

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, February 4, 2014 - 7:00 PM
4 Depoe Bay City Hall

5

6 PRESENT: Mayor A.J. Mattila, B. Leff, S. Hoitink, S. Olsen, D. Goddard, R. Gambino, B. Berry

7

8 STAFF: City Recorder P. Murray, City Superintendent B. Weidner, Recording Secretary
9 E. LuMaye

10

11 I. PLEDGE OF ALLEGIANCE

12 Mayor Mattila called for all to stand for the Pledge of Allegiance. Afterwards he read a prepared
13 statement regarding the Constitution: *“Ah, yes, with liberty and justice for all as guaranteed by the*
14 *Constitution of the United States of America. The Constitution’s framers had these things in mind when*
15 *they penned the most famous document the world has ever known. Our founding fathers did not write*
16 *these words of direction to be taken lightly! The Constitution shall not be interpreted by personal*
17 *agenda or latent opinion, it can only be changed by Congressional amendment! This famous document*
18 *is the fuel that drives the engine of democracy. That being, said, let us then proceed with our democratic*
19 *agenda.”*

20

21 II. CALL TO ORDER

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

23

24 III. APPROVE MINUTES: January 21, 2014 Regular Meeting

25

26 Motion 1: Leff moved to approve the minutes from the January 21, 2014 Regular Meeting as
27 submitted. Goddard seconded the motion.

28

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

30

31 Vote: Motion 1 passed.

32 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino

33 Abstain: Berry

34

35 IV. ACCOUNTS PAYABLE

36

37 Motion 2: Hoitink moved to approve the Accounts Payable as prepared by professional and dedicated
38 Staff. Gambino seconded the motion.

39

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

41

42 Vote: Motion 2 passed.

43 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

44

45 V. SPECIAL ORDERS

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

1 Applicants Metz and Messersmith were present to be interviewed. Murray said the Council can
2 make appointments without interviews, or hold the item over to the next meeting. Mayor Mattila
3 tabled to the next meeting, and wanted to find out why the interviewees were not present. He said
4 if they're not interested, someone else will be appointed.

5

6 VI. REPORTS OF OFFICERS

7 A. Audit Review Committee (ARC) – Harbor Finance

8 Leff reported that six months ago the Council charged the ARC to do a financial review of the
9 Harbor Fund. The ARC divided the task into four phases: personnel, fuel, materials and services,
10 and harbor leases. Tonight's report covered the first two items. She gave a huge thank you to
11 Murray and LuMaye, and said that auditor Signe Grimstad was helpful in personnel analysis. She
12 reviewed a Harbor Fund Analysis spreadsheet (copy attached to original of these minutes), which
13 focused on financial costs. This partial picture of fuel sales profit/loss showed an apparent
14 correlation between increases in personnel costs (including health insurance and PERS) and
15 increases in fuel sales profits.

16

17 VII. PUBLIC COMMENTS

18 Debbie Davilla 35 SW South Point Street, said she has served the City as a Planning Commissioner
19 and as a City Councilor. She was terribly concerned that recent discussions and motions made by
20 this Council do not reflect decisions that are in the best interest of the City and its citizens. She
21 expressed anger that the Mayor and Council were proceeding with the removal of a Councilor
22 without a supporting opinion from the City Attorney. She said she had read correspondence from
23 the City Attorney that did not recommend proceeding with this action, and had read Chapter 7
24 Section 32 and Chapter 5 Section 12 of the City Charter, and did not agree with the interpretation
25 of these sections by the majority of the Council. She said the Council was not elected to make
26 decisions that are likely to generate legal actions against the City and that to proceed forward was
27 irresponsible. She also felt the Council has acted in ways that have brought embarrassment to
28 residents of Depoe Bay. She said she was present to offer comments in support of Councilor
29 Hoitink. She understood that unfortunate circumstances had caused him to temporarily be residing
30 outside the city limits, but he owns a residence in Depoe Bay, his driver's license shows a Depoe
31 Bay address, he receives mail in Depoe Bay, and has advised that upon finding suitable housing he
32 will again reside within City limits. She sees Mr. Hoitink in town on a regular basis and has
33 observed him volunteering as a Whale Watch Spoken Here guide stationed in front of her office all
34 day every day for over a week, assisting residents and visitors with the sighting of whales. Her
35 opinion was that Mr. Hoitink clearly acts as a resident of Depoe Bay and is not absent from the city.
36 She said there are many people that maintain more than one residence for a variety of reasons and
37 establish a permanent address for legal purposes; this includes people in the military, people with
38 medical needs, and people with employment obligations outside the area. She said she has listened
39 to the audio recording of the previous meeting and did not appreciate the rudeness and comments
40 from some of the elected officials, finding this unprofessional. She also said the Council's decision
41 to not reappoint a Harbor Commissioner who has given tremendous time and knowledge to the City
42 with no explanation of action was unacceptable. She said she expects Depoe Bay's elected officials
43 to make decisions that are well researched, professionally delivered, and benefitting the interests
44 of the City.

