

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, March 18, 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

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8 STAFF: City Recorder P. Murray, City Superintendent B. Weidner

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10 I. PLEDGE OF ALLEGIANCE

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

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13 II. CALL TO ORDER

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

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16 III. APPROVE MINUTES: March 4, 2014 Regular Meeting

17 Motion 1: Leff moved to approve the minutes from the March 4, 2014 Regular Meeting as presented.

18 Goddard seconded the motion.

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

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22 Vote: Motion 1 passed.

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

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25 IV. ACCOUNTS PAYABLE

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27 Motion 2: Hoitink moved to approve the Accounts Payable as prepared by Staff. Leff seconded the
28 motion.

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

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32 Vote: Motion 2 passed.

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

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35 V. SPECIAL ORDERS

36 A. Interview/Appoint Applicants for City Commissions & Committees

37 Budget Committee applicant Bruce Silver was present and came forward to tell about himself and
38 why he was interested in participating, and answered questions from Councilors regarding his
39 qualifications and application.

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41 Ballots were filled out, signed, and handed in. Murray tallied the votes (copy of application and
42 ballot attached to original of these minutes) and announced the results. The vote to appoint Bruce
43 Silver to the Budget Committee was unanimous.

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45 Motion 3: Olsen moved to accept the canvass of votes and appoint Bruce Silver to the Budget
46 Committee. Leff seconded the motion.

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

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Vote: Motion 3 passed.
Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

A. Economic Development Committee (EDC) Recommendation – Digital Video Designs Video Project

There was brief discussion, during which a Councilor suggested getting samples from multiple videographers, perhaps through advertising for RFPs (Requests For Proposals). The sample DVDs from Digital Video Designs will be distributed to the Council after the meeting. This item was tabled to the next agenda. The Council will review the DVD prior to the meeting, where EDC Chair Michael Kiefer will make a presentation.

VII. PUBLIC COMMENTS

There were no public comments.

VIII. UNFINISHED BUSINESS

A. Harbor Restroom Facility Lease Agreement Renewal

Goddard declared a potential conflict of interest, after speaking with an Ethics Commission trainer. The potential conflict is because she and her business partners lease their business space from the Robison Brothers, who the City leases the restrooms from. There was brief discussion between Mayor Mattila and Councilor Goddard. Suggested changes in the draft agreement (copy attached to original of these minutes) were reviewed and discussed by the Council, including a suggested change in maintenance/cleaning requirements (Page 2, Item 7); Fred “Beanie” Robison 765 Coast Avenue, was called to the podium to discuss this. He said the Robison Brothers had asked the Council to do a workshop, and were told to draft an agreement. He said if the Council has a lot of issues with the changes the Robison Brothers have proposed, they would be happy to meet with the Council any time in the next week to work this out. Pogo Robison, Depoe Bay, said there was an incident over the last Labor Day weekend where the bathrooms had not been serviced or cleaned for 48 hours. Mayor Mattila said the City should be contacted when such things occur, and the City Superintendent will see that the problem is taken care of. Murray said the last time the agreement was revised was in 2005, and suggested the City’s insurance carrier also review the agreement. Councilor Olsen will meet with Beanie Robison on Thursday to work out the proposed changes.

Motion 4: Berry moved that they have discussion, it goes through the lawyers and insurance, and we have it signed by April first. Leff restated the motion for clarity: That Olsen and Robison will meet, get everything together, it will then go to the lawyer and the insurance company, and come back ready for the Council to review and have the Mayor sign at our first April meeting. Gambino seconded the motion.

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

Vote: Motion 4 passed.
Ayes: Leff, Hoitink, Olsen, Mattila, Goddard, Gambino, Berry

B. Offer of Gift of Property to City from the K. Henry and M. Louise Granat Living Trust

Motion 5: Leff moved that Staff be directed to prepare a letter for the Mayor’s signature, to the Granat family telling them that before we can consider the gift we would have to know that it is coming completely unencumbered. Olsen seconded the motion.

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

Vote: Motion 5 passed.

1 Ayes: Leff, Hoytink, Olsen, Mattila, Gambino, Berry

2 Abstain: Goddard

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4 IX. NEW BUSINESS

5 A. Depoe Bay Chamber of Commerce Annual Crab Feed/Boat Show – Request Authorization to
6 Use City Facilities

7 Goddard declared a potential conflict of interest on this agenda item because she is the President of
8 the Chamber of Commerce.

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10 Motion 6: Leff moved to authorize uses 1 through 4 as outlined in Michael Granat's memo (copy
11 attached to original of these minutes), because these are typical uses that we've done every year
12 for the boat show. Gambino seconded the motion.

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

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16 Vote: Motion 6 passed.

17 Ayes: Leff, Hoytink, Olsen, Mattila, Goddard, Gambino, Berry

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19 B. SB 1531 Relating to Marijuana Facilities, Creating New Provisions, Amending ORS 475.314
20 Brief discussion included a suggestion to discuss this subject at the April joint meeting with County
21 Commissioners and Wayne Belmont, and the point was made that there is a potential revenue
22 source for the City from this. There is a League of Oregon Cities workshop on this subject on
23 May 1; Mayor Mattila is going and Councilor Olsen would also like to go. There was no objection. It
24 was noted that Lincoln County has declared a moratorium on the dispensaries, and the County
25 moratorium only covers unincorporated areas. Action on this item was tabled to after the joint
26 meeting. (Copy of SB 1531 and relevant documents attached to original of these minutes.)

