

CITY OF ROCKAWAY BEACH

City Council Meeting



Date: September 13, 2017
Time: 6:00PM
Location: City Hall Council Chambers

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, Council President Sue Wilson, Councilors Nathan Beeman, Jim Doyle, and Terry Walhood. Also present: City Manager Lars Gare, City Attorney John Putman, Public Works Director Luke Shepard, Fire Chief Barry Mammano, and Police Chief Charlie Stewart. Absent: Melissa McCarty and Kristine Hayes.

CONSENT CALENDAR

Wilson made a motion, seconded by Doyle, to approve the consent calendar as indicated.

Position #2 - Sue Wilson: Motion

Position #5 - James Doyle: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

CITIZEN INPUT ON NON-AGENDA ITEMS

Dave May, 165 S. Palisade St., expressed his concerns with the Police Department. He stated he would like to see the Council consider having Finance Officer Marni Johnston at their meetings to voice her opinion on the budget as she felt that next year the City would have to lay off 2 police officers. May pointed out that the item before the Council were paid invoices for tires and wheels and he had highlighted the mileage of the vehicle. He stated it was for a set of custom wheels, it cost \$1,700.00 for wheels and tires and he thought this should not be happening, some body had to be in charge. Doyle questioned the need for new tires and wheels with only 7500 miles on the vehicle. Police Chief Stewart explained that this was on the undercover vehicle and explained why the wheels and tires were purchased and pointed out the credit he had received the ones traded in.

PRESENTATIONS, GUESTS AND ANNOUNCEMENTS

Gare read a proclamation from the state in recognition of First Responders Appreciation Week. He stated he hadn't written one specifically for the City, but if the Council made a motion he would do so. Beeman made a motion, seconded by Wilson, to approve the proclamation recognizing First Responders Appreciation Week.

Position #1 - Nathan Beeman: Motion

Position #2 - Sue Wilson: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

STAFF REPORTS

1) Parks and Rec
4) Public Works

2) Fire Dept
5) City Manager

3) Police Dept

Kathy Kammerer reported that Parks & Recreation Director Melissa McCarty was visiting her family, so she would present the summer report. She reported that the registration had doubled this year, the average daily attendance was 30 kids, and the August average was 28 kids. Kammerer reported the high attendance fieldtrip this year was bowling and they took 42 kids. She stated they had gone to Depot Bay for whale watching and it was great because the whales were there. She said there had also been Carnival in the Park and she thanked the Police Department, Public Works, the Lions Club and their hot dog booth and the Rockaway Community Church who donated their proceeds to Parks & Recreation. She thanked the Bay City Methodist Church for providing Grub Club lunches throughout the summer program.

Police Chief Stewart reported that the calls for service in August indicated they had been very busy. He thanked the citizens for their active participation in the safety of the City, noting that without them the Department would not be as successful in closing criminal investigations. He stated they had enjoyed assisting with Race of Champions and were able to raise over \$2,500.00 this year. He stated Officer Begin was starting to prepare for the 2018 Polar Plunge. He reported they had just finished Oregon Impact and ODOT funds for Pedestrian Safety Exercise, DUI and Seat Belt. He thanked David Elkins for his donation of a new security camera system to be used at the Rockaway Beach Police Department. Stewart reported he was using the \$5,000.00 grant received from the Siletz Tribal Charitable Contribution Fund by ordering 3 Automated External Defibrillators (AED). He announced that starting tomorrow he was offering active threat training for City employees and then at the High School.

Fire Chief Barry Mammano reported they had 151 man hours, 9 fire calls, most were fire complaints, 1 MVA and 26 medical calls. He stated a lot of the medical calls were up to 4 a day and many were the same address. He added that they had also helped out the Nehalem Fire Department.

