

1 Depoe Bay City Council
2 Regular Meeting
3 Monday, October 22, 2012 - 7:00 PM
4 Depoe Bay City Hall
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8 PRESENT: Mayor C. Connors, P. Cameron, S. Hoitink, B. Leff, D. Goddard, T. Lewis,
9

10 ABSENT: D. Zimmerman
11

12 STAFF: City Recorder P. Murray, City Superintendent T. Owings, City Planner L. Lewis,
13 Recording Secretary E. LuMaye
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16 I. PLEDGE OF ALLEGIANCE

17 Mayor Connors called for all to stand for the Pledge of Allegiance.
18

19 II. CALL TO ORDER

20 Mayor Connors called the meeting to order and established a quorum at 7:00 PM.
21

22 III. APPROVE MINUTES: October 2, 2012 Regular Meeting 23

24 Motion 1: Leff moved to approve the minutes from the October 2, 2012 Regular Meeting. Goddard
25 seconded the motion.
26

27 Mayor Connors said it was moved and seconded, and called for discussion. There was none.
28

29 Vote: Motion 1 passed.

30 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis
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32 IV. ACCOUNTS PAYABLE 33

34 Motion 2: Hoitink moved to approve Accounts Payable as presented. T. Lewis seconded the motion.
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36 Mayor Connors said it was moved and seconded, and called for discussion. Murray requested an
37 addition to the Accounts Payable: PUD has requested pre-payment of materials for the tsunami
38 siren poles. The total cost of \$11,091.69 is about \$3,000 more than the original estimate. Hoitink
39 and T. Lewis accepted the amendment.
40

41 Vote: Motion 2, as amended, passed.

42 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis
43

44 V. SPECIAL ORDERS

45 A. Interview/Appoint Applicants for City Commissions and Committees

46 Parks Commission applicant Jeremy Rasmussen was not present for interview. The vote and
47 appointment was postponed to the November 6 meeting. (Copy of application and ballot attached
48 to original of these minutes.)
49

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

51 Loren Goddard, Near Shore Action Team (NSAT) Chair, reviewed materials from the October 18
52 NSAT meeting: He referred to a DHM Research survey (copy attached to original of these minutes)
53 of Oregon residents done for Oregon Wave Energy Trust (OWET). The survey was for "Coastal
54 Residents' Perceptions of Wave Energy Report". There was discussion regarding how few coastal
55 areas seemed to have been surveyed compared to inland residents. Mr. Goddard said "the entire

1 survey was "pointed" and that he found it difficult to believe it was representative of "prime
2 stakeholders". He suggested NSAT and the Council write to OWET with suggestions and concerns.
3

4 Motion 3: Leff moved the Council join with NSAT in developing a detailed, reasoned response to the
5 survey, and send to OWET and DHM, with copies to all major media in the state. Hoitink seconded
6 the motion.
7

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

10 Vote: Motion 3 passed.
11 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis
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13 Mr. Goddard commented that he disliked tax dollars paying for this kind of survey. He continued
14 his report, discussing an email from Lincoln County (copy attached to original of these minutes)
15 regarding a Fishermen Involved in Natural Energy (FINE) meeting on October 16. Mr. Goddard said
16 wave energy is a pet project of both the current and previous governors, and the companies doing
17 the research, who get big grants. He said the public comment time period was only two weeks
18 long. There was general discussion about wave energy sites and short public-comment time
19 periods. Mr. Goddard also said the wave energy device used for testing in the Newport area was
20 half-size, and was non-operational when it was removed from the ocean.
21

22 Motion 4: Hoitink moved that Staff generate a letter that opposes the conduits in the ocean up and
23 down the coast. T. Lewis seconded the motion.
24

25 Mayor Connors said it was moved and seconded, and called for discussion. It was clarified that
26 "conduits" means "proposed development sites".
27

28 Vote: Motion 4 passed.
29 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis
30

31 Councilor Goddard clarified that Staff is to coordinate with NSAT on the letter writing.
32

33 Motion 5: Leff moved to authorize the Mayor to approve and sign the correspondence discussed in
34 the last two motions. T. Lewis seconded the motion.
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36 Mayor Connors said it was moved and seconded, and called for discussion. There was none.
37

38 Vote: Motion 5 passed.
39 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis
40

41 Mr. Goddard finished his report with stating that NSAT now has the latest draft of a management
42 plan for Otter Rock Marine Reserve. The plan should be finalized by next month, and be ready to
43 present to the Council soon.
44

45 VII. PUBLIC COMMENTS

46 Michael Babinsky, Depoe Bay resident, submitted a list (copy attached to original of these minutes)
47 of suggestions and changes to the draft noise ordinance.
48

49 VIII. UNFINISHED BUSINESS

50 A. Parks Master Plan Update

51 City Planner L. Lewis stated the Plan had been updated with the most recent changes as directed
52 by the Council. There were no questions for Mr. Lewis.
53

54 Motion 6: Hoitink moved to approve the Parks Master Plan Update. T. Lewis seconded the motion.
55

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

2

3 Vote: Motion 6 passed.

4 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis

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6 Mayor Connors said someone they talked to complimented L. Lewis on the Parks Master Plan
7 Update. Mr. Lewis left the meeting at 7:40 PM.

