



City of Rockaway Beach

City Council Meeting Minutes

Date: Wednesday, August 10, 2022
Time: 6:00 P.M.
Location: Rockaway Beach City Hall, 276 HWY 101 -Civic Facility

Join here to testify remotely:

<https://us06web.zoom.us/j/83608681445?pwd=YmhobVRqTm9ZZ0RTYkVTcDhSTHZCZz09>

Meeting ID: 836 0868 1445

Passcode: 664393

View the meeting live here:

<https://janescottvideoproductions.com>

CALL TO ORDER – Susan J Wilson, Mayor

PLEDGE OF ALLEGIANCE

ROLL CALL

[Mayor – Susan J Wilson: Present](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Present](#)
[Position #1 - Mary McGinnis: Present](#)
[Position #5 - Penelope Cheek: Present](#)
[Position #2 - Tom Martine: Present](#)

CONSENT AGENDA

Martine made a motion, seconded by Walhood to approve the July 13, 2022, Minutes and July 2022 Check Register: Motioned Carried.

[Position #2 - Tom Martine: Motion](#)
[Position #4 - Terry Walhood: 2nd](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Approve](#)
[Position #1 - Mary McGinnis: Approve](#)
[Position #5 - Penelope Cheek: Approve](#)
[Position #2 - Tom Martine: Approve](#)

PRESENTATIONS, GUESTS & ANNOUNCEMENTS

Tillamook County Housing Coordinator Thomas Fiorelli presented a on the Coordinated Homeless Response Pilot Program. Fiorelli spoke to the council about the agreement and of the participant's duties and obligations of this Pilot Program.

STAFF REPORTS

Fire Dept: Chief Todd Hesse spoke on call volume that the Fire department responded to during the month of July. Hesse talked about trainings that the fire department have focused on in the month of July with lots of participation from each one of the volunteers and joint trainings with other departments. Hesse spoke about the Emergency Preparedness group, and the group gathered over 30 names of potential volunteers, and there is a monthly training that is held to increase the skills of the group. Hesse was excited to announce the first full time firefighter Ryan Boos who first day was August 1st and things have been going very well. Hesse talked about a presentation at the next council meeting that the city manager and himself are working on about the Fire Department's capital vehicle replacement plan. Hesse is reviewing 5 ordinances' on burning and fireworks and he will take his recommendations to the City Manager Luke Shepard, and they will present them to the council.

Deputy Kevin Gorgen spoke about calls that they responded to during the month of July, most of the calls that the deputies have responded to are vehicle and home thefts, the sheriff's department is asking the community to install security devices such as cameras to help and locate suspects and deter crime. Seatbelts and stop signs have been the biggest issues. Speed has not been an issue, most vacationers and the ones that live in the community will go slow in the town of Rockaway due to all the crosswalks.

Public Works Superintendent Dan Emerson spoke about what Public Works has been focusing on in the summer and the month of July. The Wayside parking lot has been painted on July 25th and looks fresh. The seal coat that was done on south 3rd has been finished. Paving season is in full swing, and first on the list was Lake Lytle picking up where the last paving stopped and tying into Charlotte St. the project turned out great! Emerson gave a shout out to Plant Operator Caleb Smith who passed his Water Treatment 1 Certification. Staff members of Public Works, Rockaway Fire Department, & City Hall have been meeting monthly to hold safety meetings and there have been no reports of any injuries.

City Manager Luke Shepard spoke about the paving project that was completed in Lake Lytle on August 3rd and that it looks great. There will be another paving project that will potentially take place in August and is expected to be completed by early September 2022, the project will be just under a half mile on sections of South Easy St. and South Nehalem Ave. The Oregon Department of Transportation has awarded the city of Rockaway a grant for \$100,000 to be put towards this project. Shepard spoke on the Anchor St. Facilities concept and the amenities for the site including parking, additional restrooms, a playground, a seating/picnic area, informational kiosk, a small event venue, and possible electric vehicle charging stations. Oregon Department of Transportation is looking to put in super charging stations along the highway and if the site is selected then ODOT will work with the city to install them. The next step will be to take this plan to the engineers for design work and cost estimating. Shepard spoke on some potential code updates. He added that the new website will be launching on September 5th, 2022.

OLD BUSINESS

REQUEST FOR FIRST READING BY TITLE ONLY OF ORDINANCE NO. 22-442 AN ORDINANCE REGULATING SHORT TERM RENTAL OPERATIONS

Catherine Imbrie 26773 White Dove & Karen Normandin 8905 Donald, spoke the on short term rentals in the Nedonna Beach area.

Robin Swain 113 South Miller- Spoke on short-term rentals as a house cleaner.

Charles Minelly 123 N Harbor spoke about the proposed short-term rental ordinance.

