

CITY OF ROCKAWAY BEACH
REGULAR CITY COUNCIL MEETING

MAY 13, 2015

CALL TO ORDER Mayor Aagaard called the meeting to order at 6:00 p.m. There were fifteen (15) guests present.

PLEDGE OF ALLEGIANCE

ROLL CALL Present: Mayor Joanne Aagaard, Councilors: Rich Riley, Jim Doyle, Terry Walhood, Sue Wilson and Mardi Wing. Also present: City Manager Lars Gare, City Attorney John Putman, Public Works Director Luke Shepard, Fire Chief Barry Mammano and Police Chief Charlie Stewart.

CONSENT CALENDAR Riley made a motion, seconded by Doyle, to approve the consent calendar, the April 8, 2015, regular City Council meeting minutes and the April 2015, check register as presented; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

REQ. TO USE WAYSIDE Terry Bowman, Rockaway Lions Club, was in attendance to present the Lions request for the use of the Wayside throughout the summer for their wienie wagon. Council received the Lions Club's schedule for use of the Wayside in their packets. Bowman said he was present to answer any questions. Walhood asked about the train letting people off on the west side rather than the east side last year and wondered if they could alternate sides. Bowman stated they don't want to encroach on businesses and hopefully their wagon attracts more people. Riley remarked on all of the things the Lions do and told Bowman that the Council appreciates them. Bowman stated that they are conscious of the local businesses and 100% of the profit goes back into the community. Doyle asked if the trailer was removed from the Wayside between dates. Bowman said yes, it was removed. Gare commented that in his years as a City Manager in other communities the Rockaway Lions Club was the finest organization of its kind or that could be found anywhere. He thanked them and wished them success in the future. Riley made a motion, seconded by Wilson, to approve the Lions Club's multi-date request to use the Wayside; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

CITIZEN INPUT NON-AGENDA ITEMS Laura Jones, 215 S. Miller St., expressed her disappointment on her discovery that a medical marijuana dispensary was moving into the old Rockaway Beach Tavern building and asked what the City's options were. Gare stated that medical marijuana dispensaries are legal in the state and the City doesn't restrict any more severely than the state does since it was a legal use and the property was zoned commercial. He stated the person had to purchase a City business license and additionally they must get an approved license from the state and part of the application to the state required them to get a City business license. He added that the short answer was that the City could not zone that type of use out, however recreational marijuana was something different and that law would not go

into effect until July 1, 2015. Putman added that it was a state statute that allowed the activity and something that the state had said was allowed, and the City was bound by what the state allowed. He stated the City could not zone it out, but it may be able to minimize the impact.

**PRESENTATIONS,
GUESTS & AN-
NOUNCEMENTS**

Tillamook PUD General Manager, Ray Sieler, thanked the Mayor and City Council for allowing him to be at their meeting. He mentioned the increase in rates from Bonneville where PUD gets its power. He stated PUD was looking at a 5% increase over a 2 year period. Sieler noted that they had a year with minimal outages and that it had been that way for a couple of years. He said they had a good vegetation management program to remove tree limbs and other vegetation and had made upgrades to stainless steel components for salt air conditions. He stated they had an alert process, the Nixle program, and people could go on the website and it would give any outages there might be and provided information on any scheduled outages. He said PUD offered Smart Hub where people could login to their website, and look up by account number, the kilowatt hours they had used over a specified amount of time by week, day, or month, so usage could be tracked. Sieler reported they had been requested to check all the City street lights and they had found that they had overcharged the City, so the City was given a credit for about \$1,900.00.

**PUBLIC HRG.
STATE REV.
SHARING FUNDS**

Mayor Aagaard announced that she was opening a public hearing on proposed uses of State Revenue Sharing Funds for Fiscal Year 2015/2016 at 6:25 p.m. to receive testimony on the proposed uses. She asked for any public testimony. There was none. She closed the public hearing at 6:26 p.m.

**PUBLIC HRG.
BUDGET FOR
FY 2015/2016**

Mayor Aagaard opened a public hearing at 6:26 p.m. to receive testimony on the budget for fiscal year 2015/2016. She asked if there was any public testimony on the proposed budget. There was none. She closed the public hearing at 6:27 p.m.

**FINAL BUDGET
DISCUSSION**

Gare explained that this was the final discussion for the City Council after the Budget Committee's approval. He pointed out that the Budget Committee had not made a motion to increase the funding for the library by the \$500.00 they had requested and although he thought the intent was to approve the increase, the Committee had not voted on it. He noted he had an updated resolution to increase that amount. Wilson made a motion, seconded by Wing, to increase library funding from the State Revenue Sharing Funds from \$1,000.00 to \$1,500.00; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

**APPROVAL OF
RES. NO. 15-635**

Wing made a motion, seconded by Wilson, to approve Resolution No. 15-635, adopting the 2015/2016 budget amount; approving the appropriation of funds; categorizing taxes; and approving the tax levy; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried. Riley stated that was the smoothest and most organized budget process he had

experienced. Gare said Finance Officer Marni Johnston's communication with him and the rest of staff was superb.

**ACCEPT PC
RESIGNATION**

Mayor Aagaard stated the Council must accept Ruth Daugherty's resignation from the Planning Commission in order to appoint a new Commissioner. Wing made a motion, seconded by Doyle, to accept the letter of resignation submitted by Ruth Daugherty; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

**APPT. PC
VACANCY**

Mayor Aagaard announced that the City had an application for the Planning Commission vacancy from Janet McIntire. Wing stated that McIntire was extremely well qualified to fill the position. Wing made a motion, seconded by Doyle, to appoint Janet McIntire to the Rockaway Beach Planning Commission. Gare commented that McIntire was knowledgeable, interested in contributing to the community, very qualified and very smart. Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

**REQ. TO USE
WAYSIDE**

Mayor Aagaard said the Council received a request to use the Wayside from the Chamber of Commerce for the Kite Festival from May 21, 2015 through May 26, 2015. Gare stated all the elements had been met and that it was only for this event. He noted it was on Memorial Day weekend and was for a 6 day period. Wing made a motion, seconded by Doyle, to approve the request from the Chamber of Commerce for use of the Wayside for the Kite Festival on the dates specified; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried.

