

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, April 21, 2015 - 7:00 PM
4 Depoe Bay City Hall

5
6

7 PRESENT: Mayor A.J. Mattila, J. Fisher-Brown, R. Gambino, J. Grant, S. Olsen, S. Sparks, K. Wyatt

8

9 STAFF: City Recorder P. Murray, Recording Secretary E. LuMaye, City Attorney D. Gordon

10

11

12 I. PLEDGE OF ALLEGIANCE

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

14

15 II. CALL TO ORDER

16 Mayor Mattila opened the meeting at 7:06 PM and established a quorum.

17

18 III. APPROVE MINUTES: April 7, 2015 Regular Meeting and April 13, 2015 Joint City Council,

19 Harbor Commission, and Harbor Master Plan Advisory Committee Workshop

20 Motion 1: Olsen moved to approve two sets of minutes: one from the April 7 Depoe Bay City Council
21 Regular Meeting, and also a copy of the Monday, April 13 Joint Meeting with the Harbor Commission
22 and the Master Plan Advisory Committee. Gambino seconded the motion.

23

24 Mayor Mattila called for the question.

25

26 Vote: Motion 1 passed.

27 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Olsen, Sparks, Wyatt

28

29 IV. ACCOUNTS PAYABLE

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

31

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

33

34 Vote: Motion 2 passed.

35 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Olsen, Sparks, Wyatt

36

37 V. SPECIAL ORDERS

38 A. Neighbors For A New Hospital Measure 21-163 – David Bigelow, PharmD, CEO

39 David Bigelow, CEO of Samaritan Pacific Communities Hospital in Newport passed out a FAQ handout
40 (copy attached to original of these minutes), and addressed the Council regarding a ballot measure for a
41 new hospital in Newport. Fisher-Brown wanted to go on record as saying this is a necessary thing. There
42 was discussion, and Mr. Bigelow answered questions from Councilors. He said there will be more public
43 forums.

44

45 Change Published Agenda to accommodate City Attorney:

46 VIII. UNFINISHED BUSINESS

47 B. Credit Card Fees – Harbor Fueling/Boat

48 Murray said this item is on the agenda because the Council has been looking into establishing a

49 surcharge on credit card payments to try to recoup some of the costs associated with selling fuel at the

1 harbor. This was discussed at the last Regular Meeting, and also at an Executive Session this
2 evening. Gordon said no decisions were reached in the Executive Session, but the City would like to
3 recapture the fees of \$10,000-\$12,000 that are paid annually on credit card sales. He said one way would
4 be to add a cost to fuel to cover the cost of the fees; another way would be to charge the people using
5 credit cards, except there's an agreement which explicitly states that cannot be done; or do nothing and
6 eat the cost. He said the City owns the harbor and has the authority to make decisions about what costs
7 and fees are associated with its use. He said if the cost of fuel was raised by 15¢ per gallon, that would
8 cover the cost of the fees. Olsen said there were two distinct issues: one is short term – the money it
9 costs every year to use credit cards, and one was long term – the Council has been focusing on helping
10 the harbor trim some of the costs and increase revenue.

11
12 Motion 3: Olsen moved that we do raise the cost of gasoline 15¢ a gallon for each and every purchaser
13 in the harbor. Gambino seconded the motion.

14
15 Discussion: Grant said what's being proposed is a flat rate, and most credit card charges are a percentage
16 of sales; he wondered if using a percentage might be better. Olsen explained the reason he suggested 15¢
17 is because based on last year's fuel sales, every additional 5¢ would cover \$4,000 in fees. He said this
18 would be a temporary measure, because we need to look at the whole picture. Sparks suggested looking
19 at this as a preliminary cost recovery, and then launch a more detailed analysis of it so we can see what
20 all the costs are, and in a few months make an adjustment up or down or change to a percentage. Mayor
21 Mattila noted the motion was specific to gasoline and would need to be amended to include diesel; he
22 also said a sunset clause should be added. Olsen withdrew his motion and Gambino withdrew his
23 second.