8

9 B. Lincoln County Grant Opportunities

10 • Emergency Preparedness Matching Grant Program

11 Murray said this item was presented at the last meeting but had been tabled to this meeting. Grant
12 applications will be accepted between December 1, 2012 and March 1, 2013, and the program is a
13 dollar-for-dollar match with a maximum award of \$2,500. Last year, funds from this program were
14 used to purchase emergency food and equipment for the Emergency Communications Trailer.
15 Councilor Hoitink provided suggestions (copy attached to original of these minutes) for grant
16 purchases: NOAA radios, body bags, grappling hooks on poles, or an emergency lighting trailer.
17 Councilor Hoitink also suggested painting a helicopter landing pad on wide open space in the
18 Stonebridge subdivision. Owings was directed to talk to Stonebridge developer Dan James to see
19 whether he would object to a helicopter landing pad.

20

21 IX. NEW BUSINESS

22 A. 2012-13 State Marine Board Allocation Certification Agreement – Maintenance Assistance
23 Program

24 This item was tabled to the November 6 meeting. (Copy of letter dated 10/16/12 from State
25 Marine Board attached to original of these minutes.)

26

27 B. Docks & Pilings – Depoe Bay Marina Emergency Project – Construction Bid Award

28 Owings reported seven bids were received on the project. He recommended accepting the low bid,
29 from Billeter Marine. He said he wasn't able to speak with anyone Billeter had done projects for,
30 but did speak with a contractor and subcontractor.

31

32 Motion 7: Cameron moved to award the Marina Emergency Project for Dock 1 construction contract
33 to Billeter Marine, for \$334,790.79. T. Lewis seconded the motion.

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

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37 Vote: Motion 7 passed.

38 Ayes: Cameron, Hoitink, Leff, Connors, Goddard, T. Lewis

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40 Multiple Councilors expressed reservations about accepting a bid with a company whose work
41 couldn't be verified. One Councilor felt the bid process should have been started earlier; Owings
42 explained it took a long time to get the necessary permits, which drove the bid process to a late
43 date.

44

45 X. CORRESPONDENCE

46 There were four items of correspondence (copies attached to original of these minutes): 1) A
47 thank you letter from David Ulbricht. 2) Two thank you letters from scholarship recipients. 3) A
48 letter from Don & Sue Jenkins complimenting utility crew Eric and Terry. 4) A request from Jeff
49 Million and Valerie Sovern that the Council consider to allow them to park an RV trailer on the Elsie
50 Street right-of-way during construction of the home they are building adjacent to the undeveloped
51 Elsie Street. There was discussion during which one Councilor worried about setting a precedent;
52 Murray reviewed existing approved temporary encroachments. Mayor Connors wanted surrounding
53 property owners to be contacted before approving the request; Murray said in land use actions
54 notice is usually given within 250 feet of the proposed activity. Staff was directed to send out a
55 notice as described, and to find out how big the RV trailer is.

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XI. CITY STAFF REPORT

Owings reported the flagpole has been installed and is functional. A flagpole light will be installed tomorrow. (Copy of written report, including project bids, attached to original of these minutes.)

Murray reported the draft model noise control ordinance was sent to the City Attorney, who replied today. There was no objection to her suggestion to forward Mr. Babinsky's suggestions to the attorney. This item will appear for discussion on the next agenda.

XII. COUNCIL COMMENTS

Leff 1) Questioned whether a Commissioner can still serve if they move out of town. She specifically spoke to the City's Cascades West Area Council on Transportation alternate representative, who no longer lives within City limits. Murray said yes, it's legal because the Council can appoint any alternate representative they want. 2) Said the Traffic Safety Commission (TSC) meeting minutes reflect that Sheriff's Department grant applications for speed enforcement were discussed, and she wondered why they were looking at grants. Mayor Connors said they should be reporting to the Council, and directed Murray to call the TSC Chair and ask him to come to the next Council meeting.

Cameron will not be at the next two meetings.

Hoitink was recently traveling and said every Oregon town he went through on Hwy 20, except Bend, has a speed limit of 25 MPH, and he thought this could be brought up at the ODOT hearing.

T. Lewis said his fishing neighbors from Whittier, Alaska have no fish smell because they put their fish carcasses in a below-water dumpster that they haul out to sea once a day. Owings was directed to contact the Whittier port for more information.

Goddard likes the flagpole.

Mayor Connors 1) The City will be attending the ODOT hearing challenging the speed zone study results on October 31. A handout will be prepared to distribute at the hearing. She said if Neighbors For Kids becomes a charter school, a 20 MPH speed zone would be required in the vicinity of their building, and the entire south-of-bridge area should be incorporated into the core. 2) She toured the harbor with Owings, L. Lewis, and Patrick Wingard from the Department of Land Conservation. She'll bring information on potential harbor grant opportunities she's heard about to the Council.

Goddard asked about the status of the handicap access, bulbout, and drainage issues on Collins Street/Hwy 101. Owings responded that ODOT will have the handicap access and drainage issues taken care of by January 1, and the bulbout is being addressed by Joe Squier. Goddard also wondered how Lincoln Beach gets money for new sidewalks when Depoe Bay struggles for money and uses orange cones.

XIII. ADJOURN

There being no further business, the meeting was adjourned at 8:30 PM.

Carol Connors, Mayor

Emma LuMaye, Recording Secretary