27
28 C. Proposed Change Orders – Road & Driveway Contract – Cliff St. & Manzanita Ave. Asphalt
29 Overlay

30 Weidner explained that a residential driveway was opened up for water line repair, and the first
31 change order (copies of both attached to original of these minutes) is to restore it; the second
32 change order is because the existing surface is not suitable as-is for an overlay.

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34 Motion 7: Olsen moved to authorize Weidner to proceed with Change Order 1 and Change Order 2,
35 not to exceed \$2,900. Gambino seconded the motion.

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

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39 Vote: Motion 7 passed.

40 Ayes: Leff, Hoytink, Olsen, Mattila, Goddard, Gambino, Berry

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42 D. Discussion Topics for April 2, 2014 Joint Work Session with Lincoln County Board of
43 Commissioners

44 Mayor Mattila said one item for discussion was obvious, and asked for other ideas. Hearing no
45 suggestions, he asked Murray, who responded that medical marijuana had been discussed, and we
46 are working on the Transportation System Plan Update which involves Collins Street. A Councilor
47 suggested wind and wave energy production, marine reserves, and economic stability of the
48 county.

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50 E. Internet Service at City Hall / CoastCom, Inc.

51 Weidner reported Staff had a walkthrough with CoastCom, and came up with a plan on getting the
52 internet and wireless internet installed. Murray said CoastCom was going to provide a proposal for
53 the equipment the City will need to acquire to get the system up and running, but the list hadn't
54 been provided yet. Councilor Olsen said CoastCom would provide a proposal on robust, expandable
55 equipment that will allow for private, public, and wireless internet. Councilor Goddard strongly

1 recommended looking at CoastCom's proposal and buying the necessary equipment through them.
2 There was brief discussion about a service agreement option for the equipment.

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4 F. Central Lincoln PUD Franchise Agreement Expiration

5 Murray said we reviewed franchise agreement expiration dates at the last meeting, and then an
6 email was received from Brian Barth at Central Lincoln PUD (copy attached to original of these
7 minutes) giving a heads up that the franchise agreement expires July 11. He would like to know
8 who to contact. She noted franchise agreements can take a long time to finalize, and a few months
9 is a relatively short time frame and said we should at least start talking with them. There was no
10 objection to her suggestion she contact Mr. Barth and get the ball rolling.

11

12 X. CORRESPONDENCE

13 There was one item of correspondence (copy attached to original of these minutes): an email from
14 Rob Lagrone regarding two of the three properties on the corner of Hwy 101 by City Hall and
15 asking if the City is still interested in purchasing them. Staff was directed to advise to Mr. Lagrone
16 the City is still interested and asking for further information.

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18 XI. CITY STAFF REPORT

19 Weidner reported 1) The sewer line at the Community Hall has been jetted out, and he plans to TV
20 the line to try to find out why it gets clogged so often. 2) Additional work has been done on the
21 City Park bridge: grooming, graveling, and the sewer main was raised. There is still back fill to do,
22 but he would like to wait until after the dredging is done to back fill the west side. He got a cost
23 estimate for a concrete sidewalk ramp (copy of drawing attached) for the east side of the bridge. It
24 was noted the County Building Inspector needs to approve the structure. 3) He, Mayor Mattila, and
25 Councilor Olsen attended a Wastewater Advisory Committee (WWAC) meeting yesterday. They had
26 a tour of the Wastewater Treatment Plant. WWAC members agreed that it would be a good idea to
27 start working on the line of concern in the vicinity of Pirate's Coffee on the west side of Hwy 101
28 and the Wing Wa on the east side, as this is a maintenance issue. Murray said this will be a shared
29 cost, and it isn't in our current-year budget or in Gleneden Beach's current-year budget. She
30 recommended having further discussion with Gleneden Beach before advertising for engineering
31 services proposals; and Weidner could start writing an RFP in the meantime.

32

33 Murray updated the status of the dredging-related grant authorized by the Governor. She said the
34 only permit the City will need to obtain is for an upland disposal site for the sediment from the
35 check dam. A site has been identified at the Wastewater Treatment Plant property. There is no
36 wetland or waterway there, so there is no permit required from DSL (Department of State Lands).
37 There are three different branches of DEQ (Department of Environmental Quality) to be dealt with,
38 and two of the three have said no permit is required; the third department said there will be a
39 \$500 review fee permit required when the material is dumped. She recommended not submitting a
40 grant application for the \$500 fee. It was agreed to not apply for grant funding.

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42 XII. COUNCIL COMMENTS

43 Berry said the VFW memorial is looking shabby and he would like to pressure wash, scrape, and
44 paint it before the Fleet of Flowers. Murray said it's the VFW's memorial but the City maintains it.
45 An unidentified speaker in the audience said the City will be tending to it soon.

46

47 Olsen asked Weidner about a blinking light on South Point that is out. Weidner said it will be
48 replaced.

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1 XIII. ADJOURN

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

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A.J. Mattila, Mayor

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11 Emma LuMaye, Recording Secretary