Public Works Director Luke Sherpard reported there had been a few events Public Works had participated in such as Carnival in the Park, Race of Champions and the eclipse and all seemed to have gone smoothly. He reported the Washington Street crosswalk project was moving forward with the internal comment period within ODOT which would extend to September 20, 2017. He added hopefully that would be the end of the process and then it could be built. Shepard stated the last Local Improvement District (LID) had been done in 2001, but the first order of business would be to update the City's LID ordinance before looking at proceeding with an LID for N. Pacific St. He stated the big project they had been working on was the impoundment project at Jetty Creek which was now flowing through its new creek bed. He said he would like to put together a slide show for the next meeting. Shepard reported he was preparing for a new waterline repair and would be working on replacing the water main on Breaker Ave. south of Washington Street south to S. 7th Ave. before it was repaved. He stated they were preparing for the rainy season by cleaning out culverts and ditches. Doyle asked about the corner on S. 2nd Ave. that Mammano had expressed concern with fire trucks not being able to make the turn. Shepard said there was nothing he could do about it, it was history. He stated ODOT had forced the owner of that corner piece to sell to them so that they could do the corner in that manner. He added that there was no action he could take to remove the barrier. Wilson asked if the 12th Ave. crosswalk was coming back as she had seen it had been painted. Shepard did not think so, but ODOT would be back to mark one at N. 2nd Ave. and he would ask them about plans to put 12th back at that time.

Gare announced that at the next meeting the City Council would hold a public hearing on a water rate increase. He stated he was finishing up the personnel handbook for the next meeting, too. He told the Council the emergency plan included in their packets was for them to review and then it would be presented to the citizens. He reported the eclipse turned out to be not much trouble, there was some additional traffic on Monday afternoon and that was it. He stated Labor Day went well and Carnival in the Park was a success as well as the Race of Champions. Gare gave kudos to all City staff for all the work through the season as it was a successful season and the City looked good for the season. He reported the TRT was up and the marijuana tax was coming in good.

OLD BUSINESS

None

NEW BUSINESS

APPROVAL OF RESOLUTION 17-656, RELATING TO WORKMEN'S COMPENSATION FOR PUBLIC SAFETY VOLUNTEERS

Gare stated this was a state requirement, in order to make sure the City complies with applicable law. Wilson made a motion, seconded by Beeman, to approve Resolution No. 17-656, relating to Workmen's Compensation for public safety volunteers.

Position #2 - Sue Wilson: Motion

Position #1 - Nathan Beeman: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

APPROVAL OF RESOLUTION 17-657, ADOPTING THE CITY OF ROCKAWAY BEACH POLICE DEPARTMENT POLICY MANUAL AS IT RELATES TO VEHICLE INVENTORY SEARCHES

Mayor Aagaard stated that this was a requirement of the Police Department. Walhood asked if this was something new. Stewart replied that it was not, it was for a new policy manual and how they were to document valuable items. He noted the other resolution addressed how the items were kept once in the department. City Attorney John Putman explained that it also protected them and it helped enforce and protect for an unconstitutional search. Gare stated he was requesting approval of both resolutions. Walhood made a motion, seconded by Doyle, to approve Resolution No. 17-657, adopting the City of Rockaway Beach Police Department Policy Manual as it relates to vehicle inventory searches.

Position #4 - Terry Walhood: Motion

Position #5 - James Doyle: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

APPROVAL OF RESOLUTION 17-658, ADOPTING THE CITY OF ROCKAWAY BEACH POLICE DEPARTMENT POLICY MANUAL AS IT RELATES TO THE PROPERTY SAFEKEEPING INVENTORY PROCESS

Beeman made a motion, seconded by Wilson, to approve Resolution No. 17-658, adopting the City of Rockaway Beach Police Department Policy Manual as it relates to the property safekeeping inventory process.

Position #1 - Nathan Beeman: Motion

Position #2 - Sue Wilson: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

APPROVAL OF RESOLUTION 17-659, RELATING TO IMPLEMENTATION OF THE COUNTY-WIDE NATURAL HAZARDS MITIGATION PLAN

Mayor Aagaard stated this was a Tillamook County requirement. She said a series of meetings were held and this represented the formal adoption plan. Gare explained the need to adopt this was to receive funds

in case of an emergency. Beeman made a motion, seconded by Wilson, to approve Resolution No. 17-659, relating to implementation of the County-Wide Natural Hazards Mitigation Plan.

