

1 Depoe Bay City Council
2 Regular Meeting
3 Tuesday, April 18, 2017 - 7:00 PM
4 Depoe Bay City Hall
5

6 PRESENT: Mayor B. Leff, C. Bates, D. Callender, R. Gambino, L. Goddard, J. Grant, J. Wiseman
7

8 STAFF: City Recorder M. Meagher, City Superintendent B. Weidner, Recording Secretary
9 E. LuMaye, City Planner L. Lewis (dep 8:02 PM)
10

11 I. PLEDGE OF ALLEGIANCE

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

14 II. CALL TO ORDER

15 Mayor Leff called the meeting to order at 7:02 PM and established a quorum.
16

17 III. APPROVE MINUTES: April 4, 2017 Regular Meeting

18 Motion 1: Wiseman moved to approve the minutes of the April 4, 2017 Regular Meeting of the Depoe
19 Bay City Council. Gambino seconded the motion.
20

21 Mayor Leff said it was moved and seconded and called for discussion. There was none.
22

23 Vote: Motion 1 passed.

24 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman
25

26 IV. ACCOUNTS PAYABLE

27 Motion 2: Gambino moved to approve Accounts Payable as presented. Grant seconded the motion.
28

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

31 Vote: Motion 2 passed.

32 Ayes: Bates, Callender, Goddard, Grant, Leff, Wiseman
33

34 Abstain: Gambino
35

35 V. SPECIAL ORDERS

36 A. Public Hearing: Depoe Bay Transportation System Plan Update

37 Mayor Leff called Reah Flisakowski, a consultant utilized by ODOT, to the podium; Ms. Flisakowski
38 reviewed a slide presentation (copy attached to original of these minutes, with copy of Lewis' memo
39 dated 4/12/17 summarizing public testimony) summarizing the proposed Plan. Mayor Leff opened the
40 public hearing and called for comments or questions; there were none. She closed the public hearing,
41 and the Council deliberated.
42

43 Motion 3: Gambino moved that we approve the 2017 Depoe Bay Transportation System Plan Update
44 Summary, Volume 1, and Volume 2. Wiseman seconded the motion.
45

46 Mayor Leff said it was moved and seconded, and called for discussion. There was brief discussion
47 regarding approval of Volume 2, a technical document, without the majority of the Council having read
48 it.
49

1 Vote: Motion 3 passed.

2 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman

3
4 VI. REPORTS OF OFFICERS, BOARDS, OR STANDING COMMITTEES

5 Goddard provided a report on the OPAC (Ocean Policy Advisory Council) meeting he attended in
6 Salem yesterday, where items of discussion included implementation of the PMEC (Pacific Marine
7 Energy Center) site off Newport, the TSP (Territorial Sea Plan), and a STAC (Scientific and Technical
8 Advisory Committee) report on Marine Reserves. He was disheartened by the STAC presentation,
9 explaining that seven years ago the Committee was expected to have broad baseline studies done before
10 closing off the Marine Reserves, and the Committee reported yesterday that it might be another five or
11 10 years before they had meaningful data to share. Mayor Leff said for people who very reluctantly
12 supported the carefully-chosen Marine Reserves in our area, it was very frustrating to hear Goddard's
13 reports because it was total betrayal of everything that was promised to everyone who is close to the
14 fishing industry, and there is very little that can be done about it.

15
16 A. August 21 Solar Eclipse Planning Committee

17 Mayor Leff reported that 12,500 pair of eclipse glasses are on order, and the first informational mailing
18 to residents will go to the printer this week. Gambino added the glasses only cost 23¢ each. There was
19 brief discussion regarding giving away the glasses vs selling them; Mayor Leff said there is a State law
20 preventing municipalities from selling things like that.

21
22 B. Salmon Enhancement Commission – May 13, 2017 Fishermen's Breakfast Fundraiser

23 Mayor Leff reported the Salmon Enhancement Commission is hosting a fundraising breakfast on May
24 13. Weidner added they will be advertising the event and have got radio time. The Kids Zone will be
25 helping out. They have received some great donations for their raffle.

