

1 Depoe Bay City Council  
2 Regular Meeting  
3 Tuesday, August 5, 2014 - 7:00 PM  
4 Depoe Bay City Hall

5  
6 PRESENT: Mayor A.J. Mattila, D. Goddard, B. Leff, S. Hoitink, R. Gambino, B. Berry

7  
8 ABSENT: S. Olsen

9  
10 STAFF: City Recorder P. Murray, City Superintendent B. Weidner

11  
12 I. PLEDGE OF ALLEGIANCE

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

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15 II. CALL TO ORDER

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

17  
18 III. APPROVE MINUTES: July 15, 2014 Regular Meeting

19 Motion 1: Leff moved to approve the minutes of the July 15 regular meeting. Gambino seconded the  
20 motion.

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22 Mayor Mattila said it was moved and seconded, and called for the question.

23  
24 Vote: Motion 1 passed.

25 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino

26 Abstain: Berry

27  
28 IV. ACCOUNTS PAYABLE

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30 Motion 2: Hoitink moved to pay Accounts Payable as presented by Staff. Leff seconded the motion.

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32 Mayor Mattila said it was made and seconded, called for the question.

33  
34 Vote: Motion 2 passed.

35 Ayes: Goddard, Leff, Hoitink, Gambino, Berry

36 Abstain: Mattila

37  
38 V. SPECIAL ORDERS

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

40 Harbor Master Plan Advisory Committee applicant Verla "Maggie" Thomas came forward to tell about  
41 herself and answer questions from the Council.

42  
43 Ballots were filled out, signed, and handed in. Murray tallied the votes (copy of ballot and application  
44 attached to original of these minutes) and announced the results: there were four yes votes to appoint  
45 Verla "Maggie" Thomas to the Harbor Master Advisory Committee, and two votes against; the majority  
46 was to appoint.

47  
48 Motion 3: Gambino moved to accept the tally of votes and make the appointment. Leff seconded the  
49 motion.

1 Mayor Mattila called for the question.

2

3 Vote: Motion 3 passed.

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

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## 6 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

7 A. Depoe Bay City Park Nature Trail/Bridge Dedication and Community Picnic

8 Bill Spores Parks Commission Chair suggested City Hall close at 4 PM on Monday, August 11 so City  
9 Staff could attend the dedication. He provided planned details of the event, including a cost estimate of  
10 \$300 for food. There was additional discussion to fine tune the planning.

11

12 Motion 4: Gambino moved to authorize up to \$400 to purchase needed items for the dedication picnic  
13 and to close the office at 4:00 so Staff may attend the picnic. Berry seconded the motion.

14

15 Mayor Mattila called for the question.

16

17 Vote: Motion 4 passed.

18 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino, Berry

19

## 20 VII. PUBLIC COMMENTS

21 There were no public comments.

22

## 23 VIII. UNFINISHED BUSINESS

24 A. Directive to Shop Employee Health Insurance

25 Mayor Mattila asked Murray if she got anything from CIS after the LOC (League of Oregon Cities)  
26 meeting; that there was a representative at the meeting. Murray said she had not. Mayor Mattila asked  
27 her to present what she had. Murray reported at the February 18, 2014 Regular Council meeting, Staff  
28 was directed to shop health insurance, and she had contacted health and Medicare insurance broker  
29 Charlotte Lehto, a very competent person who deals with a number of health insurance companies. All  
30 pertinent information requested by Ms. Lehto was provided her, and in July she provided the results of  
31 her research (copy attached to original of these minutes). Lehto found there are no plans that offer the  
32 same benefits that she could get a better cost for than the City is now getting with CIS (City County  
33 Insurance Services). Based on those findings, Murray asked the Council's authorization to renew with  
34 CIS; it has to be done this week if the City is to continue to receive coverage in 2015. Mayor Mattila  
35 said the person from CIS talked about several different avenues of approach, and brought up the  
36 "Cadillac plan". He would really like to look into that and see what we're getting into with the  
37 Affordable Care Act. Hoitink said that didn't start until 2018, and that it could change. Murray asked if  
38 he was proposing to change the benefit plan; Mayor Mattila said no, he wanted to find out what the  
39 changes are that the CIS representative was talking about. Murray said the Affordable Care Act has been  
40 in place for a few years, and there are a number of changes that have occurred already and will continue  
41 to occur, and in the meantime the changes are changing. There was brief discussion about the CIS  
42 representative's presentation at the LOC luncheon; Leff noted that emphasis had been placed on paying  
43 attention and becoming aware of what the options are; and said that we will have to wait until  
44 regulations are in place that will have to be responded to. Mayor Mattila wanted confirmation that  
45 renewal would be for only one year; Murray confirmed that it's an annual policy and there is no  
46 commitment beyond 2015.