24
25 Motion 4: Olsen moved to increase the fuel prices, both diesel and gasoline, by 15¢ per gallon, and in
26 six months we review that as the master plan progresses. Gambino seconded the motion.

27
28 Discussion: Grant clarified that the motion was just to increase the cost of fuel and to review the
29 situation in six months. Sparks said we're going to look very closely at all the costs in the next six
30 months. There was brief discussion.

31
32 Vote: Motion 4 passed.
33 Ayes: Fisher-Brown, Sparks, Olsen, Mattila, Gambino, Grant
34 Noes: Wyatt

35
36 Murray confirmed the increase is to be effective starting tomorrow morning. Mr. Gordon left the
37 meeting at 7:40 PM.

38
39 Return to Published Agenda

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

41 A. Parks Commission Recommendation: Stone Signs at Harbor Entrance & Scenic View Areas
42 Jim Hayes, Parks Commissioner, referred to the Parks Commission's memo dated 4/16/15 (copy
43 attached to original of these minutes), and said the Parks Commission was requesting the Council's
44 approval to install three Scenic View Area (SVA) signs, and a rock sign for world's smallest harbor with
45 the City's logo. Pricing and recommended locations identified in the Parks Master Plan were included
46 with the memo. The Parks Commission also recommended the Council consider placing the donated
47 anchor next to the new rock sign in the harbor. There was brief discussion about the rock sign and where
48 the Old Stoners would put their logo – preferably on the back of the rock. Mayor Mattila asked about the

1 history of the anchor and was interested in putting a plaque by it; Mr. Hayes said the Taunton family
2 could provide that information.

3
4 Motion 5: Gambino moved to approve up to \$6,300 to the Parks Bureau to pay for and have placed the
5 two SVA and one SVA and one harbor sign. Fisher-Brown seconded the motion.

6
7 Mayor Mattila called for discussion. Olsen clarified the motion did not include the cost for placing the
8 anchor. There was brief discussion.

9
10 Vote: Motion 5 passed.

11 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Olsen, Sparks, Wyatt

12
13 Fisher-Brown reported on her attendance at a recent Solid Waste Consortium meeting. DEQ has reduced
14 the monitoring requirement of the landfill from twice a year to once a year because the leachate quality
15 seems to be improving. They will be installing a tower to generate electricity from wind. The top of the
16 landfill will receive a layer of high-grade topsoil full of grass seed, because they haven't been able to
17 grow anything but scotch broom and blackberries up there.

18
19 Sparks said because he was absent from the last meeting, he wasn't able to provide an update on the
20 Lincoln County Local Public Safety Coordinating Council. There have been some developments which
21 will potentially favorably affect Depoe Bay, and he has invited George Stanley from the Mental Health
22 Advisory Committee to the next Council meeting to discuss 1) whether the Neighbors For Kids (NFK)
23 venue might be able to qualify for money from Federal, State, and County funding that's available to
24 schools, and 2) a move toward having an adult mental health outreach facility center in Depoe Bay.

25
26 Beanie Robison, STEP (Salmon Trout Enhancement Program) Committee Chair / Salmon Enhancement
27 (SE) Commission Chair, provided an update on the ODF&W R&E grant SE wants to apply for. He
28 referred to his email dated 4/21/15 (copy attached to original of these minutes), saying he anticipated
29 having all the project costs by the next meeting. He requested to be on the May 5 agenda. He said as the
30 application moves forward, they will be asking for funding from the City, and asked the Council to
31 consider how much the City would like to contribute. He said the two structures are in very bad shape
32 and the City can't afford to lose this project. He would like a resolution from the Council on May 5 so
33 they can move forward with the grant application. Olsen asked him for a ballpark figure of what they
34 might request; Mr. Robison said \$10,000. Sparks mentioned the letter of support requested in the
35 email; Mr. Robison said they need all the letters of support they can get.