45

46 John O'Brien 270 Bensell Avenue, said the Mayor had added an item to the January 7 agenda,
47 proposing to remove a City Councilor because of the Councilor's current residency situation. He
48 said the Mayor stated he had requested City Attorney opinion on the legality of the proposed
49 action. There was discussion at the meeting about this issue, especially in light of the fact that the
50 opinion requested of the City Attorney had not been received. Without waiting for the City
51 Attorney's opinion, a motion was made and seconded to remove the Councilor. Four Councilors
52 voted to remove the Councilor, who then left the table and sat in the audience. At the January 21
53 meeting the removed Councilor was back at the table, presumably because of the City Attorney's
54 response to the question posed to him. Having been in the audience at both of these meetings, Mr.
55 O'Brien said he had a great amount of concern over the manner in which this matter was being

1 handled. He did not understand the rush to take care of this matter. He said it wasn't like the
2 Councilor did something so egregious that the Council must act immediately to rectify the situation.
3 From his perspective sitting in the audience, the manner in which this was being handled appeared
4 to be an act of vengeance, and not a deliberative process as befits a body sitting as a City Council.
5 He said difference of opinion and positions do exist and are to be expected in any deliberative
6 body. He didn't believe the members of any deliberative body should follow one or more members
7 in lockstep toward an end result. He has an expectation that members of the City Council act as a
8 body which has the best interests of the City in all of its deliberations and proceedings, and that
9 pettiness and retribution among the members should not be a part of such deliberations and
10 procedures. In his opinion, the manner of handling this matter, of ouster of a Councilor by the
11 Council, reflects poorly on the Mayor and the Council, and does not serve the City or the people of
12 Depoe Bay well.

13

14 Bill Spores 362 Hwy 101, said he's been a resident of Depoe Bay for 40 years, has been on the City
15 Council, and has attended many Council meetings. He said the two Council meetings in January left
16 him quite disappointed. Volunteerism in our country is in some danger because of the great
17 amount of time that must be dedicated and the chance of being attacked for decisions made in
18 one's public or private life. He said we have two conscientious volunteers being challenged and
19 embarrassed: Lars Robison and his family have given an enormous amount of time and energy to
20 Depoe Bay; and Councilor Hoitink who was and still is instrumental in the development of our City
21 and State park projects, and is always available for City and Chamber events while still carrying
22 out his duties as a City Councilor. Discouraging dedicated volunteers because of fear of being
23 rejected or embarrassed makes the task of running and expanding our City more difficult. There
24 are several City projects to be dedicated in May hoping to make Depoe Bay and Lincoln County
25 proud, but the City is being laughed at for being involved in petty bickering and vendettas.

