

CITY OF ROCKAWAY BEACH
REGULAR CITY COUNCIL MEETING

September 14, 2016

CALL TO ORDER Mayor Aagaard called the meeting to order at 6:00 p.m. There were thirty-five (35) guests present.

PLEDGE OF ALLEGIANCE

ROLL CALL Present: Mayor Joanne Aagaard, Council President Sue Wilson, Councilors: Jim Doyle, Myrna Riley, Terry Walhood, and Jonathan Beeman. 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 Walhood, to approve the consent calendar as indicated, the minutes of the June 13, 2016 regular City Council meeting and the August 2016 check register as written; Riley, Walhood, Wilson, Beeman and Doyle voted in favor; motion carried.

CITIZEN INPUT NON-AGENDA ITEMS Cindy Martin-Shaw, 8840 Adah Hidy, expressed her concerns regarding water quality in Salt Air Creek and Rock Creek and the notification process. She read a letter she had brought into the record.

Terry Watts, 690 N. Pacific Street, thanked the Council for their service. He expressed his concerns regarding the speed of cars using N. Pacific Street and safety. He added he would like to see 30 mph signs along Pacific Street be reduced to 15 mph.

Bruce Bobeck, 515 15th Street, Astoria, introduced himself to the Council and said he was running for a state senate position and thanked the Council for what they do.

Kathie Raisler, 26528 White Dove Avenue, said she had spoken to the Council before about camping and knew they were having their first reading of the camping ordinance. She provided the Council with a petition from neighbors against camping on vacant lots. She thanked the Council for their consideration of the proposed ordinance.

Dana Allen, S. Beacon, stated he had a 5th wheel placed on 4th Ave. and Beacon St. and wanted to persuade the Council to not approve this ordinance. He said he had looked at the Comprehensive Plan and there was nothing that allowed the City to deny camping on vacant land. He referred to the zoning ordinance and Oregon statutes. He said in his opinion the City was not allowed to regulate camping.

PRESENTATIONS, GUESTS & ANNOUNCEMENTS, None.

STAFF REPORTS Melissa McCarty, Parks & Recreation Director, reported the summer program had gone really well with good participation. She thanked the Coast Guard for the field trip. She stated Carnival in the Park went well even though there had been concern that it wasn't going to occur. She thanked Public Works, the Fire Department, and the City Council who had helped. She reported there had been a lot of donations from the community and goodies for the goody walk. McCarty thanked the Lions Club, the Community Church and the Bay City Methodist Church for their volunteers. She said she would be having the Halloween parties and maybe one for adults and then she would be out of town in November.

Fire Chief Barry Mammano reported they had 17 members now, and last month they had 146 man hours, 13 fire calls, 1 fire and lots of fire complaints, 53 medical calls, and 2 MVAs.

Police Chief Stewart congratulated to City staff and volunteers wrapping up another summer in Rockaway Beach. He noted he was applying for grants. He reported that through August there had been 294 volunteer hours. He stated he had sent out a donation letter for things he thought they needed that had not been budgeted and within 2-4 weeks they had met their goal. He stated he was looking at other safety equipment and maybe new vehicles. Stewart reported the Department had almost doubled their arrest rate from last year. He stated he wanted to have the 2 ballistic shields and then wanted to purchase trauma bags in case of a major incident and one for 2195 on the Fire Department.

Public Works Director Luke Shepard reported on the Washington Street crosswalk and that the design was done. He stated they had an estimate of \$45,000.00 to get it done, listed the ODOT requirements. He stated the project was currently at ODOT quick fix project program, but he had budgeted for it so if he got the green light, he could get going. Shepard reported the Water Treatment Plant project was moving along and as soon as the state approved the design, the fabrication shop would begin to build the units. He noted the plan was to start in December. He stated the archeologist work in the Nature Preserve was about to be completed and he thanked Don Best for all of his help and if Army Corps of Engineers concurred with the archeologist, he would be able to move forward on the project. Shepard stated that the City knew it had been awarded the grant, but staff hadn't received the notice to proceed. He reported the impoundment project was over cost and so the group was going to get together to bring the cost down so they were looking at new survey and in January the project would be re-bid. He stated tomorrow Public Works would be getting the gently used dump truck and he would also be meeting with the Beautification Committee tomorrow.

