

CITY OF ROCKAWAY BEACH
REGULAR CITY COUNCIL MEETING

JULY 13, 2016

CALL TO ORDER Mayor Aagaard called the meeting to order at 6:00 p.m. There were eighteen (18) guests present.

PLEDGE OF ALLEGIANCE

ROLL CALL Present: Mayor Joanne Aagaard, Council President Sue Wilson, Councilors: Jim Doyle, Myrna Riley 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.

CONSENT CALENDAR Wilson made a motion, seconded by Walhood, to approve the minutes of May 11, 2016, regular City Council meeting as written and the May and June 2016 check registers as presented; Wilson, Walhood, Doyle and Riley voted in favor; motion carried.

CITIZEN INPUT NON-AGENDA ITEMS Jean Scholz, 340 Northslope Way, expressed her continued concerns with emergency signs that pointed to a dead end and that it should be taken down or moved to a different location. She stated she had participated in the Cascadia Rising exercise and found that the City would be on its own in the event of a disaster. She reported she had been told the City really needed high frequency in the communication trailer. Scholz stated she had suggested that it would be good idea to let ham radio people have access to the trailer in the case of an emergency. City Manager Gare remarked that the City was in the process of addressing the emergency issues.

John Orloff, 340 Northslope Way, offered information regarding a situation with S. Juniper St. where a steep slope existed and a previous landslide had occurred. He stated the house there might become non-habitable, the City might face a financial liability and it should be looked into.

Kathie Raisler, 26528 White Dove Ave., wished to inform the City Council of the activities over the 4th of July on David Ave. where there had been 40-50 people camped on a vacant lot with 22 cars and loud music that went on from Thursday through Tuesday. She stated she lived a street over in Rockaway Beach and it had affected her. She said after she went to Tillamook County she had been sent to the City and then was told that the City didn't have jurisdiction in that area. Raisler asked for some amendments to the zoning ordinance, listed what she would like to see added to the ordinance and encouraged the City to work together with the County to enforce ordinances and make them compatible. Gare noted the City was working on a camping ordinance and it would include a lot of what Raisler had mentioned.

Maggie Hogland, Nehalem Ave., expressed her concern with the illegal fireworks on the 4th of July and the problems she had in her neighborhood.

Laura Jones, 215 S. Miller St., told of her concerns regarding the railroad abandonment and the rails to trails program and what the ramifications could be to property owners.

Dottie & John Mullivan, 532 N. Pacific St., asked that the Council allow their terminally ill son to live in a trailer on their vacant lot in Nedonna Beach located on Beach Street.

PRESENTATIONS, GUESTS & ANNOUNCEMENTS Colleen Deshazer, a local project manager for Mobilitie, had come to the City to initiate a franchise process between the City and Mobilitie. She stated she would like to pursue the franchise process with staff. She described the company, what they could do for the community and what their structure would look like. She pointed out that any other company that used space on their structure would have to pay a franchise fee to the City as well. Mayor Aagaard said she would refer this to Gare to proceed. Deshazer said any information the Council needed, they would be able to provide. She said Mobilitie had the ability to move the structure a little bit, reduce the height and to shroud the structure.

STAFF REPORTS Melissa McCarty, Park & Recreation Director, reported they had started the summer program with swimming once a week and a field trip once a week. She stated last week they went to the Coast Guard Station and rode on a boat and drove a boat. She said she was excited about the other field trips she had planned and that families were welcome. McCarty reported she had 36 kids signed up and had 2 new volunteers. She stated pretty soon she would be meeting with the committee for Carnival in the Park. She reported she had the bonfires and might trade out a couple for a family movie night. She said she was excited about the position and everything was going well. Mayor Aagaard thought the Coast Guard trip sounded like fun. McCarty said she had one child who wanted to go back 50 more times. Gare said McCarty had a lot of good ideas, was good with outreach and he looked forward to her expanding the program and trying new things.

Fire Chief Barry Mammano reported on Fire Department activities for both May and June and stated they now had 13 members. He reported in May they had 129 man hours, 8 fire calls, 10 medical calls and a couple of MVAs. He said in June they had 104 man hours, 2 fire calls, both false alarms, 1 water rescue, 15 medical calls, and a burn to learn. He asked about utilizing the new ordinance and fining the owner for false alarms.