STAFF REPORTS

Fire Chief Mammano reported that the Fire Department had a quiet month, they were down to 13 members, had 113 man hours, 2 fire calls, but had 21 medical calls and the Easter Egg Hunt.

Police Chief Stewart gave his report saying there had been a significant increase in calls for service. Other items he mentioned included the Seat Belt and Pedestrian Safety Overtime Grant, with the first pedestrian exercise being held on May 19, transitions in personnel with Officer McNeilly leaving the Department, Officer Rondeau graduating and beginning field training May 18, and Officer Killion assisting again with summer coverage. He reported that on May 16, the Red Cross would be working with local fire departments canvassing neighborhoods to perform checks on smoke alarms. He stated he had applied for a DOJ Grant for new vests and went over some of the calls for service and mentioned the Race of Champions event in August.

Public Works Director Luke Shepard reported he had some happy residents on S. Anchor St. between S. 4th and S. 5th Avenues since the City had been able to pave and he had gotten some really positive feedback. He reported the waterline project was basically complete and he was just waiting for ODOT approval once he had that the City would write the final check to the contractor. He stated there would be an ad for

proposals for engineering services in the paper as it had been 10 years since the City had gone out for a Request for Proposals (RFP) and also the City now had the master plans completed it would be required that we go through the RFP process for engineering services for funding sources. Shepard noted the current engineer did a good job and this was no reflection on their performance. He reported on the Nature Preserve and what the City wanted to accomplish with paths and signs explaining that it had been broken down into phases. He further explained the first phase was a survey and wetland delineation to be done this year, and the second phase was the design and feasibility. He noted the City would be applying for the TLT grant funds. Wing commented that she had heard the committee had an extensive plan and it just needed the delineation. Shepard said if they had a plan, he would love to see it as it would save the City a lot of money, but he doubted there was a plan. He explained the City would apply for TLT money then seek funds from OPRD to construct the walkway itself. He stated Phase 1 is up and running and the City had the surveyor lined up, a delineator who worked on the Kilchis Point Reserve, who knew what she was doing and could do the work this year. He said to do this staff would need a resolution approved and that would be brought to the Council at the next meeting. He reported earlier this week he and other agencies met at City Hall and the Water Treatment Plant over the impoundment project. He said that went well, there was a lot of positive feedback and he would know soon if the project would be funded. Shepard noted the cost estimate for the project was a little over \$500,000.00, but the City's portion would be about 10% of that, which was good for the City.

Gare thanked the City Council for their support and hard work on the budget. He reported he and Shepard had talked about the TLT grant and the Nature Preserve was the first and foremost as far as projects, but the City must have the survey and delineation to compete for grant dollars and it could then be used as a match. He stated staff was also looking at the kitchen downstairs to upgrade and make it a working kitchen which might help rent facility more. He announced that Volunteer of the Year nominations were due and the Council would be voting on that at the next meeting. Gare stated the City was going to advertise for the engineering RFP very soon. He explained the reason the City was doing this was because it had been awhile since it had done one and it was not that staff was dissatisfied with the current engineer, but the City needed to find out what was out there and what others could do for it. He reported on a meeting he had attended at TBCC. He announced that the Kite Festival would be on Memorial Day weekend May 21 through May 26, 2015. He said Shepard had mentioned that staff would have to bring a resolution to the Council in order to spend the contingency money on the survey and delineation of the Nature Preserve. He reported he had been discussing the use of the vacant space in the Police Department building and had not advertised it yet, but the Council would need to think about this really hard because the City had a proposal on the table. He stated they all had the offer that was for a 501C3, which he believed should have some bearing

on the discussions. Wing mentioned that she had sent Gare an email on various rates and expressed her desire for the Council to look for the highest and best use especially since the Department had gone over budget. Gare stated he believed initially if the space was rented out, it would at least close the gap between what the City paid in rent previously. Riley stated he thought they all had an opinion, but it was clearly Gare's call in the end. Wing said the City needed to advertise to make it fair and see what was out there as businesses were doing better and the City was sitting on a limited amount of commercial space. Gare explained that part of his thinking was that there may be some gain beside just the rent. Riley pointed out that if it sat empty it would look bad.

CC COMMENTS Doyle asked Mammano how many members it took for a medical call and what could be done to get more people to sign up. Mammano stated the Department had been through this before and had been down to as few as 7 members before. Doyle asked of the 13 members how many were medical responders. Mammano said 4 of the 13 members were medical. Walhood expressed her excitement to hear things were moving forward with the Nature Preserve. Riley suggested moving staff reports up to the front of the meeting for those who had already worked all day. Wilson asked Mammano how they were doing on repeat medical calls. Mammano said it was a little better.

MAYOR'S REPORT Mayor Aagaard thanked City staff for the plant that was sent after her surgery and thanked Riley for covering for her at the last meeting.

ADJOURN Riley made a motion, seconded by Wilson, to adjourn; Riley, Doyle, Walhood, Wing and Wilson voted in favor; motion carried. Mayor Aagaard adjourned the meeting at 7:06 p.m.

MINUTES APPROVED THIS 10TH
DAY OF JUNE, 2015.



Joanne Aagaard, Mayor



Lars Gare, City Manager