36 37 VII. PUBLIC COMMENTS

38 There were no public comments.

39 40 VIII. UNFINISHED BUSINESS

41 B. Offer of Gift of Property to City – Kurt Granat, Depoe Bay Parking, LLC

42 This item was tabled to the next meeting.

43 44 IX. NEW BUSINESS

45 A. City Council, Harbor Commission, Harbor Master Plan Advisory Committee (HMPAC) Joint
46 Meeting – Review, Action Items

47 Olsen said Councilors recently had an opportunity to visit with the engineers via a webinar, and got
48 copies of the slide presentation. At the end of the webinar, the engineers asked for direction. He wanted
49 to ensure the Harbor Commission gets copies of the slides before their April 29 meeting, so they can be

1 prepared to make a recommendation to the engineers. (Copy of Murray's memo dated 4/17/15 attached
2 to original of these minutes.) Sparks wanted to make a commitment to work with the groups established
3 at the joint meeting, and to follow up with the action items. Grant said the HMPAC met last Thursday,
4 and agreed on eliminating two action items from the list: 1) the aids to navigation, and 2) stabilization of
5 the seawall. There was discussion. Kate Groth from the Corps of Engineers will be here on May 11 to
6 tour the harbor. From the audience, Mat De Witt said that the City Planner and City Superintendent are
7 working together to put out a two-page document for RFP (Request For Proposals) for a marine
8 engineering firm to put together the Harbor Master Plan. Fisher-Brown mentioned there's a vacancy on
9 the HMPAC; Mayor Mattila said Maggie Thomas has moved away.

10
11 Motion 6: Olsen moved to declare Maggie Thomas' seat vacant and direct Staff to advertise for
12 candidates to appoint to that seat. Fisher-Brown seconded the motion.

13
14 Mayor Mattila called for the question.

15
16 Vote: Motion 6 passed.

17 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant

18
19 B. Bid Award

20 ● Vista Sewer Pump Station Force Main Replacement

21 Olsen noted that Gleneden Beach Sanitary District Board Chairman Brad Baines was present with a
22 thumbs up.

23
24 Motion 7: Olsen moved to approve the bid, following Civil West's recommendation for \$170,523 to
25 Devils Lake Rock for the Vista Main repair project. Sparks seconded the motion. (Copy of Civil West's
26 recommendation attached to original of these minutes.)

27
28 Mayor Mattila called for discussion; there was none.

29
30 Vote: Motion 7 passed.

31 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant

32
33 ● Sanitary Sewer Collection System Repairs

34 Olsen provided some background information on this item. (Copy of Weidner's written recommendation
35 attached to original of these minutes.)

36
37 Motion 8: Gambino moved to approve a total of \$17,740 be awarded to Trenchless Pipe Repairs for
38 those said repairs. Olsen seconded the motion. (Copy of Weidner's memo regarding I&I, and Trenchless
39 Pipe Repairs' quote attached to original of these minutes.)

40
41 Mayor Mattila called for discussion; there was none.

42
43 Vote: Motion 8 passed.

44 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant

45
46 C. Decoy Police Car

47 Murray referred to Weidner's memo regarding the cop car (copy attached to original of these minutes),
48 saying Weidner is asking the Council to declare the vehicle surplus so it can be sold.

1 Motion 9: Olsen moved to follow Brady's recommendation and go ahead and surplus the current police
2 cruiser, and then let him go ahead and figure out its replacement. Gambino seconded the motion.

3
4 Mayor Mattila called for the question.

5
6 Vote: Motion 9 passed.

7 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant

8
9 X. CORRESPONDENCE

10 Murray said there was no correspondence, unless anyone had any questions. Olsen asked about
11 Sunnyview Lane. Murray said she was waiting for the Mayor to announce City Staff Report before
12 talking about that item. Olsen reviewed Weidner's memo.

13
14 Motion 10: Fisher-Brown moved that we approve the reapportioning of funds to pave Sunnyview, and
15 reserve the rest of the balance of that towards Vista Street for future improvements, and approve the bid
16 of \$5,371.42. Wyatt seconded the motion.

17
18 Mayor Mattila called for the question.

19
20 Vote: Motion 10 passed.