Police Chief Stewart remarked on the citizen comments regarding fireworks that he had thought they would have had 2 officers just for fireworks and he had not been made aware of the Nedonna issue. He listed the major calls that had occurred on July 4th noting that they had had problems the week prior to July 4th. He stated their calls were up 33%

over last year. He reported that coming up they would be conducting additional DUII enforcement over the weekend of July 8, since THC oil became legal on July 7, 2016. Stewart announced that August 2, was National Night Out Against Crime from 4:00 p.m. to 7:00 p.m., but there would be a change in venue from the Police Dept. parking lot to the Civic Facility to use the kitchen. He introduced new Officers Ahlers and Begin. Stewart said Ahlers brought training experience and he was excited to get Begin on the road. He stated Officer Rondeau had received his DPSST basic certification. He thanked City staff, the Budget Committee and the City Council for their support during the budget season.

Public Works Director Luke Shepard stated, as had been mentioned, the City had made it through another 4th of July. He stated this year what stood out was the record water consumption. He reported that on July 5 the City went through 846,000 gallons of water where last year it had gone through 655,000 gallons. He stated the demand this past Memorial Day weekend had been close to what the City sees on a 4th of July weekend. He noted these high demands put a strain on the water and sewer systems. Shepard stated this really highlighted the importance of the Master Plan Capital Improvement Projects that were carried out each year. He stated he was now working with Lower Nehalem Watershed Council (LNWC) and was able to secure \$482,000.00 in grant funds for the project. He reported the LNWC now had control of the project and had put it out to bid, but the bids came in high so the project would now be scheduled for next summer. Shepard said this year had been very good for the City for grant funds especially for facilities and infrastructure. He announced the City had received the final word on the Nature Preserve grant through the Oregon Parks and Recreation Dept. (OPRD) that the City got the grant for Phase 1 of the project in the amount of \$377,000.00 which was one of the biggest grant amounts OPRD had ever awarded through their Recreational Trails Program. He noted if he included that grant, the impoundment project, the kitchen upgrades and the other smaller grants the City had received it would almost total \$1,000,000.00. Shepard reported that the new Pacific View water pumping station would be set in place tomorrow morning. He stated included in Council packets was the proposal for one of this year's water improvement projects, which would take place at the Water Treatment Plant, a project that had been in the works for quite some time. He explained they would do away with the first generation membrane technology, which had reached the end of its useful life and bring in a newer more robust membrane system. He noted that he would be able to do this for far less than the initial estimates had been. He reported he had been working with FEMA since December and would be wrapping up the paperwork for all of the completed projects. Shepard stated there was one project remaining and that was to upgrade 3 temporary culverts that were installed after the storm. He said they would be replaced with larger fish friendly culverts. He added the City would still receive the FEMA funds for the completed projects, probably within the next 6 weeks. Shepard noted he had budgeted to purchase a lightly used dump truck and was currently in the process of specing that out.

Gare stated it was no accident the City had received the grants since staff knew what they were doing; he was very proud and would keep pursuing any grants that made sense to seek. He thanked everybody concerned. He reported that he planned to bring an emergency management plan to the Council at their next meeting. He stated the Police Department and the Fire Department had done a great job on the 4th considering the level of activity. Gare said all and all they had done really well with no injuries or property damage and he tipped his hat to both departments. He added he would also pass along congratulations to Public Works and Administration as the parade had gone well despite all the pedestrians. He reported that with regard to the rails to trails comment there had been a meeting in Garibaldi staff had attended where it was discussed that a law firm was to assist property owners with possible damages upon the Port of Tillamook Bay's abandonment of 81 miles of rail. He stated the firm was trying to determine ownership as well as many other questions. He announced the marijuana tax would be on the November ballot. He stated he was looking forward to getting the funding from the County for the finishing touches of the kitchen and he was hoping to be done by August. Wilson asked that staff forward any information about the railroad abandonment to them.

APPOINT CITY COUNCILOR

Mayor Aagaard stated the Council would appoint an individual to fill the Council vacancy. She named the applicants as Jonathan Beeman, Joan Lerew, Patrick McIntire and Doug Montgomery. Gare passed out the ballots prepared for the vote. Gare and City Attorney John Putman tallied the ballots. Gare announced the appointment went to Jonathan Beeman. Wilson made a motion, seconded by Doyle, to appoint Jonathan Beeman as City Councilor with a term ending December 31, 2016; Wilson, Doyle, Riley and Walhood voted in favor; motion carried. Mayor Aagaard administered the oath of office.

APPROVE MULTI-JURISDICTIONAL MOA

Gare stated there was a frequency of national disasters in Tillamook County and this document outlined the strategies that communities could use in the case of an emergency and other disasters. He said it would go before all the jurisdictions listed and he was asking for Council approval. Mayor Aagaard asked for questions and there were none. Doyle made a motion, seconded by Walhood, to approve the Multi-Jurisdictional Natural Hazards Mitigation Memorandum of Agreement; Doyle, Walhood, Beeman, Wilson and Riley voted in favor; motion carried.