26

27 Krista Robison said she was unprepared and speaking from the heart. She asked the Council to
28 look at the pictures of former Mayors on the wall, and asked how many on the Council knew them.
29 She said she knew them well and what they all had in common was that Depoe Bay was a
30 progressive, together, help-your-neighbor type of situation. She said she was hurt personally at
31 the acts of a few members the Council. Her mother used to hand crank out mimeographed letters
32 every morning and send them to the media and put them in places out of town. These letters
33 weren't just promoting their company, they were promoting the town - come and see the whales,
34 have a piece of pie, go on the beach, this is a great place! She said back then, people helped their
35 neighbors, even if they were a competitor. She said her mom always said everything's better when
36 you work with your competitors, not against them. Not only did her parents give their time and
37 money, she has given her time serving on the Council and the Parks Commission. She and her
38 children met every Saturday morning at City Park to work to get the park started. She didn't know
39 what the personal vendetta was and promised the Mayor that if things did not straighten around
40 she would personally lead his recall. She asked if he understood she isn't happy, and said from
41 what she hears most Depoe Bay citizens are not happy. She told him he was elected to represent
42 the citizens and that wasn't being done. She asked why there were two people appointed to the
43 Harbor Commission from the same business, who have no knowledge of the harbor when the City
44 has someone who knows the port inside and out, and asked why someone who gives his all to it
45 was being removed. She asked Mayor Mattila if he was trying to hurt them. She is a lifelong
46 resident of Depoe Bay who loves Depoe Bay, and she, her family, her neighbors, and the citizens
47 are being hurt. She asked to please, please get Depoe Bay back to being progressive, prosperous,
48 and united.

49

50 Larry Rupert 370 SE Anchor Avenue, said he has lived in and around Depoe Bay for 12 years, and
51 he's always been proud to tell people he lives in Depoe Bay. On January 21 he attended his first
52 ever Council meeting to support Councilor Hoitink, and he left the meeting feeling ashamed at the
53 way three Councilors treated a fellow Councilor, and now he's ashamed to tell people he lives in
54 Depoe Bay. He said Mr. Hoitink has worked tirelessly for our community, and now that he has
55 some personal problems, three Councilors are trying to have him removed. He said this is like

1 beating a man when he's down. He said they want to throw him under the bus and have him resign
2 from the Council. Mr. Hoytink has 100% of his support, and he hopes Mr. Hoytink stands his ground
3 like Stonewall Jackson, and fight the three who oppose him. He said Mr. Hoytink has character and
4 backbone to fight for his rights, and to ask for an apology from certain members of the Council who
5 brought his personal life to this conversation about his right to stay as a Councilor. When asked to
6 vote to apologize, the Mayor, Mr. Gambino, and Mr. Olsen all voted against it; and the Mayor
7 conveniently waited to read his prepared letter until after Public Comments so no one could voice
8 their support – and obviously there is public support. He said it appears to him that the Council is
9 trying to remove a political opponent. He said these three Councilors were elected, and hopefully
10 enough people in Depoe Bay will feel as he does and vote them off the Council at the end of their
11 terms. He appreciated the Mayor bringing up the Constitution, and for the record, he supports Mr.
12 Hoytink and wants him to stay on the Council. He asked the Council how many names it takes on a
13 petition to have the Mayor recalled.
14

15 Jim Hayes, a voting citizen of Depoe Bay, 30 SW Heiberg, said a majority of the Council has been
16 in office a little over one year. One of the campaign promises was "I will give Depoe Bay back to its
17 people". Mr. Hayes did not know the citizens had ever lost it, but it looks like we're headed that
18 way now. He said the people of Depoe Bay are finally starting to sit up and take notice. Some of
19 the statements, discussions, and decisions made by this Council seem to be more of a personal
20 nature rather than for the good of the City and its people. He specifically named the controversy
21 over the harbor boat slip leases, accusations toward the Robison Brothers and Dockside Charters
22 over water usage and payment, controversy over renewal of the lease of the restrooms from the
23 Robison Brothers and then not reappointing Lars Robison to the Harbor Commission which he has
24 faithfully served over many years, and spending tens of thousands of dollars on a unnecessary
25 massive bridge over the South Depoe Bay Creek when a simple footbridge was recommended. The
26 perception is that decisions are being made in closed-door meetings with not all Councilors in
27 attendance. This is not in the best interest of the City, and is not only unethical, it is illegal.
28 Regarding the movement to remove Councilor Hoytink from the Council, the citizens of Depoe Bay
29 voted Mr. Hoytink in to serve a four-year term. He has faithfully served in the best interest of the
30 City and its people. He has been heavily involved in our community as a volunteer helping clean up
31 our streets and putting on numerous fund-raising events for the Chamber of Commerce, which
32 benefits the City. The public perception is that the Councilors are collectively using their votes to
33 move forward with their personal agenda to remove Mr. Hoytink, opening the door for them to
34 appoint yet another close ally. He said the voting public is now starting to watch this Council more
35 closely, and will no longer remain silent. He respectfully requested the Council stop this nonsense
36 to vacate Hoytink's position, and get back to the Mission of the City Council, which should be for the
37 betterment of the City and its citizens.
38