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48 Motion 5: Leff moved to renew the insurance package. Goddard seconded the motion.

49

1 Mayor Mattila called for the question.

2

3 Vote: Motion 5 passed.

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

5

6 B. Street Light Request – Hour Lane

7 Weidner reported he met with the Hickersons and learned their request was on behalf of a neighbor who  
8 did not want to come in and talk to the Council about it. Leff said this is a private citizen looking for  
9 more light in their own back yard and she should install her own light in her own back yard. It was noted  
10 there is sufficient lighting in the area. (Copy of Weidner’s memo dated 8/5/14 attached to original of  
11 these minutes.)

12

13 Motion 6: Hoitink moved to not put in a street light on Hour Lane. Goddard seconded the motion.

14

15 Amendment: Gambino amended the motion to include sending a thank you letter to the Hickersons for  
16 having a concern for that and explaining why we decided that. Hoitink and Goddard accepted the  
17 amendment.

18

19 Mayor Mattila called for the question.

20

21 Vote: Motion 6 passed.

22 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino, Berry

23

24 C. Vista Pump Station Pressure Main – Engineering Request for Proposals (RFP)

25 Mayor Mattila asked Weidner to explain what’s going on with our friends in Gleneden Beach. Weidner  
26 said the Vista pump station is across the street from the 76 station. It’s a sewer pump station that pumps  
27 all the effluent (raw sewage) from everything south of Salishan – at about 1,000 gallons per minute –  
28 into a wet well. Pumps inside the wet well pump the effluent into a pressure sewer main which goes  
29 under the highway and runs down the east side of the highway all the way to the harbor. He is worried  
30 about the integrity of the line, especially since it runs under the highway, and ODOT will not let the  
31 street be cut. He said it is preventive maintenance and needs to be done. Gleneden Beach Sanitary  
32 District (GBSD) is involved because 80-90% of the effluent going through the pump station is from their  
33 district. He said GBSD is having a hard time believing the line is bad and they think the City should just  
34 do it. There is a Wastewater Advisory Committee (WWAC) meeting scheduled for later this month, and  
35 this topic will be on the agenda. He referred to an email to the Mayor from the president of GBSD (copy  
36 attached to original of these minutes), where a request was made for the line to be TV’d, but a pressure  
37 sewer main can’t be TV’d. Leff asked if there is a clear paper trail that the City has wanted to repair this  
38 line for some time, specifically expressing concern over if the line should blow. Weidner replied he had  
39 a quote for an emergency repair that would cost \$160,000, in case DEQ mandates that something be  
40 done immediately. Mayor Mattila said he’d been speaking with Mark Snyder and other people on the  
41 GBSD board and trying to impress upon them the urgency of this problem, and he felt that was what  
42 precipitated a letter from their attorney Dennis Bartoldus (copy attached to original of these minutes),  
43 and the City needs to respond very soon. Weidner suggested waiting until the WWAC meeting later this  
44 month, and to recommend at the meeting putting out an RFP (Request for Proposals) for engineering to  
45 cross the highway with the pressure sewer. Murray noted there are minutes from WWAC meetings, but  
46 there has never been a formal letter sent from the City to GBSD saying this project needs to be done.  
47 Leff thought a letter needs to be sent stating the City’s been looking at this for a long time, and if GBSD  
48 goes back and looks through the minutes they’ll notice it’s been discussed on numerous occasions and  
49 the City is very concerned and feels that we must move ahead now. She also thought a letter should be

