

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, June 7, 2016 - 7:00 PM
4 Depoe Bay City Hall

5
6

7 PRESENT: Mayor A.J. Mattila, J. Fisher-Brown, R. Gambino, J. Grant, J. Wiseman

8

9 VACANCY: 2 vacant seats

10

11 STAFF: City Recorder P. Murray, City Superintendent B. Weidner, Recording Secretary
12 E. LuMaye

13

14

15 I. PLEDGE OF ALLEGIANCE

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

17

18 II. CALL TO ORDER

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

20

21 III. APPROVE MINUTES: May 17, 2016 Regular Meeting

22 Motion 1: Gambino moved to approve the minutes of the Regular City Council meeting for Tuesday,
23 May 17. Wiseman seconded the motion.

24

25 Mayor Mattila called for the question.

26

27 Vote: Motion 1 passed.

28 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

29

30 IV. ACCOUNTS PAYABLE

31 Motion 2: Gambino moved to approve the Accounts Payable as presented. Fisher-Brown seconded the
32 motion.

33

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

35

36 Vote: Motion 2 passed.

37 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

38

39 V. SPECIAL ORDERS

40 A. Budget Hearing – Fiscal Year 2016-17 Approved Budget

41 Murray said the Financial Summary and notice of this budget hearing were published in the NewsTimes
42 on May 25. There was no public comment. There was brief Council discussion including funding for the
43 food pantry, and marijuana taxes. Murray inquired whether the Council was interested in enacting up to
44 a 3% tax on recreational marijuana sales, and if so a measure would need to go before the voters. This
45 item will appear on the next Agenda.

46

47 B. Depoe Bay Chamber of Commerce Annual Report and Request for Reimbursement FY 2015-16,
48 Contract Renewal FY 2016-17

1 Chamber Representative Bill Johnson reviewed the Chamber’s Annual Report on Advertising Expenses
2 (copy attached to original of these minutes). He said there was another potential expenditure of \$900 to
3 Thistleworks for the *Scuttlebutt*; and the invoice for the Welcome Center Brochure Program has not
4 been located and will be removed from the Expenditure Detail page if it cannot be found. He stated the
5 Chamber wants to renew the contract for the upcoming fiscal year (copy attached to original of these
6 minutes). There was brief discussion.

7
8 Motion 3: Grant moved that we enter into this agreement with the Chamber. Gambino seconded the
9 motion.

10

11 Mayor Mattila said it was moved and seconded, and called for discussion. There was brief discussion
12 regarding vacancies on the Chamber’s Board.

13

14 Vote: Motion 3 passed.

15 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

16

17 Mr. Johnson will bring a revised 2015-16 Annual Report to the next Council meeting.

18

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

20 There were no reports.

21

22 VII. PUBLIC COMMENTS

23 There were no public comments.

24

25 VIII. UNFINISHED BUSINESS

26 A. Mailboxes in Street Rights-of-Way

27 Murray reported that after the last Council meeting, Peter Roina from the Depoe Bay post office came in
28 to City Hall and she gave him a copy of the packet distributed at the May 17 Council meeting. The
29 packet contained a copy of the Right-Of-Way (ROW) Ordinance, which Mr. Roina gave to Portland
30 postal employee Ron Schaer. An email from Mr. Schaer was received shortly thereafter (copy attached
31 to original of these minutes). He read the Ordinance and interpreted it to say the City won’t allow
32 placement of mailboxes on City streets, even though we already have some boxes around town.

33 Gambino said based on this information, the City would need a policy addressing where to put
34 mailboxes. Murray said if the Council would like to pursue getting an Ordinance that very specifically
35 says it is allowed, Staff will contact the City Attorney for assistance in defining a process for placing
36 mailboxes on City streets. Murray said if we were to accept Mr. Schaer’s interpretation of the ROW
37 Ordinance, we should demand the existing mailboxes be removed; but she did not advise this as the best
38 course of action. She said creating a new Ordinance would be getting a permitting process in place for
39 people who want to put mailboxes in the ROW.

40

41 Motion 4: Gambino moved that we re-contact our City Attorney and get the processing going to come
42 back to us with legal advice in developing an Ordinance for residents placing mailboxes in the City.

43 Fisher-Brown seconded the motion.

44

45 Amendment: Grant suggested Mr. Schaer didn’t understand the legalese of the existing Ordinance, and
46 if the City Attorney is involved and is going to write a new Ordinance in legalese, maybe he should
47 include some parenthetical “this is what this means” statements so there can be no misconstruing of the
48 City’s intent. Gambino accepted the amendment.

49

1 Mayor Mattila called for the question.

2

3 Vote: Motion 4, as amended, passed.

4 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

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6 IX. NEW BUSINESS

7 A. Oregon Liquor License Application – Bayview Thai Kitchen

8 Murray said the applicant was not able to be present. The application is for change of ownership. The
9 business also has a new name. (Copy of application attached to original of these minutes.)

