009 Workshop and February 17, 2009 Regular Meeting 20

21 Motion 1: Davilla moved to accept the minutes of the February 12, 2009 Workshop and February 17,
22 2009 Regular Meeting as written. Cameron 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, Connors, Davilla, White, Leff, Brown
28

29 IV. ACCOUNTS PAYABLE

30 Murray reported that Zimmerman reviewed the accounts payable yesterday and had no questions.
31

32 Motion 2: Leff moved to approve the accounts payable as submitted. Connors seconded the motion.
33

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

36 Vote: Motion 2 passed.

37 Ayes: Cameron, Connors, Davilla, White, Leff, Brown
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39 V. SPECIAL ORDERS

40 A. Jim Hawley, Lincoln County Emergency Services – Emergency Preparedness Tabletop Exercise
41 Jim Hawley addressed the council regarding holding a tabletop exercise in Depoe Bay. He said it would
42 take ½ - 1 hour and should be fun. It was the consensus of the council to hold the exercise, and it was
43 scheduled for 6 PM on March 17. Mr. Hawley handed out booklets on 1) Cascadia Subduction Zone
44 Earthquakes, and 2) Rattling the Northwest. Murray reported that Michael Dane asked her to report to
45 the council that he is set up for emergency communications. Mr. Hawley advised the council to invite

1 anyone they wish to the exercise. A councilor suggested having the emergency plan available during the
2 exercise.

3

4 B. Interview Applicants for City Commissions and Committees

5 Murray reported that one application had been received; Phil Taunton submitted an application for the
6 budget committee (copy attached to original of these minutes). Mr. Taunton was not present to be
7 interviewed.

8

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

10 A. Harbor Commission Recommendations

11 Murray reviewed her memo dated 2/27/09 regarding harbor commission recommendations (copy
12 attached to original of these minutes). She said that fees are put in place by resolution, and that there was
13 a State Marine Board grant opportunity for funding the west side pilings/docks project.

14

15 Motion 3: Brown moved to proceed with the State Marine Board grant application for the entire project.
16 Leff seconded the motion.

17

18 Mayor White said it was moved and seconded, and called for discussion. There was a question whether
19 submitting this application would interfere with the electrical work being done; Murray said a separate
20 application had been submitted to Lincoln County for that work.

21

22 Vote: Motion 3 passed.

23 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

24

25 Owings said that there are things to be worked out before proceeding with an agreement to allow the fire
26 department access to the city's fuel dock in emergencies. A councilor said the fire district might be able
27 to help with insurance issues and funding.

28

29 It was the consensus of the council that staff should prepare a draft resolution enacting a \$40 waiting list
30 fee.

31

32 VII. PUBLIC COMMENTS

33 Jim Hayes, 30 SW Heiberg, addressed the council regarding a volunteer proposal to install a concrete
34 patio at the community hall (copy attached to original of these minutes). They would like it ready in time
35 for the crab feed. Owings said the parks commission recommended accepting this proposal. The
36 proposed patio would not hinder driving around the building.

37

38 Motion 4: Davilla moved to accept the gracious donation from volunteers to install a concrete patio at
39 the community hall. Connors seconded the motion.

40

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

42

43 Vote: Motion 4 passed.

44 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

45

1 VIII. UNFINISHED BUSINESS

2 A. Contract for Engineering Services – South Point Street Improvements

3 Owings requested authorization to enter into a contract with HBH Engineers (copy attached to original
4 of these minutes), and authorize the mayor to sign.

5

6 Motion 5: Connors moved to enter into the contract with HBH Engineers and authorize the mayor to
7 sign the contract. Cameron seconded the motion.

8

9 Mayor White called a recess at 7:32 PM to allow councilors time to read the contract. The meeting
10 reconvened at 7:37 PM.

11

12 Mayor White restated the motion, said it was moved and seconded, and called for discussion. A
13 councilor noted that the general liability provision is out of date with the current insurance environment,
14 and offered to supply suggestions for future contracts. Murray clarified that the proposed contract should
15 be signed as presented.

16

17 Vote: Motion 5 passed.

18 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

19

20 IX. NEW BUSINESS

21 A. Appointments to Fill Vacancies/Expiring Terms on City Commissions and Committees

22 Ballots were filled out, signed, and handed in. Murray tallied the votes (copy of ballot attached to
23 original of these minutes) and announced the results. The vote to appoint Phil Taunton to the budget
24 committee was unanimous.

25

26 Motion 6: Brown moved to accept the canvass of votes and appoint Phil Taunton to the budget
27 committee. Davilla seconded the motion.

28

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

30

31 Vote: Motion 6 passed.

32 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

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34 B. Proposed Ord. #284 – An Ordinance Establishing Regulations for Animal Control in the City of
35 Depoe Bay, Oregon; and Declaring an Emergency

36 Murray said the proposed ordinance (copy attached to original of these minutes) is ready to begin the
37 adoption process, and requested a motion to read the proposed ordinance by title only.

38

39 Motion 7: Cameron moved to read proposed Ord. #284 by title only. Davilla seconded the motion.

40

41 Mayor White said it was moved and seconded, and called for discussion. A councilor asked about the
42 ordinance adoption procedure; Murray explained.

