

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, April 2, 2013 - 7:00 PM
4 Depoe Bay City Hall
5

6 PRESENT: Mayor AJ Mattila, B. Leff, S. Hoitink, R. Gambino, B. Berry

7
8 ABSENT: D. Goddard, Z. Olsen
9

10 STAFF: City Recorder P. Murray, City Superintendent T. Owings, Field Supervisor B. Weidner,
11 Recording Secretary E. LuMaye
12

13 I. PLEDGE OF ALLEGIANCE

14 Mayor Mattila called for all to stand for the Pledge of Allegiance.
15

16 II. CALL TO ORDER

17 Mayor Mattila called the meeting to order and established a quorum at 7:00 PM.
18

19 III. APPROVE MINUTES: March 19, 2013 Regular Meeting
20

21 Motion 1: Leff moved to approve the minutes from the March 19, 2013 Regular Meeting as written.
22 Hoitink seconded the motion.
23

24 Mayor Mattila said it was moved and seconded, and called for discussion. There was none.
25

26 Vote: Motion 1 passed.

27 Ayes: Leff, Hoitink, Mattila, Gambino, Berry
28

29 IV. ACCOUNTS PAYABLE

30 Motion 2: Hoitink moved to accept the Accounts Payable as presented. Gambino seconded the
31 motion.
32

33 Mayor Mattila said it was moved and seconded, and called for discussion; there was none.
34

35 Vote: Motion 2 passed.

36 Ayes: Leff, Hoitink, Mattila, Gambino, Berry
37

38 V. SPECIAL ORDERS

39 There were no special orders.
40

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

42 A. Council President Olsen – MUD Exploratory Committee Reprot
43 This item was tabled to the next agenda.
44

45 B. Harbor Commission Recommendations

- 46
 - Proposal to Amend Harbor Ord. #292 – Tabled to a full Council.
 - Electric Surcharge Fees
47

48 A Councilor expressed concern that the City could lose money with this change. Mayor Mattila said
49 that was well-discussed at the Harbor Commission meeting. Murray said an ordinance amendment
50 would be required to change the existing procedure. Moorage rates could be raised, or a separate
51 electric charge could be initiated. Moorage billing runs July 1 – June 30, and it would be convenient
52 to have the new procedure in place by the time the next bills go out. A gallery member noted that
53 people might think about using more electricity when it's not directly metered to their slip. Owings,
54 Murray, and the Harbormaster will gather information and provide options to present to the Harbor
55 Commission at their April 24 meeting; if the Harbor Commission determines a recommendation, it

1 will be presented to the Council at the May 7 meeting to proceed. (Copy of memo dated 3/28/13
2 from the Harbor Commission attached to original of these minutes.)
3

4 VII. PUBLIC COMMENTS

5 Mayor Mattila requested public comments be kept to the Public Comments agenda item, and not
6 throughout the meeting.
7

8 VIII. UNFINISHED BUSINESS

9 A. Staff Report – Water Meter System Upgrade

10 City Field Supervisor Weidner reported there are many unanswered questions in getting a rough
11 order of magnitude, and he suggested scheduling a presentation by Todd Mitchell and Tom Aldridge
12 of Ferguson Waterworks, who could provide a lot of the missing information in about 30 minutes.
13 Weidner’s rough estimates of system upgrades were \$324,007 for upgrade to a touch system, and
14 \$309,282 for an upgrade to a radio system, including the cost of billing software (current software
15 is not compatible with upgraded equipment). He said about 1/3 of the meters have already been
16 upgraded to a model that’s ready for touch or radio tops. A Councilor expressed concern that a
17 system-wide upgrade would cost customers more. Another Councilor asked how much system
18 maintenance could be done for \$300,000; Weidner responded that the pipe infrastructure is aging
19 and will need to be replaced at some point, although currently it tests fine. Weidner will set up a
20 meeting with the Ferguson representatives for the April 16 meeting.
21

22 B. Request for Franchise Agreement – CoastCom, Inc.

23 This item was tabled to the next agenda.
24

25 C. City Park Bridge Replacement – Upgrade Project

26 Owings reviewed memo from engineer Stricker (copy attached to original of these minutes). He
27 pointed out that Mr. Stricker was contracted to do a pedestrian bridge, and the project has
28 developed into something beyond the scope of the original proposal. There was discussion about
29 what the foundation of the existing bridge is, which was unknown. A Councilor noted that with
30 everything in City Park being built on silt, and if a tsunami came, everything would be washed
31 away, leaving only the emergency bridge. It was the consensus of the Council to proceed as
32 recommended by the engineer.
33

34 IX. NEW BUSINESS

35 A. Request for Letter of Support to Oregon State Parks and Recreation Department for Whale 36 Cove Acquisition Project – Bryce Buchanan 37

38 Motion 3: Leff moved to direct Staff to prepare a letter of support for the Mayor’s signature. Hoitink
39 seconded the motion.
40

41 Mayor Mattila said it was moved and seconded, and called for discussion. He said if Whale Cove is
42 turned over to the Parks Department, he wanted to ensure the “Oswald West law” is in effect, and
43 the public has access to the public beach, and that access might be “structured”. He also wanted to
44 ensure that whale watch boats continue to have access.
45

46 Amendment: Leff amended her motion to include mention of the two items Mayor Mattila wanted
47 included in the letter. Berry seconded the amendment.
48

49 Mayor Mattila said it was moved and seconded, and called for discussion. Dick Johnson, Whale
50 Cove resident, said the beach is already publicly accessible, but only by kayak, and that Bryce
51 wasn’t proposing to change that availability. He said the idea is to have conservation around the
52 cove to preserve the things mentioned in his letter (copy attached to original of these minutes). He
53 expressed concern that “ensuring public access” could open up access from the land onto the
54 beach, which would not serve the idea of preserving the cove.
55

1 Vote: Motion 3, as amended, passed.

2 Ayes: Leff, Hoitink, Mattila, Gambino, Berry

3
4 B. Distribution of 911 Telephone Taxes, Request for Acknowledgement – Willamette Valley
5 Communication Center (WVCC)

6 Murray reported that Lincoln County is asking the City to sign off on an Inter-Governmental Council
7 letter regarding distribution of 911 phone taxes for fiscal year 2012-13, now that WVCC is handling
8 the County's 911 calls. A Councilor noted the agreement is codifying things the City has already
9 agreed to. (Copy of letter attached to original of these minutes.)