39 Unidentified Speaker addressed the Mayor, and said he thought the Mayor could see what the
40 citizens are trying to tell him, and that he was elected but he could be unelected. He said he thinks
41 we need to get back on the right road. He disagreed that Councilor Hoytink had vacated the City
42 and could no longer serve on the Council. He said he was sorry for boring the Mayor, but he was
43 going to go on anyway. Mayor Mattila said that was totally uncalled for. The speaker said the
44 Mayor's expressions were very clear and he had a right to speak his mind, just like the Mayor does.
45 Mayor Mattila said he did, but he wasn't bored and he was fully engaged. The speaker appreciated
46 that and apologized. He has a friend who goes to Arizona for five months but still resides in Depoe
47 Bay. He knows boat captains who go to Alaska to fish for three-four months a year but still reside
48 in Depoe Bay. He served in the military, but still resided at home. Mr. Hoytink still votes, has a
49 residence, and gets mail in Depoe Bay, so he didn't understand where this vacating which makes
50 Hoytink unqualified was coming from. He said it's all horse pucky and it's a reason to ramrod
51 somebody out. Councilor Hoytink has done more for the city than most of the people sitting on the
52 Council. He said he has served on numerous Commissions and Committees and dedicated himself
53 to them and worked hard to do what's best for the City. A lot of times he didn't like the way he had
54 to vote, but he did what he felt was best for the City, and he hoped each and every one would take
55 this into consideration. The City has been through many litigations over the years; it's very

1 expensive and everyone pays for it. He begged the Council to hold off on any decisions until a firm
2 decision from the Attorney is received; he didn't want this to become a lawsuit that would cost a lot
3 of money. He apologized once again; Mayor Mattila said it was quite alright and he appreciated the
4 comments.

5
6 Laird Brown 238 Hazelton Place, said his concern was that the Mayor sought legal counsel, and
7 legal counsel advised against the action. He said the Mayor was elected to represent the people,
8 and the Mayor should do what legal counsel said to do, else he's not representing the people very
9 well.

10
11 David Barkhurst 55 Miroco Street, said about three years ago he had the pleasure of handing
12 Councilor Hoitink a plaque for Depoe Bay Citizen of the Year. He has worked with Councilor Hoitink
13 many years, and has seen him picking up garbage on Saturday mornings, and has worked on
14 every City event. He's a hard worker and has built a coterie of people in his neighborhood to help
15 with events and support the City. He said the Council would be making a great mistake to lose Mr.
16 Hoitink.

17

18 VIII. UNFINISHED BUSINESS

19 A. Declaration of Vacancy – Council Position #3

20 Motion 3: Olsen moved to declare Councilor Hoitink's seat #3 vacant. Krista Robison asked the
21 Mayor if he'd heard the public comments. Gambino seconded the motion. Ms. Robison asked the
22 Council if they were listening. Mayor Mattila told her she was out of order.