Position #1 - Nathan Beeman: Motion

Position #2 - Sue Wilson: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

APPROVAL OF THE ROCKAWAY BEACH EMERGENCY PLAN

Gare explained that this was a work in progress and he had used Manzanita's plan as a template. He stated if there was a need to add or change things, it could be done, but he thought it covered what needed to be covered. He thought the Council should be able to get it approved by December. Doyle asked how it would be kept up to date. Gare said it would probably be him since the City didn't have an emergency manager. Doyle asked if the plan would be in rental properties. Gare stated there should be a one page sheet to give out. Walhood mentioned a list of information had been given out to motels in the past and it was suggested that they put the information on the back of the room door. Art Ball, 360 N. Ocean St., said he was involved in a committee that was looking into an emergency plan and expressed his concern about citizen involvement. Mayor Aagaard reassured him that there would be public hearings and meetings to discuss the plan. She noted the places throughout town where meeting calendars are posted.

Position #5 - James Doyle: Motion

Position #4 - Terry Walhood: 2nd

Position #1 - Nathan Beeman: Approve

Position #2 - Sue Wilson: Approve

Position #3 - Kristine Hayes: Absent

Position #4 - Terry Walhood: Approve

Position #5 - James Doyle: Approve

COUNCIL COMMENT

Wilson stated the Carnival in the Park was great and McCarty had done a great job of organizing it. Walhood agreed with Wilson on both comments.

MAYOR'S REPORT

Mayor Aagaard stated it had been a good summer program and she had been disappointed in the eclipse.

Mayor Aagaard recessed to Executive Session under ORS 192.660(1)(h) at 6:58 p.m.

Mayor Aagaard convened Executive Session at 7:03 p.m. She closed Executive Session at 7:17 p.m.

She reconvened Regular Session at 7:18 p.m.

ATTORNEY COMMENTS

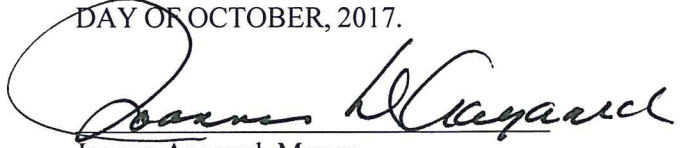
Putman stated coming back from Executive Session regarding the Hettervig vs Choruby and City of Rockaway Beach the case was dismissed which happened Monday. He said he was waiting for the General Judgement which should occur in a week or two. He explained this matter involved a zoning permit that the Hettervigs challenged because it would block their view. He further explained dismissal was based on the fact that it should have been done through the Land Use Board of Appeals (LUBA). He stated there were continued discussions regarding settlement and he had presented the settlements and if Council wanted to give him direction, he would take it. Mayor Aagaard told Putman to continue with what he was doing and wait and see. Putman stated since there was no decision coming out of Executive Session he would report back to the City Council.

ADJOURN

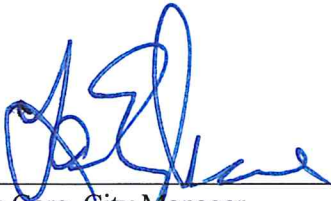
Wilson made a motion, seconded by Beeman, to adjourn. Mayor Aagaard adjourned the meeting at 7:24 p.m.

- Position #2 - Sue Wilson: Motion
- Position #1 - Nathan Beeman: 2nd
- Position #1 - Nathan Beeman: Approve
- Position #2 - Sue Wilson: Approve
- Position #3 - Kristine Hayes: Absent
- Position #4 - Terry Walhood: Approve
- Position #5 - James Doyle: Approve

MINUTES APPROVED THIS 11TH
DAY OF OCTOBER, 2017.



Joanne Aagaard, Mayor



Lars Gare, City Manager