

CITY OF ROCKAWAY BEACH
REGULAR CITY COUNCIL MEETING

NOVEMBER 18, 2015

CALL TO ORDER Mayor Aagaard called the meeting to order at 6:00 p.m. There were twelve (12) guests present.

PLEDGE OF ALLEGIANCE

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

CONSENT CALENDAR Doyle made a motion, seconded by Walhood, to approve the consent calendar, the minutes of the October 14, 2015, regular City Council meeting and the October 2015, check register as presented; Doyle, Walhood, and Wilson voted in favor; motion carried.

CITIZEN INPUT NON-AGENDA ITEMS Karen Mahurin, 966 S. Beacon St., thanked the City Council for the quick response they received regarding a gentleman's concerns for Ed Hart County Park. She added his concerns were addressed right away. Mahurin stated that although the paving of Hwy. 101 was wonderful the crossing at Washington St. had been removed and it was a well-used crosswalk by many people including the handicapped. She stated she had been told by her neighbor that it was up to ODOT and so she was here to ask the City to do what they could to help get the crosswalk back. Wilson explained that ODOT says there are too many crosswalks in Rockaway Beach. Gare said the City would try to re-approach ODOT to see what could be done. He stated staff had tried to get them to leave as many as possible and had won some battles and lost some. He pointed out to Mahurin that it wouldn't hurt to send a letter to a representative. Mahurin stated she appreciated the suggestion. David Jeffers, 122 N. 3rd Ave., said he was a member of the Lions Club and last year the Lions had donated 33 meals for needy families, but this year it had increased to 50 and they were in need of funds so he was asking for donations from the City or individuals. Walhood mentioned that the Hope Chest had donated \$300.00.

Betty Baumgart, 1405 Pansy Court, President of the Tourism Commission, reported on the meeting last month. She stated they meet on the second Tuesday of the month and they had their annual post season Merchant Meeting. She noted it was very successful and they had a fun time. Baumgart stated the economic benefits of tourism were visible as the City had 9 new businesses. She reported that there were two things that Tillamook Coast wanted to accomplish next year by Christmas; they hope every community could put together a light show in trying to increase tourism in the off seasons only and encourage guests to drive through the entire County. She stated people might see next spring from Joseph a bicycle that rides on the train rails. She stated they were here last month

and gave an example and were planning to go en masse up to the Salmonberry, which would be fun.

PRESENTATIONS, None.

GUESTS & ANNOUNCEMENTS

STAFF REPORTS Fire Chief Barry Mammano reported they had a quiet October with 96 man hours, 18 medical calls and 1 fire call. He noted the Department had two new members.

Public Works Director Luke Shepard reported that the Seaview Lake fountain was up and running and if people hadn't seen the fountain he would encourage them to do so. He noted the fountain was lit at night. He reported the work was continuing on the Nature Preserve and most of the money spent would be from the TLT grant the City had received. Shepard stated next the City would be looking at applying for the Oregon Parks & Recreation grant that would fund the construction of the walkway. He stated one part was a Cultural Resource assessment that assures that the project won't impact historical features or artifacts of the Nature Preserve. He stated the City would be applying for the Joint Permit with Army Corps of Engineers and Department of State Lands. He said the City was working to design the trail that would meet all the permit and grant requirements and meets the budget limitations. Shepard reported the City had been awarded the Special Cities Allotment paving grant in the amount of \$50,000.00 to be used to pave S. 2nd Ave. from S. Easy Street to S. Lagoon Street. He also reported that he had received notification that the grant for the Jetty Creek Impoundment was approved by the Oregon Watershed Enhancement Board. He stated the grant was in the amount of \$355,670.00 and also for the same project the Oregon Department of Fish and Wildlife awarded another \$126,887.00. Shepard stated Public Works was getting the town ready for the tree lighting and would be getting the tree tomorrow. Wilson asked when Christmas décor would go on power poles. Shepard replied as soon as possible with the weather.