23

24 Mayor Mattila said it was moved and seconded, and called for public comment from the Council.
25 Hoitink read Chapter 7 Section 32 from the City Charter: *“What Creates Vacancy. An office shall be
26 deemed vacant upon the incumbent's death; adjudicated incompetence; conviction of a felony, other
27 offense pertaining to his office, or unlawful destruction of public records; resignation; recall from
28 office; or ceasing to possess the qualifications for the office; upon the failure of the person elected or
29 appointed to the office to qualify therefore within ten (10) days after the time for his term of office to
30 commence; or in the case of a mayor or councilman, upon his absence from the city for thirty (30) days
31 without the consent of the council or upon his absence from meetings of the council for sixty (60) days
32 without like consent, and upon a declaration by the council of the vacancy.”* Councilor Hoitink said that
33 none of those things applied to him. Leff distributed a handout (copy attached to original of these
34 minutes) and said she had done some research, and Newport's City Charter Chapter 7, Section 32
35 spells out what creates a vacancy. She said that unlike our Charter, Newport's Charter specifically
36 provides that ceasing to live in the City creates a vacancy, making a clear distinction between
37 presence or absence, and residence; there is no such distinction in Depoe Bay's Charter. She
38 encouraged Councilors to review Newport's City Charter, which is available online. She said the City
39 is at serious legal risk if the Council votes the position vacant, and there was no doubt in her mind
40 that there would be legal action and it would tear the City apart eating up dollars and would be
41 going against the Attorney's advice. She was really distressed. Berry said at the last meeting and
42 the meeting before he voted for Hoitink's removal and it upset people and he has thought about it
43 since then. He didn't want to insult anybody but there were only three people who have been
44 elected that had people oppose them in the election: himself, the Mayor, and Councilor Hoitink. He
45 was sorry he voted to vote Hoitink out. He has talked to a lot of people and had to agree that the
46 people of Depoe Bay want Hoitink and the Council should respect what the people of Depoe Bay
47 want. He expressed his support for Hoitink. Goddard addressed Mayor Mattila quoting his own
48 words on January 21: *“but to some people, including the City Attorney, this issue appears to be
49 theoretical and elusive, but to the ordinary citizen it's black and white. It goes to the heart of
50 representative government.”* Indicating the audience, she said here are your ordinary citizens, and
51 suggested the Council listen to them. Leff called for the question. Mayor Mattila spoke in defense of
52 himself and his actions; he said he put together a timeline today to explain why he is supporting
53 what he is supporting: He found out about Hoitink's absence the last part of November, 2013 after
54 he called his house in Depoe Bay and was told by his wife that he no longer lived there. He asked

1 for a phone number and she said she would relay a request for Hoitink to phone him. Hoitink soon
2 returned the call and Mayor Mattila said Hoitink's wife said he didn't live at the house any more.
3 Hoitink's acknowledged this and said he couldn't find a house he liked in Depoe Bay so he moved
4 to Newport. Hoitink mentioned he hoped this information wouldn't get out, and gave Mayor Mattila
5 his new phone number, which is a Newport number. Mayor Mattila waited for 30 days plus to see if
6 the situation would resolve itself. On Friday, January 3 Mayor Mattila phoned Hoitink and told him
7 he had an unpleasant task to do and asked Hoitink to meet him to discuss the matter. Hoitink said
8 he was coming to Depoe Bay that afternoon and would drop by Mayor Mattila's house. When
9 Hoitink came to Mayor Mattila's house, they discussed the matter of Hoitink living in Newport and
10 sitting on the Council, and how that violated the Charter. Mayor Mattila asked Hoitink for his
11 resignation at that time, and Hoitink responded that he'd just come from City Hall, where he was
12 going to give Staff his new address but decided not to after thinking about a former Mayor's
13 situation. Mayor Mattila told Hoitink he was in violation of the Charter over his residency. Hoitink
14 asked if Mayor Mattila had discussed this with anyone, and he replied yes he had discussed it with
15 the City Attorney who had advised that Hoitink's resignation could be asked for. Hoitink told Mayor
16 Mattila he (Mattila) had obviously researched it and he (Hoitink) would provide his resignation on
17 Monday, January 6. Monday came and went, with no resignation. Mayor Mattila phoned Hoitink on
18 the afternoon of Tuesday, January 7, at which time Hoitink informed him he was not going to
19 resign and it would have to be brought to the Council; Mayor Mattila replied that he would see
20 Hoitink at the Council. Mayor Mattila said he did what needed to be done: he went to City Hall and
21 wrote a memorandum for that evening's agenda. Mayor Mattila referred to his statement in the
22 minutes of January 21, starting on line 34. He said on January 9, 2014 in a phone conversation
23 with the City Attorney, he had been advised that in the Attorney's opinion the wording of Section
24 12 was not specific enough, and told Mayor Mattila to pass a motion pursuant to Section 32. Mayor
25 Mattila said Section 12 speaks to the meaning of the State Constitution and the entire City Charter
26 is very clear and the intent is compelling. The State Constitution and the City Charter, like the
27 United States Constitution, shall not be interpreted by personal agenda or latent opinions. He said
28 this is a very important decision and must be addressed by the interest of the City or the intent of
29 the City Charter, and that is exactly why he has done what he has done. He appreciated all the
30 opinions and feelings, but he didn't enter into this lightheartedly. He asked for the question to be
31 called and justice to be done, and said no matter how it comes out, we have fulfilled our
32 democratic destiny. He thanked everyone for coming and asked the audience not to judge him
33 harshly; he did what he was supposed to do in relationship to the City Charter and to the City
34 Council Rules.