Terry Watts 690 N Pacific Spoke on short term rentals.

City Manager Luke Shepard spoke about the changes that he was directed to make at July 2022 council meeting.

McGinnis made a motion seconded by Walhood to amend the draft Ordinance No. 22-442 by reversing the changes made at the July meeting with the exception of keeping both the sections regarding the online database and the information sign.

[Position #1 - Mary McGinnis: Motion](#)

[Position #2 - Tom Martine: 2nd](#)

[Position #3 - Kristine Hayes: Abstain](#)

[Position #4 - Terry Walhood: Approve](#)

[Position #1 - Mary McGinnis: Approve](#)

[Position #5 - Penelope Cheek: Approve](#)

[Position #2 - Tom Martine: Approve](#)

Walhood made a motion seconded by McGinnis for the city council to approve Ordinance No. 22-442 as amended by title only.

[Position #4 - Terry Walhood: Motion](#)

[Position #1 - Mary McGinnis: 2nd](#)

[Position #3 - Kristine Hayes: Abstain](#)

[Position #4 - Terry Walhood: Approve](#)

[Position #1 - Mary McGinnis: Approve](#)

[Position #5 - Penelope Cheek: Approve](#)

[Position #2 - Tom Martine: Approve](#)

REQUEST FOR SECOND READING BY TITLE ONLY OF ORDINANCE NO. 22-442 AN ORDINANCE REGULATING SHORT TERM RENTAL OPERATIONS

Cheek made a motion seconded by McGinnis to approve Second Reading by title only of Ordinance No. 22-442 as amended.

[Position #5 - Penelope Cheek: Motion](#)

[Position #1 - Mary McGinnis: 2nd](#)

[Position #3 - Kristine Hayes: Absent](#)

[Position #4 - Terry Walhood: Approve](#)

[Position #1 - Mary McGinnis: Approve](#)

[Position #5 - Penelope Cheek: Approve](#)

[Position #2 - Tom Martine: Approve](#)

ADOPTION AND APPROVAL OF ORDINANCE NO. 22-442

Walhood made a motion seconded by Martine to adopted and approve of Ordinance No. 22-442 as ammended.

[Position #4 - Terry Walhood: Motion](#)
[Position #2 - Tom Martine: 2nd](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Approve](#)
[Position #1 - Mary McGinnis: Approve](#)
[Position #5 - Penelope Cheek: Approve](#)
[Position #2 - Tom Martine: Approve](#)

NEW BUSINESS

REQUEST FOR APPROVAL OF RESOLUTION NO. 22-976; A RESOLUTION TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH TILLAMOOK COUNTY ON A MULTI-GOVERNMENTAL COORDINATED HOMELESS RESPONSE PROGRAM

Martine made a motion seconded by McGinnis to approve of Resolution no. 22-976.

[Position #2 - Tom Martine: Motion](#)
[Position #1 - Mary McGinnis: 2nd](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Approve](#)
[Position #1 - Mary McGinnis: Approve](#)
[Position #5 - Penelope Cheek: Approve](#)
[Position #2 - Tom Martine: Approve](#)

APPROVE FUNDING AWARDS FOR THE 2022 COMMUNITY GRANT

McGinnis made a motion seconded by Walhood to have the City Council of Rockaway Beach award Meals for Seniors funding in the amount of \$6000.00.

[Position #1 - Mary McGinnis: Motion](#)
[Position #4 - Terry Walhood: 2nd](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Approve](#)
[Position #1 - Mary McGinnis: Approve](#)
[Position #5 - Penelope Cheek: Recused herself due to being on the board of directors with Meals for Seniors.](#)
[Position #2 - Tom Martine: Approve](#)

APPROVAL OF AWARD TO THE LOWEST RESPONSIBLE BIDDER FOR THE S. NEHALEM AVE. & S. EASY STREET OVERLAY PROJECT

Martine made a motion seconded by Walhood to approve the contract award for the S. Nehalem Ave. & S. Easy Street overlay project.

[Position #2 - Tom Martine: Motion](#)
[Position #4 - Terry Walhood: 2nd](#)
[Position #3 - Kristine Hayes: Absent](#)
[Position #4 - Terry Walhood: Approve](#)
[Position #1 - Mary McGinnis: Approve](#)
[Position #5 - Penelope Cheek: Approve](#)

[Position #2 - Tom Martine: Approve](#)

OLCC LIQUOR LICENSE FOR “LITTORAL LOUNGE, 342 HIGHWAY N. 101”

McGinnis made a motion seconded by Cheek to recommend approval of the Liquor license for Littoral Lounge.