ADOPTION OF RES. NO. 16-646

Mayor Aagaard stated the Wayside needed to be available to the public on holidays and holiday weekends. She stated this resolution blocked the use for festivals and other events during those weekends. Gare explained that this was in response to complaints he and staff had received about the holiday weekends. He stated the feeling in town was that on those holiday weekends people are going to come anyway and the City only reserved the Wayside on the 4th when it was closed anyway. He stated the lack of parking and other issues that had arisen on those weekends were the driving force behind this resolution. Walhood stated she had businesses and citizens comment to her regarding why this was being done and she

pointed out that Tillamook County was trying to get people here in the shoulder season. Gare stated people were going to come on holidays, so spreading them out may be a better thing to do. He said he was not trying to put the Council in a bad situation, but he wanted people to look at other weekends. Doyle made a motion, seconded by Wilson, to approve adoption of Resolution No. 16-646 pertaining to use of the Rockaway Beach Wayside during certain specified weekends and holidays; Doyle, Wilson, Beeman, Riley and Walhood voted in favor; motion carried.

ADOPT AUDIT ACTION PLAN

Gare stated the City had an audit that had been extended by the auditor. He explained the plan of action that the Finance Officer had drawn up for Council approval was what the State wanted, it was nothing special and it was just the details around the execution of the budget. Doyle asked if these deficiencies weren't already resolved. Gare replied that he thought the last one the City had already moved to correct, so the audit was written and it had already been fixed it. Wilson commented that this was one of the cleanest audits that she had seen. Gare said he was asking for approval so it could be sent to the State. Walhood made a motion, seconded by Riley, to adopt the Audit Action Plan as presented; Walhood, Riley, Beeman, Wilson and Doyle voted in favor; motion carried.

APPROVE USE OF WAYSIDE

Mayor Aagaard stated the Lions wished to serve train riders during weekends in August and during Labor Day weekend. She asked if the Lions would have to come back with a new application. Gare stated no, because they don't take up the entire Wayside, they don't take much space and they designate where they're located. Walhood stated it had been brought up at the Lions meeting that if the Lions did more than 13 days of sales, they would have to buy a \$650.00 license, but they declined to do so. Gare stated he hadn't heard that, but that issue wasn't the Council's decision to make and he thought they should support the Lions. Wilson stated there had been businesses who complained to them because they saw it as preferential treatment. Walhood said the Lions had asked the train to unload on the west side rather than the east side. Beeman stated the train unloads on the west side for safety issues. David Jeffers, 122 N. 3rd Ave., pointed out that the kettle corn guy sits at the train depot to sell his popcorn. Doyle made a motion, seconded by Riley, to approve the Rockaway Lions Club applications for use of the Wayside; Doyle, Riley and Beeman voted in favor, Wilson and Walhood opposed; motion carried.

CC COMMENTS

Beeman thanked the Council for having faith in him and stated he would do his best as a City Councilman. Riley congratulated Beeman and said it was good to have him aboard. She thanked the Fire Dept. for the wonderful fireworks, and thanked the Police Dept. for what they handled on the 4th. Wilson thought everybody had done a superb and outstanding job on the 4th. Walhood thanked the City, the Police Dept. and the Fire Dept. for all that they had done. She said she was totally excited about the grants. Doyle welcomed Beeman aboard.

**MAYOR'S
REPORT**

Mayor Aagaard welcomed Beeman and McCarty and the Coast Guard trip blew her mind; she thought McCarty had done a really good job. She asked if Gare would get the candidate filing paperwork to them. Gare said he would. Mayor Aagaard congratulated the Fire Dept., Police Dept., Public Works and everybody who had done such a wonderful job on the 4th.

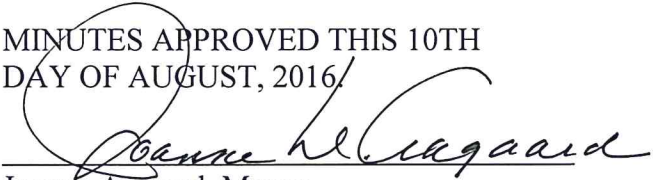
**ATTORNEY
COMMENTS**

Putman alerted the Council that he was working with staff on a number of issues and giving them a heads up for the next meeting.

ADJOURN

Wilson made a motion, seconded by Riley, to adjourn; Wilson, Riley, Beeman, Walhood and Doyle voted in favor; motion carried. Mayor Aagaard adjourned the meeting at 7:30 p.m.

MINUTES APPROVED THIS 10TH
DAY OF AUGUST, 2016.



Joanne Aagaard, Mayor



Lars Gare, City Manager