10
11 Motion 4: Leff moved to approve the 911 disbursement of funds. Gambino seconded the motion.

12
13 Mayor Mattila said it was moved and seconded, and called for discussion. A gallery member said
14 the switch from LinCom to WVCC happened this morning at 4 AM.

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16 Vote: Motion 4 passed.

17 Ayes: Leff, Hoitink, Mattila, Gambino, Berry

18
19 C. Cooperative Improvement Agreement #28669 – The Hills of Depoe Bay

20 Murray reported the agreement (copy attached to original of these minutes) was between ODOT,
21 the developer, and the City. The only part of the agreement relating to the City was on page 8,
22 clarifying the City's obligation should the City decide to accept maintenance costs for Lillian Lane.
23 The City Attorney reviewed the agreement, and had no problems with it.

24
25 Motion 5: Leff moved to authorize the mayor to sign Cooperative Improvement Agreement
26 #28669. Gambino seconded the motion.

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

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30 Vote: Motion 5 passed.

31 Ayes: Leff, Hoitink, Mattila, Gambino, Berry

32
33 D. Amendment to Recreational Trails Grant Program – Time Extension for city Park Bridge
34 Project

35 Murray said proposed Amendment #1 to the City Park bridge project (copy attached to original of
36 these minutes) would grant the City a six-month extension, with a new completion date of
37 December 31, 2013.

38
39 Motion 6: Hoitink moved to accept Amendment #1 to the Recreational Trails Program RT10-007 –
40 Depoe Bay City Park Pedestrian & Bicycle Bridge. Gambino seconded the motion.

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

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44 Vote: Motion 6 passed.

45 Ayes: Leff, Hoitink, Mattila, Gambino, Berry

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47 X. CORRESPONDENCE

48 There were three items of correspondence (copies attached to original of these minutes):

49 1) A letter from the Department of Transportation advising the application the City submitted to
50 the Transportation Enhancement–Oregon Bicycle and Pedestrian Advisory Committees was not
51 selected for funding. 2) A flyer from the News Times for Destination Depoe Bay. Murray explained
52 the City has participated the past two years at a cost of \$599 for a full-page ad, but that the back
53 page might be available at a cost of \$699. A Councilor asked if they would still print a full-page
54 letter from the mayor; Murray didn't know. Mayor Mattila said he would like to get the back page if
55 it's available.

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2 Motion 7: Leff moved to allocate funds for a full-page ad on the back page of Destination Depoe
3 Bay; and if the back page isn't available, a full-page ad inside. Gambino seconded the motion.

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

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7 Vote: Motion 7 passed.
8 Ayes: Leff, Hoitink, Mattila, Gambino, Berry

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10 Murray asked the Council if they wanted to run the same ad as the past two years, or to make
11 changes. No opinion was offered. 3) A flyer from Kay Wyatt regarding a training opportunity to be
12 a Red Cross volunteer. The first training session will be held at the Gleneden Beach Christian
13 Church on April 13 from 1-5 PM, and the second training session will be held at the Neighbors For
14 Kids building at 634 SE Hwy 101 on April 27 from 9 AM – 5 PM. A Councilor noted that both
15 training sessions are required for certification.

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17 XI. CITY STAFF REPORT

18 Owings reviewed his written report (copy attached to original of these minutes), providing updates
19 on Dock 1 tsunami repair, the electrical pedestals and finger piers at the harbor, potholes, the
20 nature trail, the gazebo, and surplus equipment.

21
22 Murray 1) Reminded the Council that tomorrow night is the joint meeting with the Lincoln County
23 Board of Commissioners. The agenda is open. 2) Central Lincoln PUD will hold their once-a-year
24 public meeting in Depoe Bay on April 17 from 8:30 AM – 2:30 PM. All are welcome.

25
26 Weidner reported the hydrant blowoff is being postponed for about two weeks.

27
28 XII. COUNCIL COMMENTS

29 Gambino thanked everyone for their well wishes and said he won't be attending tomorrow's
30 meeting.

31
32 Hoitink said he met with Beanie Robison and an ODF&W biologist last week regarding dredging
33 behind the dam. Robison was concerned with getting more fish. The biologist suggested taking out
34 the dam; they explained that would make the silt problem much worse, and the fry can't be put
35 behind the dam because the silt has built up to where they wouldn't survive and there's nothing for
36 them to eat.

37
38 Mayor Mattila said he met with the Corps of Engineers yesterday to discuss getting the silt out from
39 behind the dam and they were very receptive. He also brought up that the silt belongs to the
40 timber company up the creek and they can help get the silt back up there somewhere where it
41 won't come back into the creek. He said the harbor is scheduled for dredging in March of 2014.

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43 XIII. ADJOURN

44 There being no further business, the meeting was adjourned at 8:13 PM.

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A.J. Mattila, Mayor

Emma LuMaye, Recording Secretary