[Position #1 - Mary McGinnis: Motion](#)

[Position #5 - Penelope Cheek: 2nd](#)

[Position #3 - Kristine Hayes: Absent](#)

[Position #4 - Terry Walhood: Approve](#)

[Position #1 - Mary McGinnis: Approve](#)

[Position #5 - Penelope Cheek: Approve](#)

[Position #2 - Tom Martine: Approve](#)

COUNCIL CONCERNS

Counciler McGinnis spoke about advertising funding and asked if Tillamook Coast will be doing a year end presentation. Shepard said yes. McGinnis spoke about the process for renting the community center and ask if Shepard would looking into the process and suggest how it could be made easier or less expensive. She thanked Public Works for all their hard work and making the town look beautiful.

Councilor Walhood complimented the beautification committee and thanked the Public Works Dept. on how well the city looks.

Cheek spoke on short term rental trash issues and how nice it is to be able to get the ordinance to have a little bit of teeth to get the trash issues cleaned up.

Martine talked about the town looking good, thanked Public Works and the beautification committee for all their hard work they have put in.

MAYOR’S REPORT

Wilson talked about a getting a resolution or ordinance in place that no fireworks can be sold within the city of Rockaway. McGinnis asked if they could review the noise and fireworks ordinances and bring them to the tables. Shepard said he would begin working on that.

CITIZEN INPUT ON NON-AGENDA ITEMS

Daniel Howlett 132 N Grayling St. Talked about economic development.

Cindy Gregory 217 S. Dolphin - Talked about fireworks.

ADJOURNMENT

Martine made a motion seconded by McGinnis to adjourn the meeting: Motioned Carried.

[Position #2 - Tom Martine: Motion](#)

[Position #1 - Mary McGinnis: 2nd](#)

Position #3 - Kristine Hayes: Absent
Position #4 - Terry Walhood: Approve
Position #1 - Mary McGinnis: Approve
Position #5 - Penelope Cheek: Approve
Position #2 - Tom Martine: Approve

Adjourned at 7:50 PM

MINUTES APPROVED THIS
14TH DAY OF SEPTEMBER 2022

Mayor, Susan J. Wilson

City Manager, Luke Shepard

Rockaway Beach Fire Rescue

276 Hwy 101 S

PO Box 5

Rockaway Beach OR 97136

503-374-1752



Date September 6, 2022

Honorable Mayor, City Council and City Manager of Rockaway Beach

Fire Department Council Report:

The following is a summary of the activities and operations of the Rockaway Beach Fire Rescue Department for the month of August 2022.

The Department responded or participated in 78 events during the month of August, the breakdown is listed below.

911 calls for Service: 35	Trainings: 7	Non-Emergent: 36
25- Medical	Drone\Water	22- Beach Safety
4- Fire Alarm	Tactics	1- Public Assist
1- Structure Fire	Hose/Nozzles	1- Lift Assist
3- Water Rescue	Medical	8- Burn Complaints
1- MVA	Apparatus Operator	4- Radio call-ins
1- Outside Fire		0- Special Assignments
0-Vehicle Fire		

Year to Date	<u>2021</u>	<u>2022</u>
911 Calls	297	266
Non-Emergent	176	174
Trainings	73	84
Total	546	524

Training update- The department focused August Thursday night trainings on hose and nozzle practice, preparing and practicing with water rescue equipment for summer emergency responses, and ocean rescue training. The Apparatus Operator /Officer development training program continues, and is going well, I have 2 in the class each Wednesday advancing their skills. task book should be completed in September. Medical training focused on airway management.

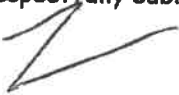
Beach Safety continues to be a priority of the department. The focus continues to be on education and safety. During the month of August crews were on the beach 22 times providing information to citizens and visitors.

	August	YTD
Fire safety\Educational Moments-	53	107
Water Safety Messages\Out of Water-	78\216 persons	202\458
Stickers to kids-	5	19
Educational signs reset-	2	11
Education Signs Replaced-	2	4
Fires extinguished-	21	44
Volunteer Hours	48	234

Emergency Preparedness group and Radio group continue to meet and train. September is Emergency preparedness month. We will be hosting a GO Bag class on September 17th. Repairs and updates to the radio shack are being planned for this fall. Training on radio procedures and skills for preparedness continue to be taught.

Overall, my mission and goals have not changed. I continue to take care of the immediate safety of my crew and public needs as my highest priorities. If you have any questions, concerns or thoughts please let me know.