Gare reported that the item that Mr. Isbell brought forward about the baseball field for Little League would be on the next agenda. He stated the City had survived the first storm with only minor outages. He announced that the Holiday Gift Fair was the Friday & Saturday after Thanksgiving and the Lighting of the Tree was on Friday at 6:30 p.m. at the Wayside. He noted the Beautification Committee had been decorating City Hall and the Civic Facility. He reported the kitchen modification would be working around events that were taking place. He stated the idea was to get set up for people to actually cook once all appliances were installed. Gare stated staff had budgeted for the improvements and the City was also applying for a TLT grant. He reported the Center Market construction had started and they had left the walking trail where it was and people would be able to see the fountain. He warned that the Council

would probably be having an executive session regarding litigation on rip rap on the beach. Walhood mentioned that the Tree Lighting was usually at 6:30 p.m. not 6:00 p.m. as indicated on the website. Gare stated it would be changed.

APPROVE OLCC APPLICATION

Mayor Aagaard stated the City Council was required to approve OLCC applications prior to the OLCC giving final approval. She said this license was for the new store located at 1720 N. Hwy. 101, formerly Mazatlan Restaurant. Gare explained the City Council approves the license then it goes to the State for final approval. He noted the Police Department had no adverse comments. Wilson made a motion, seconded by Walhood, to approve the OLCC license for RB Little Store, LLC; Wilson, Walhood, and Doyle voted in favor; motion carried.

DISCUSS MARIJUANA TAX

City Attorney John Putman asked Wilson to pose her questions regarding the taxation of marijuana. Wilson said the City was not collecting taxes on marijuana so was there something that would preclude the City collecting the taxes prior to the State doing so after January 1, 2016. Putman stated the OLCC will be creating rules to govern the sales of recreational marijuana so even though the authority may be in place as of January 1, 2016, the rules may not be in place at that time. Putman explained the City hadn't adopted an ordinance, but it could create an ordinance now to impose a tax and then put it out to the voters. Wilson stated it would have to be a special election. Putman stated there was an election in March or May, but there would be some cost. He noted the League of Oregon Cities had a draft ordinance. He said the City could have a tax based on the Home Rule allowing cities to have their own rules and ordinances. Mayor Aagaard asked what other cities were charging. Putman stated he thought they were charging a 3% tax. Walhood pointed out a special election would cost the City \$3,000.00. Gare stated he would look into the cost. Wilson stated she didn't want the City to miss out on revenue that would be valuable. Putman stated last month Gare had asked him to do this, but the ordinance could be drafted and ready for the next Council meeting. Discussion continued regarding the amount of tax that needed to be collected to cover the cost of a special election.

CC COMMENTS

Wilson stated she was looking forward to the holiday season. Walhood thanked Public Works for getting the beautiful fountain going in Seaview Lake. She invited everybody to the Lighting of the Christmas Tree, the start of the holiday season. She stated Santa would be arriving to greet the children, too. Doyle mentioned the remodel of the kitchen and that the City had applied for the grant funds for that and the Nature Preserve. He asked if Gare had seen how many unhappy people there were of those who didn't get funds. Gare stated he had, but that there were other things afoot. He noted that even if the City didn't get the grant for the kitchen improvements the City had the funds to do the project. He noted it was a bona fide tourism facility and met the definition. Walhood stated she had been working on finding caterers for the Hope Chest dinner and was having difficulties because of it being a catering kitchen rather than a

commercial kitchen and how it had narrowed the field. Gare noted that the Civic Facility was a source of revenue. Mayor Aagaard stated she hoped it would be done by January so Meals for Seniors could use the space since the church had a construction project that interferes with their fundraiser. Walhood asked about the week day meals. Mayor Aagaard said they were getting by for now, but they didn't have enough room for the French Toast Breakfast.

**MAYOR'S
REPORT**

Mayor Aagaard said Hi to all the kids at Marie Mills.

ADJOURN

Wilson made a motion, seconded by Doyle, to adjourn; Wilson, Doyle and Walhood voted in favor; motion carried. Mayor Aagaard adjourned the meeting at 6:38 p.m.

MINUTES APPROVED THIS 9TH
DAY OF DECEMBER, 2015.


Joanne Aagaard, Mayor


Lars Gare, City Manager