1 sent to GBSD’s attorney agreeing to get something going. Murray wanted the Council to be aware that  
2 the wording of Section 7 of the agreement specifically says that at the request of either party to enter  
3 into discussion, negotiations of revisions, that the Advisory Committee shall review that, and GBSD is  
4 requesting that two people from each entity form a negotiating team, and that is not strictly in keeping  
5 with the agreement wording. The Council has three members that serve on the Advisory Committee,  
6 and she felt it was perfectly fine as long as all parties agree that we’re not going to follow the letter of  
7 the agreement that says “the Advisory Committee shall...”. Leff added it should be acknowledged in the  
8 City’s written response to the attorney that the City recognizes GBSD is asking for something outside  
9 the terms of the agreement and that the City is pleased to respond positively to that request. Murray  
10 noted that Mayor Mattila and Councilors Olsen and Hoitink are the three members serving on the  
11 Advisory Committee, and the question should be deferred to them as perhaps they all three want to  
12 participate in the negotiations, and that should be considered in the response. She also noted that while  
13 85% of the effluent going through the Vista pump station is coming from GBSD, they only pay 58%  
14 share of cost based on EDU (equivalent dwelling unit) count.

15  
16 Motion 7: Hoitink moved to send out engineering RFPs on the Vista pump main repair. Leff seconded  
17 the motion.

18  
19 Mayor Mattila called for the question.

20  
21 Vote: Motion 7 passed.

22 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino, Berry

23  
24 Motion 8: Berry proposed we write a letter to Gleneden letting them know that we’re going forward  
25 with the engineering because of the urgency to avert any disaster. Leff seconded the motion. There was  
26 brief discussion.

27  
28 Mayor Mattila asked if there was any more discussion, and then called for the question.

29  
30 Vote: Motion 8 passed.

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

32  
33 Murray asked regarding the response to the negotiating team request, whether the Council wanted to put  
34 that on the next regular agenda; she was directed to do so.

## 35 36 IX. NEW BUSINESS

37 A. Request to Schedule Event August 16, 2014 in Whale Park – Treasure Depoe Bay  
38 Gambino said the pirate treasure event would be held at the Whale Watch Center, and the request (copy  
39 attached to original of these minutes) was for use of Whale Park by the fountain. He said there will be  
40 carnival-type tasks for the teams to complete there, and Bonepile BBQ. There was brief discussion.

41  
42 Motion 9: Leff moved to approve the Treasure Depoe Bay request for the use of Whale Park. Goddard  
43 seconded the motion.

44  
45 Mayor Mattila said it was moved and seconded, and called for the question.

46  
47 Vote: Motion 9 passed.

48 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino, Berry

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1 B. Memorial Wall Plaque Request – In Memory of Michael Miller

2 Mayor Mattila said the VA (Veterans Administration) has been very negligent in our veterans' affairs,  
3 and he would like to have just one veteran honored on their behalf. He wanted the City to pay for a  
4 memorial plaque on the Memorial Wall, for Michael Miller. He referred to a newspaper article (copy  
5 attached to original of these minutes) in describing Mr. Miller's situation before he died, and asked the  
6 Council to agree with him and put up a plaque for Mr. Miller.

7  
8 Motion 10: Gambino moved to approve the funds to purchase and install a plaque. Leff asked how much  
9 that was; Murray said the City's cost of the plaque is \$149. Mayor Mattila said it isn't just Michael  
10 Miller that we're honoring – we're honoring all veterans. Berry said maybe we could start this in the  
11 future for other veterans. Murray asked if there was a second to the motion. Berry seconded the motion.

12  
13 Mayor Mattila called for the question.

14  
15 Vote: Motion 10 passed.