35

Vote: Motion 3 failed.

36 Ayes: Olsen, Mattila, Gambino

37 Noes: Leff, Hoitink, Goddard, Berry

38

39 B. Video Recording Council Meetings

40 Berry said they need to just go buy a camera. They need to go on a road trip because if they order
41 one online it might not record for the whole time of the meeting. They will have to go and talk to
42 people and find out how long each camera runs. He said the camera they wanted didn't specifically
43 say how long it would record. He said some cameras stop at 20 minutes and some stop at an hour,
44 and we need a camera that will go for at least four or five hours. So he would rather go to a store
45 and have somebody explain what the camera does. He said LuMaye's camera worked fine. They
46 can build a shelf and put it up there, and people here in Depoe Bay can go home and watch the
47 meetings on their computers, and hopefully the City Attorney will get the City a cable access
48 channel, and people won't have to come to the meetings. He said this would be more open
49 government. Weidner said in their research they found a Canon camera with a lot of options and it
50 has a Bluetooth microphone that can be set anywhere around the Council Chambers. He said they
51 could get the camera, microphone, and shelf materials for under \$500.

52

53 Motion 4: Leff moved to authorize Weidner and Berry to find a camera and equipment as described
54 by Weidner for no more than \$500. Gambino seconded the motion.
55

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

3
4 Vote: Motion 4 passed.

5 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

6
7 IX. NEW BUSINESS

8 A. Grant Award – Lincoln County Economic & Community Development Grant Fund – Depoe
9 Bay Renaissance Study Project

10 Murray reported the City has been awarded a grant of \$15,000 for helping fund the Harbor
11 Renaissance Project (copy of award letter attached to original of these minutes), which is a study.
12 Part of the study is already underway. An engineer was hired some months ago, and by April we
13 will have a report on the fish plant. The rest of the study is to investigate potential uses and new
14 uses in the harbor, like a harbor walkway.

15
16 Motion 5: Goddard moved to accept the grant award from Lincoln County Economic & Community
17 Development Grant Fund in the amount of \$15,000 for funding the Harbor Renaissance Project, a
18 study, and to authorize the Mayor to sign the agreement. Leff seconded the motion.

19
20 Vote: Motion 5 passed.

21 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

22
23 B. Storm Drain Construction Projects

- 24 • Douglas Street
25 • South Forty Lane

26 Weidner said there have been issues with storm drains on Douglas Street, South Forty Lane, and
27 Pine Court, and because we have a crewman out for 30 days there is only one utility worker, he
28 requested authorization to hire the contractor who worked on Cardinal Street. The contractor
29 charges \$80 per hour and would be needed for eight hours per day for one week. Murray added
30 there is \$10,000 in this year's budget for storm drains with no specific project identified.

31
32 Motion 6: Olsen moved to approve the \$3,200 budget for this project. Gambino seconded the
33 motion.

34
35 Mayor Mattila said it was moved and seconded, and called for discussion. There was brief
36 discussion.

37
38 Vote: Motion 6 passed.