21 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant

22
23 Mayor Mattila opened discussion on an email to Murray dated 4/21/15 from Ray Bucheger (copy
24 attached to original of these minutes). He said Mr. Bucheger is trying to help us understand what we
25 need to do to get money for the harbor and for the City. Murray said we had asked for Mr. Bucheger's
26 guidance for when to go to Washington D.C. and who to contact, and Mr. Bucheger provided a lengthy
27 response with a lot of good information. Mayor Mattila wanted the Council to authorize a trip to
28 Washington D.C. Grant asked the Mayor if he was asking the Council to vote on funds tonight, and then
29 said he wasn't ready to authorize the funds without more information, and that a lot of things can be
30 done without making a trip to Washington D.C. Murray suggested putting this item on the next agenda,
31 meanwhile obtaining cost estimates for air fare and lodging. She said the travel expense policy is that
32 when the Council authorizes travel funds, they're authorizing a dollar amount for specific travel. Mayor
33 Mattila said if we don't bite the bullet and take action now, it wasn't going to happen. Sparks said if
34 there's a sense of urgency on this, the Council should be having weekly workgroups to review where we
35 are, and to have a specific strategy on what kind of document we want to put together, what kind of
36 presentation we want to make, what kind of outcomes we want. He said we need a strategy, so when the
37 Mayor goes to Washington D.C., he has something he can articulate very effectively. He was not
38 comfortable approving money for something where we don't know what we're going to do yet, and he
39 wasn't comfortable with doing this in a half-way manner; we have to do a professional job on this if we
40 want to be successful. We need to put resources and some kind of discipline together so we can all agree
41 on a strategic plan and what it's going to look like. He said we need to put together a schedule of events
42 of what we need to do between now and the departure date, and how to get the Mayor and Olsen
43 prepared to represent the City in a most professional way. He wanted to make sure the whole Council is
44 on the same page with this. He asked Murray for a schedule of events connected with all this. Mayor
45 Mattila said he wasn't going just for the harbor, but with the whole City in mind.

46
47 Motion 11: Fisher-Brown moved to make this an agenda item for the next City Council meeting, and
48 that will give Pery a chance to move forward with the cost estimates for travel, lodging, and meals.
49 Sparks seconded the motion.

1
2 Mayor Mattila called for discussion. Wyatt said the Mayor would not be coming back with funds,
3 because it will take a while for it to get approved, and there's no guarantee. Grant noted that Mr.
4 Bucheger also recommended talking to people in Portland as part of the groundwork for requesting
5 funds. He asked Murray how we got funds for last year's dredging; Murray responded that evolved as
6 the Federal government was working on their fiscal budget. The dredging money goes into the Army
7 Corps of Engineers' budget. The City contacted Senators and Congressmen to tell them we needed to be
8 dredged; it involved a lot of emails, phone calls, and pictures. She suggested perhaps asking Mr.
9 Bucheger how to go about something more specific; e.g., what funding should we apply for if we want
10 to replace our docks. There was additional discussion, then Mayor Mattila called for the question.

11
12 Vote: Motion 11 passed.
13 Ayes: Fisher-Brown, Sparks, Wyatt, Olsen, Mattila, Gambino, Grant
14

15 XI. CITY STAFF REPORT

16 Murray reminded the Council the City's measure to change the City Charter is on the May 19 ballot.
17

18 XII. COUNCIL COMMENTS

19 Fisher-Brown, referring to the subject of unions, which was brought up at the April 7 meeting, shared
20 her feelings on the value of unions with the Council.
21

22 Gambino understood Fisher-Brown's concern and commitment, but said he was a little troubled by the
23 measures brought before the Council at the last two meetings; and he's troubled any time a Councilor
24 speaks for or against a measure. He feels a commitment to be totally neutral on those issues.
25

26 Olsen told Fisher-Brown he brought up the union question because it was brought to him. He agreed
27 with Gambino about being neutral.
28

29 Mayor Mattila agreed with Olsen and Gambino.
30

31 Murray reminded the Council that Budget meetings start a week from tonight at 6 PM. Sparks said he
32 will be out of town.
33

34 XIII. ADJOURN

35 There being no further business, the meeting was adjourned at 9:00 PM.
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38

39
40 _____
A.J. Mattila, Mayor
41
42
43

44 _____
45 Emma LuMaye, Recording Secretary