43

44 Vote: Motion 7 passed.

45 Ayes: Cameron, Connors, Davilla, White, Brown

1 Noes: Leff

2
3 Murray read the proposed ordinance by title only and called for questions or comments from the
4 audience. An audience member requested a copy of the proposed ordinance; Murray gave her one.
5 Another audience member asked for further details on the ordinance adoption process; Murray provided
6 additional details. Hearing no other comments or questions, she said the adoption process could move
7 forward.

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9 Motion 8: Cameron moved to adopt proposed Ord. #284 at the first reading. Connors seconded the
10 motion.

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

13
14 Vote: Motion 8 passed.

15 Ayes: Cameron, Connors, Davilla, White

16 Noes: Leff, Brown

17
18 Murray said because the vote was not unanimous, the second reading of the proposed ordinance will take
19 place at the March 17 meeting.

20
21 C. Oregon Parks and Recreation Department – Local Government Grant

22 Murray said the city has already submitted a grant application to the federal scenic byways program for
23 funding of tax lot 700, and that this grant application would supplement the one already filed. She
24 requested authorization to submit the application for an estimated \$378,000, to be used toward purchase
25 of tax lot 700. A councilor questioned whether submitting this application would be in conflict of a
26 stated intention the council made at its February 12 workshop meeting, which was to focus on
27 infrastructure rather than parkland acquisition; it was noted that acquisition of this tax lot is something
28 the city has been pursuing for some years, and that grant funding is the only way the city can obtain the
29 parcel.

30
31 Motion 9: Brown moved to submit a grant application to Oregon Parks and Recreation in the estimated
32 amount of \$378,000 for acquisition of tax lot 700. Cameron seconded the motion.

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

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36 Vote: Motion 9 passed.

37 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

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39 D. Support Letter for Neighbors for Kids

40 Maggie Brown, 15 SE Ainslee, asked the council to write a letter of support towards a new building for
41 Neighbors for Kids, to supplement the many letters they have received. (Copy of draft letter attached to
42 original of these minutes.)

43
44 Motion 10: Leff moved to authorize the mayor to sign a letter in support of the new building for
45 Neighbors for Kids. Cameron seconded the motion.

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

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4 Vote: Motion 10 passed.

5 Ayes: Cameron, Connors, Davilla, White, Leff

6 Abstain: Brown

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8 E. Request Authorization to Use City Facilities: Chamber of Commerce Annual Wooden Boat
9 Show

10 Maggie Brown requested free moorage on Dock 4 for Wooden Boat Show participants on the nights of
11 4/17/09-4/19/09, clearing of the dock, use of the harbor parking lot, and permission to put buoys for the
12 rowing race and ducks for the ducky derby in the harbor. She noted that the harbor commission
13 recommended approval of the request.

14
15 Motion 11: Cameron moved to authorize use of city facilities for the Wooden Boat Show. Davilla
16 seconded the motion.

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

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20 Vote: Motion 11 passed.

21 Ayes: Cameron, Connors, Davilla, White, Leff, Brown

22
23 X. CORRESPONDENCE

24 There were three items of correspondence (copies attached to original of these minutes): 1) A letter
25 from Maggie Brown, resigning from the parks commission. 2) A letter from League of Oregon Cities
26 regarding City Hall Day at the Capitol on April 1. Mayor White said he's been to this event, and would
27 like to see another councilor attend this year. 3) A letter from Lincoln Community Land Trust asking for
28 council consideration in facilitating affordable workforce housing.

29
30 Motion 12: Leff moved to reluctantly accept Maggie Brown's resignation. Davilla reluctantly seconded
31 the motion.

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

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35 Vote: Motion 12 passed.

36 Ayes: Cameron, Connors, Davilla, White, Leff

37 Abstain: Brown

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39 XI. STAFF REPORT

40 Owings reported information was received from ODOT regarding funding local projects with economic
41 stimulus funds (copy attached to original of these minutes). He suggested submitting an application for
42 work on South Point Street; the application must be submitted by March 9, and there is an opportunity to
43 make a short presentation in Salem on March 11 to supplement the application. Mayor White said
44 somebody should go to Salem and make the presentation.

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Motion 13: Leff moved to authorize staff to prepare a grant application and do whatever’s necessary to submit it. Connors seconded the motion.

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

Vote: Motion 13 passed.
Ayes: Cameron, Connors, Davilla, White, Leff, Brown

Owings continued his staff report: ODOT is still talking to the contractor about the crosswalk project, and Owings hopes to have it resolved soon. The community hall remodel has begun; a couple of change orders are expected, as the contractor is running into problems such as dry rot that will need to be addressed.

Murray had no report.

XII. COUNCIL COMMENTS

Brown – Neighbors for Kids is breaking ground for the third time. Steve Scopeletti is keeping Owings informed of the progress.

Leff – 1) Told Cameron she hopes he doesn’t take her opposition to the proposed animal control ordinance personally. 2) Thanked staff for preparing the budget-to-actual report so quickly.

Mayor White – The next meeting to discuss bringing business to coastal communities will be with Mayor Hollingsworth of Lincoln City, the Lincoln City manager, and the Depoe Bay Chamber of Commerce president. There are plans to set up a website for the central coast. They will be re-looking at “20 miracle miles”. There was brief discussion about Lincoln City’s proposed marine reserve area and its potential effect on Depoe Bay’s fisheries and economy.

XIII. ADJOURN

There being no further business, the meeting was adjourned at 8:16 PM.

James White, Mayor

Fox Dreamingtime, Recording Secretary