16 Ayes: Goddard, Leff, Hoitink, Mattila, Gambino, Berry

17  
18 C. Extend Barrett Business Services Contract – Temporary Maintenance

19 Weidner said he'd like to keep the temp service (Barrett) maintenance worker through August. His goal  
20 is to get the downtown curbs painted by the end of August. Leff asked if the budget could handle that;  
21 Weidner said he thought so. There was brief discussion. Weidner said the harbor seasonal temp is doing  
22 a fabulous job, and he's had nothing but positive comments on how he's doing. He said the  
23 Harbormaster is talking about retiring and has a lot of vacation time that he's in the process of using. He  
24 said the temp is worth more than the \$10 an hour he's being paid, but the budget only has a certain  
25 amount of money to pay him and if we were to give him more, it would shorten his time. Goddard asked  
26 if there's a way to pay him more now and also keep him on till the end of summer. Discussion ensued.  
27 Murray offered to look at the budget and have Weidner bring a proposal to the next meeting; it was  
28 agreed to do so. Leff asked if Weidner still needed a motion to extend the Barrett temp's service through  
29 August; he said he did.

30  
31 Motion 11: Leff so moved. Goddard seconded.

32  
33 Mayor Mattila said it was moved and seconded, and called for the question.

34  
35 Vote: Motion 11 passed.

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

37  
38 D. Water Treatment Plant Security and Surveillance – Video Camera, Fence, Etc.

39 Mayor Mattila said there was a break-in at the water treatment plant, and he sees that as being as much  
40 as a terrorist event if they had wanted it to be. He's met with Weidner, and wants to get security lights  
41 and surveillance camera, and possibly a Gestapo fence to shock them – that was a joke, but was the gist  
42 of it. Weidner said the plant operator is looking at fences and there's money in the budget for some  
43 fencing. The break-in was in the back area – they did not break into the building, but any kind of break-  
44 in like that falls into breach of security for drinking water and it has to be addressed. He said he's not  
45 savvy with technology but there are recording machines that record over and over, and the plant operator  
46 is also looking at cameras. He offered to get a price quote on a fence with razor wire on top to go around  
47 the back of the facility. Leff asked about security at the water tank; Weidner said it's well covered.  
48 Mayor Mattila reiterated what a serious issue this was. Goddard asked what was done; Weidner said

1 there was no evidence found of activity inside the fence, but thought perhaps they were looking for scrap  
2 metal. He called the Sheriff and got a case number. There was brief discussion.

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#### 4 X. CORRESPONDENCE

5 There were two items of correspondence (copies attached to original of these minutes). 1) A letter from  
6 the City of Yachats inviting the Council to participate in City Hall Week September 9 at noon, at the  
7 Yachats Commons, and asked if anyone was interested in participating. Mayor Mattila said he would  
8 attend. Murray asked any other interested parties to let her know so she can RSVP. 2) A letter from  
9 Mark Fay, owner of the old Imperial Marine property and the properties immediately to the south. He is  
10 very interested in the dilapidated wharf, which is one of the facilities that will be reviewed and discussed  
11 in the Harbor Master Plan, and he is interested in working with the City. He would appreciate  
12 communication as the City feels is appropriate. There was brief discussion.

13

#### 14 XI. CITY STAFF REPORT

15 Weidner 1) Fish plant: the power is done. Heaters have been put in the bathroom and the utility room.  
16 About 90% of the inside plumbing is done. The sewer line under the building is almost finished. There  
17 was an event last week involving dripping diesel from an old Imperial Marine fueling line, which was  
18 subsequently drained. Spill Response was called, and a containment boom was used. Mr. Fay had been  
19 told the lines had been removed; after this incident he immediately had the fuel tanks removed. There  
20 was brief discussion. 2) All the Parks projects are finished.

21

#### 22 XII. COUNCIL COMMENTS

23 Leff attended the LOC luncheon last week and it's a shame more people weren't there. It was quite nice.  
24 She commended Gambino and the people who assisted with the event. Mayor Mattila directed Staff to  
25 send out thank you letters to everyone who donated. He also thanked Gambino. Audience member Steve  
26 Sparks added that Neighbors For Kids was very happy to host the event for the City, and said it shows  
27 how they can partner with the City and the Chamber, and that's the kind of thing they think about all the  
28 time.

29

30 Berry wanted an announcement to be made when the Michael Miller's plaque is installed, because there  
31 are people who will want to be there when it's commemorated. Mayor Mattila said we should do that.

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#### 33 XIII. ADJOURN

34 There being no further business, the meeting was adjourned at 8:33 PM.

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A.J. Mattila, Mayor

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44 Emma LuMaye, Recording Secretary