10

11 Motion 5: Grant moved to approve the application. Gambino seconded the motion.

12

13 Mayor Mattila called for the question.

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15 Vote: Motion 5 passed.

16 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

17

18 B. State Marine Board 2016-17 Maintenance Assistance Program (MAP) Grant

19 Weidner explained this money is for maintenance of the south harbor parking area, and reviewed some
20 of the projects the City has used this grant money for in the past. He said a scorecard is used to
21 determine the amount of money that is given. Murray noted the total allocation available is \$6,300.
22 There was brief discussion regarding a vessel washing station and launch ramp fees.

23

24 Motion 6: Gambino moved that we approve the application for the Oregon State Marine Board MAP
25 grant. Wiseman seconded the motion.

26

27 Mayor Mattila called for discussion. There was discussion regarding the impact of launch ramp fees on
28 grant monies.

29

30 Vote: Motion 6 passed.

31 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

32

33 C. Proposed Res. #448 – A Resolution Adopting the Budget; Making Appropriations; Imposing and
34 Categorizing the Tax for the 2016-17 Fiscal Year

35 Murray called for questions; there were none. She noted this Resolution would formally adopt the
36 Budget for the upcoming year.

37

38 Motion 7: Gambino moved that we approve Res. #448, Adopting the Budget, Making Appropriations,
39 Imposing and Categorizing the Tax for the 2016-17 Fiscal Year. Fisher-Brown seconded the motion.

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41 Mayor Mattila called for the question.

42

43 Vote: Motion 7 passed.

44 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman

45

46 D. Proposed Res. #449 – A Resolution Declaring the City’s Election to Receive State Revenues

47 Murray said if the City wants to receive revenues from cigarette, liquor, gasoline, and marijuana taxes,
48 this Resolution has to be submitted to the State.

49

1 Motion 8: Fisher-Brown moved that we approve Res. #449, Declaring the City's Election to Receive
2 State Revenues. Gambino seconded the motion.

3
4 Mayor Mattila called for the question.

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6 Vote: Motion 8 passed.

7 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman
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9 E. Replace Finger Piers (4) – Dock 4

10 Weidner said he would like to put out an RFP (Request For Proposals) for four finger piers on Dock 4,
11 which have become a safety issue. He said there are two ways to approach it – either the City buys the
12 materials and has a contractor build the piers, or get the contractor to buy the materials and build the
13 piers. He will look into both options. There was brief discussion.

14
15 Motion 9: Gambino moved to go forward and RFP. Fisher-Brown seconded the motion.

16
17 Mayor Mattila called for further discussion; there was none.

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19 Vote: Motion 9 passed.

20 Ayes: Fisher-Brown, Gambino, Grant, Mattila, Wiseman
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22 X. CORRESPONDENCE

23 There was no correspondence.
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25 XI. STAFF REPORT

26 Murray said at this evening's Urban Renewal Agency meeting there was discussion regarding an RFP
27 for broker/real estate agent services for our parking lot projects. She asked if the Council wanted to
28 pursue that and put out the RFP and get proposals for that service, or did the Council want to consider
29 changing how to proceed and name someone to talk to the land owners and negotiate those properties.
30 There was brief discussion. Murray said if we can get an ad to the paper tomorrow for first publication
31 on June 15 and run the ad for two weeks, results could be presented to the Council at the July 5 meeting.
32 There was additional discussion. It was the consensus of the Council to proceed with publishing the RFP
33 as planned.
34

35 Weidner reported 1) He would like to submit a Small Cities Allotment (SCA) grant for the intersection
36 at Schoolhouse Street and Shell Avenue. We submitted an application for this two years ago, which was
37 not granted, so this year he plans on asking the City Planner to help make the application more
38 appealing. The deadline for submitting an application is in August. 2) He has put out an RFP for
39 reservoir dredging. As soon as that is done, the earthen dam can be rebuilt. 3) Sludge hauling has been
40 done. 4) There was lengthy discussion regarding the squatters on the Crandall property. The property
41 owner has not been responsive to enforcement efforts. Mayor Mattila suggested asking the City
42 Attorney what to do right now, and then act on that recommendation. 5) Lincoln County conducted an
43 emergency simulation today. All cities in the county were involved. He will work more closely with the
44 Mayor during the next simulation. The City's EOC (Emergency Operations Center personnel flow chart
45 needs work.
46

47 Mayor Mattila said City Planner Lewis will be pursuing funding opportunity recommendations from the
48 people doing the Harbor Master Plan. They said there are ADA government funds available for parts of
49 the Harbor Master Plan project, and Lewis will find out what the funds can and can't be used for.

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XII. COUNCIL COMMENTS

Grant said the Fleet of Flowers went great.

Gambino thanked Grant for the gift of a nifty picture that means a lot to him.

XIII. ADJOURN

There being no further business, the meeting was adjourned at 8:16 PM.

A. J. Mattila, Mayor

Emma LuMaye, Recording Secretary