City Manager Lars Gare stated the Carnival in the Park was a big success, with good weather and it was well attended. He stated it was one of the 2 big fundraisers for Parks and Recreation. He said McCarty had done an

excellent job and kudos to her. He reported the Civic Facility kitchen was almost finished; all appliances were installed it had a real dishwasher, a range and oven, freezer, refrigerator, and stainless steel work tables. He said it still needed some shelving, cabinets and some cookware. He stated place settings were purchased, and staff had used grant money and City money to accomplish this and now it had a first class facility. Gare explained that staff had been doing a lot of advertising and the Council needed to revisit the fee schedule so that the City could be competitive as there would be costs in cleaning and maintaining.

**APPROVE RES.
NO. 16-647**

Gare explained that this resolution had been tabled because of verbiage, but staff had consulted with other municipalities and CIS and the resolution was now compliant and he would ask the Council to approve. Wilson made a motion, seconded by Beeman, to approve the adoption of Resolution No. 16-647, providing workers' compensation coverage for City Volunteers; Wilson, Beeman, Riley, Walhood and Doyle voted in favor; motion carried.

**APPROVE OLCC
LICENSE**

Gare explained that this application was for a new business at the former Dragonfly Sisters location. He stated Renee had opened a café and wine tasting business and staff was asking the Council to approve the application and recommend approval to the OLCC for their approval. Beeman made a motion, seconded by Wilson, to move the Liquor License Application submitted by Renee's Tasting Room and Café, LLC be forwarded to OLCC with a recommendation of approval; Wilson, Beeman, Riley, Walhood and Doyle voted in favor; motion carried.

**DISCUSS RB
EMERG. PLAN**

Mayor Aagaard said the Council would discuss the revised City Emergency Plan and staff would incorporate inputs into the final version to be approved in October. Gare explained that staff had been discussing an emergency plan and were close to getting done, but he needed some input from the Fire Department. He further explained that the purpose was not to cover every possible scenario, but he thought it covered most everything it needed to. He stated much of emergency planning was scenario dependent, when a real disaster occurred it depended on a lot of variables, so what he wanted was an agile plan that would react as necessary. Gare said this would provide a plan to refer to and he wanted to put it before the Council tonight where it could be discussed or they could pass an idea on as they thought of it. Wilson asked how the declaration of a command site would be disseminated. Gare replied that it would go out by all means possible that could be used. Doyle asked if each department had gone through the plan. Gare stated all but the Fire Department. Walhood thought the basis of the plan was very good and it covered a lot of things. Gare said if they objected to anything, to let staff know and review of it from a residents stand point. Mayor Aagaard suggested they take it home to read.

**DISCUSS PRO-
POSED CAMPING
ORDINANCE**

Gare said this was not the brain child of the Police Chief it had come from several sources. He explained it had to do with property rights, rights-of-way, and public safety and had asked the City Attorney to develop an ordinance. He stated this didn't mean that this had to be adopted and Council needed to look at the intent, the public safety and welfare. City Attorney John Putman explained there was language referring to sanitation and he was asked to address this so he had focused on the sanitation issue. He stated the ordinance was here for discussion and it was not prohibiting grandkids camping or an RV that had been invited and was not looked at with land use eyes, but with health issues which were certainly within the purview of the Council. Gare explained that it was designed more for RVs parked in the public rights-of-way and for permits along narrow streets. Walhood stated in having a permit it helped emergency people if the police had to do a welfare check. Gare said the overall attempt was to not prohibit people who wanted to visit Rockaway Beach. He said if Council had any comments, please pass them on now or later. Doyle stated there had to be some limits and asked how the City could regulate how many tents could be on a site. Gare stated staff would ask other communities that had similar problems. Mayor Aagaard commented it would only get worse as more people came. Gare noted the increased stress on City infrastructure. Putman said in answer to Doyle he would talk to Tillamook County Community Development as they had references that could give limits to address people using the bushes as sanitation sites. It was agreed to revisit this at the next Council meeting.