26
27 VII. PUBLIC COMMENTS

28 There were no public comments.

29
30 VIII. UNFINISHED BUSINESS

31 A. Hwy 101 South of Bridge/Oregon Department of Transportation (ODOT) Statewide
32 Transportation Improvement Program (STIP) Project – Local Agency Agreement No. 31221
33 Lewis reported the draft Agreement was received and recommended revisions need the Council's
34 approval before being sent back to ODOT.

35
36 Motion 4: Grant moved to accept the draft Agreement. Gambino seconded the motion.

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

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40 Vote: Motion 4 passed.

41 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman

42
43 B. Video Recording Equipment

44 Weidner reported he had researched security video recording equipment. He said we can possibly get a
45 security system that has one camera in the Council Chambers that can be accessed for recording and
46 downloading Council video. He is working on getting costs and specs. He will be getting three quotes.
47 Grant suggested he contact CoastCom tech support, and also expressed interest in live streaming the
48 Council meetings. Weidner said he's also looking at getting security cameras for the harbor. He will
49 report at the next meeting.

1
2 C. Depoe Bay/Gleneden Sanitary District Analysis

3 Mayor Leff said this item was being postponed to a future meeting, at the City Attorney's request.
4

5 IX. NEW BUSINESS

6 A. Authorize Expenses – Vision Municipal Software Training

7 Meagher said only half the office is running the municipal software that was purchased in 2015, and she
8 wants to fully convert by July 1, to coincide with the new fiscal year. She requested authorization to go
9 to Spokane the last four days of June, for training in use of the software. Vision would charge \$42.50 per
10 hour for training at their location vs \$85 per hour plus their travel expenses for on-site training. If
11 authorized, the City would need to pay the \$42.50 per hour for the training, her mileage, and meals, but
12 not lodging because she has family there. The estimated cost would be under \$2,000. She plans to focus
13 on intense training in journal entry and bank reconciliation, and overviews in all the other systems that
14 are currently running. (Copy of Vision email dated 4/12/17 attached to original of these minutes.)
15

16 Motion 6: Grant moved that we approve \$2,000 for the training for Meagher to go to Spokane. Gambino
17 seconded the motion.
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19 Mayor Leff said it was moved and seconded, and called for discussion. There was brief discussion.
20

21 Vote: Motion 6 passed.

22 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman
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24 B. Dilapidated Wharf Restoration Project – Urban Renewal Recommendation to Budget \$35,000
25 for Removal Only

26 Mayor Leff asked for a motion.
27

28 Motion 7: Gambino so moved. Grant seconded the motion.
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30 Mayor Leff said it was moved and seconded, and called for discussion. There was none.
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32 Vote: Motion 7 passed.

33 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman
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35 Lewis left the meeting.
36

37 C. OLCC Liquor License Application – Center Market (Change of Ownership)

38 Motion 8: Grant moved to approve. Gambino seconded the motion.
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40 Mayor Leff said it was moved and seconded, and called for discussion. There was none. (Copy of
41 application attached to original of these minutes.)
42

43 Vote: Motion 8 passed.

44 Ayes: Bates, Callender, Gambino, Goddard, Grant, Leff, Wiseman
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46 D. Fuel Forward – Carson Oil Company

47 Goddard explained that Carson Oil has a program called Fuel Forward that could save boat owners a
48 considerable amount of money. The City would agree to buy so many gallons of fuel during a season at
49 a price that is locked in to the current price. The fuel would be paid for upon delivery. If more fuel is

1 used than was committed to, it would be paid at the current price vs the locked-in price. There was brief
2 discussion regarding committing to purchase of a conservative estimate of fuel, and additional
3 discussion regarding a card lock system to allow boat owners to fuel themselves. There was no objection
4 to Mayor Leff directing Weidner to have the Harbormaster call around to check on pricing for card
5 locks, which Goddard said would run around \$40,000. Grant questioned the insurance implications of a
6 card lock system. Goddard said Steve Carver is the person to talk to at Carson Oil in Toledo. Weidner
7 will report at the next meeting.