39 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

40
41 X. CORRESPONDENCE

42 There were four items of correspondence (copies attached to original of these minutes): 1) A letter
43 from the U.S. Department of the Navy, notifying the City they have available a draft Environmental
44 Impact Study/Overseas Environmental Impact Study related to testing grounds in our area. It
45 included a list of open house sessions scheduled in Washington and Oregon, with the closest taking
46 place on Tuesday, March 4 in Newport at the Isaac Newton Magnet School gym. 2) A letter to the
47 Council submitted by Bob Ward regarding *Whale Cove: Birthplace of the British Empire*. Mr. Ward
48 has done research on Sir Francis Drake residing in Whale Cove, and will be doing a presentation on
49 Sunday, February 9 at 2:00 PM at the Community Hall. 3) A letter from Bob Blessinger submitting
50 his resignation from his position on the Economic Development Committee.

51
52 Motion 7: Olsen moved to accept Blessinger's resignation, declare a vacancy, and send Mr.
53 Blessinger a thank you letter. Gambino seconded the motion.

54
55 Mayor Mattila said it was moved and seconded, and called for discussion. There was none.

1
2 Vote: Motion 7 passed.

3 Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry
4

5 Correspondence continued: 4) A letter from Beatrice Ray, expressing concerns regarding recent
6 Council meetings. Ms. Ray had asked for her letter to be read into the record. There was no
7 objection, and Murray read the letter into the record.
8

9 XI. CITY STAFF REPORT

10 Weidner reported 1) The No Parking emblems around the fish cleaning station are causing
11 fishermen to be uncertain whether they can park there, and he requested the Council to authorize
12 him to paint the area green for use as a loading/unloading zone. He clarified there would still be No
13 Parking around the back side of the fish cleaning station. A Councilor suggested the State Marine
14 Board (SMB) might be helpful. Another Councilor asked how many complaints were received on
15 this issue; Weidner said about eight. The Councilor advised the City should be careful to be
16 welcoming to people and not to make them feel imposed on or limited in their access; fishermen
17 bring a lot of revenue to the town. She a didn't like a No Parking atmosphere.
18

19 Motion 8: Leff moved to leave final decisions about parking, no parking, limited parking, loading/
20 unloading zones and times and all that to Weidner's discretion after he meets with the SMB and
21 gets their input. Gambino seconded the motion.
22

23 Mayor Mattila said it was moved and seconded, and called for discussion. There was brief
24 discussion.
25

26 Vote: Motion 8 passed.

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

29 Weidner continued his Staff Report: 2) He met with the engineer assessing the fish plant's
30 structure last week, and is trying to get updated information where the engineer is on his report.
31 The engineer was under the impression he was doing a study on the dilapidated wharf area, but
32 has it straight now and is concentrating on the second floor. He will try to have more information
33 for the Council by the next meeting. 3) The City Park bridge is in the final phase of completion;
34 they just need to do a walkthrough and get the punch list. He noted the replanting should be done
35 as soon as possible. A Councilor asked about the ends of the grab rails, which are missing; Weidner
36 said it will be taken care of. The Councilor asked if the approaches are ADA compliant; Weidner will
37 find out. 4) The work on Cliff Street is about finished.
38

39 Murry had no report.
40

41 XII. COUNCIL COMMENTS

42 Hoitink thanked everyone here for their backing, help, and voicing their opinions.
43

44 Leff echoed Hoitink's statement. She said thanks for caring enough to be here and for the feedback
45 on emails. She wants to get information from everyone who's interested, but not to anyone who
46 isn't.
47

48 Goddard said thanks to everyone for coming and voicing how they feel, and thanks to Leff for
49 getting everyone to come. She said we need to come back together again.
50

51 Mayor Mattila said 1) He wasn't totally thrilled about being pre-judged. He said people keep
52 bringing up confidential attorney-client privilege, and it seems everybody in the world knew about
53 it and he's not happy about that. He was totally pleased that the democratic process worked and
54 justice was done, because the majority has spoken. He said he didn't enter into that situation
55 lightly. 2) The League of Oregon Cities (LOC) Regional Meeting luncheon is on Friday. He's looking

1 for a read good turnout. Weather permitting, if it's not too cold, there's a harbor tour set up to
2 show off the harbor and the new bridge.

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4 Berry said he wouldn't be able to attend the LOC luncheon because he's scheduled to work.

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6 XIII. ADJOURN

7 There being no further business, the meeting was adjourned at 8:35 PM.

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A.J. Mattila, Mayor

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19 Emma LuMaye, Recording Secretary