**APPROVE RB
MARKETING
PLAN & BUDGET
FOR FY 2016/2017**

Gare stated this plan was developed by Tillamook Coast then the City would proceed to enter into an agreement with Tillamook Coast and would eventually have mini contracts with multiple providers to get the best quality. Doyle asked if this plan would take the place of the contract with Tillamook Design & Marketing. Gare said yes, that contract had ended and staff had been working with Tillamook Coast toward a new contract. Betty Baumgart, Tourism Commission Chair, explained how the marketing plan had been developed. She said the City needed to strive to have people here all year round. She stated the Tourism Commission were only advisors to the Council, so Nan Devlin would be implementing the plan with the City Manager. Baumgart said Tillamook Coast had some exciting individuals that knew what they were doing to help Devlin. Gare explained the Tourism Commission was started as an advisory body and that was how they really performed a service to the Council. He noted Baumgart had done an exceptional job. Gare stated the County and City were receiving a lot more revenue than was anticipated, so the question was now becoming how much was really needed to spend on advertising. He said working together would save money so it may be that the legislature would have to look at this again and the way it was divided for normal expenses versus how much was used for advertising. Gare noted that people might see a bus with Rockaway Beach on it in Portland and the ad was purchased with money from the City's portion. Wilson made a motion, seconded by Beeman, to approve and adopt the Rockaway Beach

Marketing Plan as recommended by the Tourism Commission; Wilson, Beeman, Riley, Walhood and Doyle voted in favor; motion carried.

CC COMMENTS Wilson stated it had been a great summer and she hoped all the merchants were satisfied. Beeman thanked Public Works and the Police Department for what they did this summer and said the merchants he deals with were happy. Walhood stated Parks and Recreation had a tremendous summer and that she could certainly see how many more tourists were coming to Rockaway Beach this summer and fall.

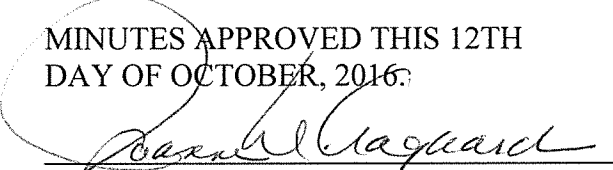
MAYOR'S REPORT Mayor Aagaard stated the Catholic Church had asked her to announce that they would be having a dedication of the new addition on September 18 from 1:00 to 3:00 p.m. She mentioned that the Hawaiian cart in Tillamook would like to bring a cart up to Rockaway Beach.

EXECUTIVE SESSION Mayor Aagaard convened executive session at 7:25 p.m. She adjourned executive session at 8:19 p.m.

REGULAR SESSION Mayor Aagaard reconvened regular session at 8:20 p.m. Putman stated there was some ongoing litigation the City was involved with and had been subpoenaed, the case name was Choruby. He said the City may want to join as a party, but he wanted the Council to consider to delegate that authority to the City Manager to join that law suit if necessary. He added he would ask for a motion to delegate the authority to the City Manager to direct City Attorney to make that occur. Doyle made a motion, seconded by Beeman, to delegate the authority to decide to join the law suit of the Choruby case to the City Manager, Circuit Court in Tillamook; Wilson, Beeman, Riley, Walhood and Doyle voted in favor; motion carried.

ADJOURN Wilson made a motion, seconded by Beeman to adjourn; Wilson, Beeman, Riley, Walhood and Doyle voted in favor; motion carried. Mayor Aagaard adjourned the meeting at 8:25 p.m.

MINUTES APPROVED THIS 12TH
DAY OF OCTOBER, 2016:


Joanne Aagaard, Mayor


Lars Gare, City Manager