8 9 X. CORRESPONDENCE

10 Mayor Leff shared an email from Austin Williams, who is on the Salmon Enhancement Committee and
11 is the lone member of the Harbor Commission. Mr. Williams wants to meet to discuss plans for the
12 harbor and to figure out how we can rebuild the Harbor Commission. There was no objection to Mayor
13 Leff meeting with Mr. Williams, Weidner, and the Harbormaster. Goddard added he spoke with a
14 former Harbor Commissioner this evening, who would be willing to re-apply and serve at least on a
15 temporary basis until the Commission is rebuilt. There was no other correspondence.

16 17 XI. CITY STAFF REPORT

18 Meagher had no further report.

19
20 Weidner reported: 1) He will be meeting with Kate Groth from the Corps of Engineers on May 11 at 4
21 PM near Dock 3. Anyone who wants to attend is welcome. Goddard mentioned there will be a one foot
22 minus tide at 1 PM; Weidner will see if Ms. Groth is available to come early. 2) The *Raptor* was a
23 vessel that sank in the harbor and the City sold as surplus earlier this year. The buyer did not register the
24 transfer of ownership, and has abandoned the vessel. Weidner has spoken with the City Attorney, who
25 advised that a notice to remove the vessel must be posted for 15 days, and then the City can have it
26 hauled off. He got a quote of \$99 to munch it up, and \$500 for a dump box. 3) He and Mayor Leff will
27 be meeting tomorrow with a Hancock executive regarding pesticide spraying. It is possible they may not
28 do any spraying; we would need to get this in writing. 4) Everything is ready for the Wooden Boat
29 Show and Crab Feed. 5) Crandell/Martin update: the property, which was supposed to be cleared by
30 March 31, has not been cleared the way it was supposed to be. There are still refrigerators and dangerous
31 reach-in freezers on the property, as well as vehicles. Mr. Martin has also defaulted on other actions he
32 was required to perform. Mayor Leff said we need to ask the City Attorney if we can start billing Mr.
33 Martin at \$300 per day. Weidner said Corey, at the City Attorney's office, is working on getting photos
34 and contacting the Crandells' attorney to let him know it's not close to what the City required in the
35 agreement. He will let Corey know the Council wants to move forward with whatever we can do to get
36 compliance. 6) The Cook Street water line is being replaced and should be done by June. 7) We are
37 coming to the end of our five-year siren maintenance agreement with GB Manchester, who is not
38 interested in renewing. He is looking into other companies that may be able to provide this maintenance.

39 40 XII. COUNCIL COMMENTS

41 Callender asked if anyone was interested in volunteering to greet and entertain Wooden Boat Show
42 attendees at the Chamber of Commerce's Howdy Sailor party Saturday night from 5:30-7:00 PM.

43
44 Goddard 1) He has been aware for some time that there are trailer boats using our launch ramp and
45 operating out of the harbor; it is unknown whether they have insurance or a business license. If they are
46 using the public boat ramp for commercial enterprise, the City needs to be indemnified and they need to
47 have a business license. He said getting them to comply can be done with a phone call to the State
48 Marine Board (SMB), as part of SMB licensing is a requirement to comply with all local laws,
49 ordinances, and regulations. If they don't comply, they can be fined or have their license suspended.

1 Mayor Leff said we need to identify the boats with a photo and date. Weidner suggested posting legal
2 verbiage of the City's requirements at the harbor. Mayor Leff said we need guidance from the SMB on
3 whether or not we need signage; if we do, we need to get it up. She said there's a liability issue if
4 someone were to get injured. Goddard will give Weidner the name and phone number of a contact at the
5 SMB. 2) Expressed displeasure that Mayor Leff's letter to the forest service regarding pesticide
6 spraying is being used by proponents of the ballot measure to ban aerial pesticide spraying to support
7 their position, and suggested she might write a letter of rebuttal; she stated she was just going to deal
8 with Hancock.

9

10 Gambino, in response to Goddard's second comment, cautioned the Council to think about not being
11 political; we don't make State and Federal laws, and need to be careful about doing things like rebuttals.

12

13 Mayor Leff thanked everyone and said it was a really good meeting.

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15 XIII. ADJOURN

16 There being no further business, the meeting was adjourned at 8:45 PM.

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Barbara Leff, Mayor

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Emma LuMaye, Recording Secretary