Respectfully submitted,



Todd Hesse
Fire Chief
Rockaway Beach Fire Rescue



TILLAMOOK COUNTY SHERIFF'S OFFICE

CONSERVATORS OF THE PEACE

Sheriff Joshua Brown

Rockaway Beach Patrol

Month of August 2022

With the passing of the Labor Day weekend, we have brought to a close a successful summer season in Rockaway Beach. This was the first full summer of law enforcement service provided by the Sheriff's Office and marks just a little over a year since we entered the partnership with the City of Rockaway Beach for those services. We believe we have been able to provide a professional and productive service this first year and look forward to continuing that in the future.

Some of the more notable calls handled in August include a transient male trying to steal another person's phone which resulted in injury to the victim. The suspect has been arrested in that case.

Another call involved an assault by a juvenile on one of their parents. That juvenile was taken into custody with the Oregon Youth Authority.

We have taken a few theft reports this month. We would like to remind you to lock up your valuables or take them with you when able. One theft in particular was of an expensive electric bicycle from the bed of a pickup.

As some of you may have seen, Deputy Ahlers has been back on active patrol in town. We are glad to see him back working in the community.

School is back in session for the kids, as a reminder the school zones will be in effect and our deputies will be enforcing them.

Undersheriff Matt Kelly



August 31, 2022

Dear Mayor and City Council Members,

The month of August had keep us very busy, new water and sewer services continue to come in. Demand for water is at a peak and we have responded to several water leaks throughout the month, some have required brief service interruptions. The water treatment plant continues to be an outstanding performer making plenty of safe clean drinking water. We continue work on the new booster system for Scenic View Drive. Electrical permits have been approved conduit is expected to be installed in September. The City Hall is on schedule to get new outside lights, gutters, and a paint job. The City Hall was last painted in 2010.

Paving projects are going as planned, Nehalem & Easy Street came out great, we are very happy to have receive grant money for overlay paving projects as costs continue to rise. We worked together with Tillamook County Public Work to get NE Lake Boulevard paved from Hwy 101 to the bus entrance. Public Works had our sewer plant impoundment paved. Rockaway Beach Public Works Road Department has an excellent set of skilled employees this allows for lots of inhouse work, saving on cost for these paving projects, this includes cutting and removing asphalt, changing out valve covers, rising catch basins, grading, adjusting manholes, and putting shoulder rock down after paving is finished.

The sewer plant and collection system are performing great. The White Dove sewer main extension project has started. Notices were hand delivered Thursday August 25th; I expect it to go very smooth as we have good working experience with JM Excavation.

We have an exciting project coming together for our 3rd street reservoir, this is part of another grant received called the American Rescue Plan Act. This project will address the issues found during the inspection. We also just finished our 2022 SCA grant application if received would be for more overlay paving. Public Works purchased a new tapping tool for tapping pressurized watermain lines. The old tapping tool (I've been told) was in service for over 30 years and started to fail, we appreciate the high quality of tools that we are fortunate enough to buy.

Thank you,

Dan W. Emerson, Superintendent
City of Rockaway Beach Public Works
P: 503.374.0586 / C: 503.457.6094
PublicWorks@corb.us

Rockaway Beach Community Grant Application

276 S Hwy 101 | PO Box 5 Rockaway Beach OR 97136 | Ph. (503) 374-1752 | www.corb.us



The City of Rockaway Beach may provide community grants to non-profit entities and organizations that serve the Rockaway Beach community. Community entities and organizations that serve the Rockaway beach community, but are not designated non-profits, will need to meet at least one of the following criteria to be eligible for a grant:

- Provides assistance for essential utilities, food, medical needs, clothing or shelter.
- Provides educational or recreational opportunities for children or seniors.
- Generates/supports economic activities in Rockaway Beach.

In evaluating requests, the city will consider the following criteria:

- The requesting organization's history of success and fulfillment of previous grant obligations.
- The organizational and financial stability of the requesting organization.
- The number and types of community members served by the request.
- The ability to measure and track effectiveness of the project or service.
- Grant funds will not be used for travel, budget deficits or for routine operating expenses.

Please type or print clearly:

1. Organization: Friends of the Rockaway Beach Library
2. Non-Profit #: 93-1224557 (FED) 23419 (State Charitable Reg)
3. Mailing Address: PO Box 185, Rockaway Beach, OR 97136
4. Telephone No.: Bldg- 503-355-2665, J. Scholtz - 503-355-2792
5. Email: scholtzjeanc@gmail.com
6. Contact Person: Jean C Scholtz
7. Requested Amount: \$4,921.33
8. Project/Use for funds: Display cases and display tower for local art/information
9. Attach a letter explaining how the funds will be used, how the evaluation criteria will be met, and any other information relevant to the request and Community Grant Policy guidelines.

Return completed applications and letters to one of the following:

- 1) CityHall@Corb.us
- 2) City of Rockaway Beach
Community Grants
276 S Hwy 101, PO Box 5
Rockaway Beach OR 97136

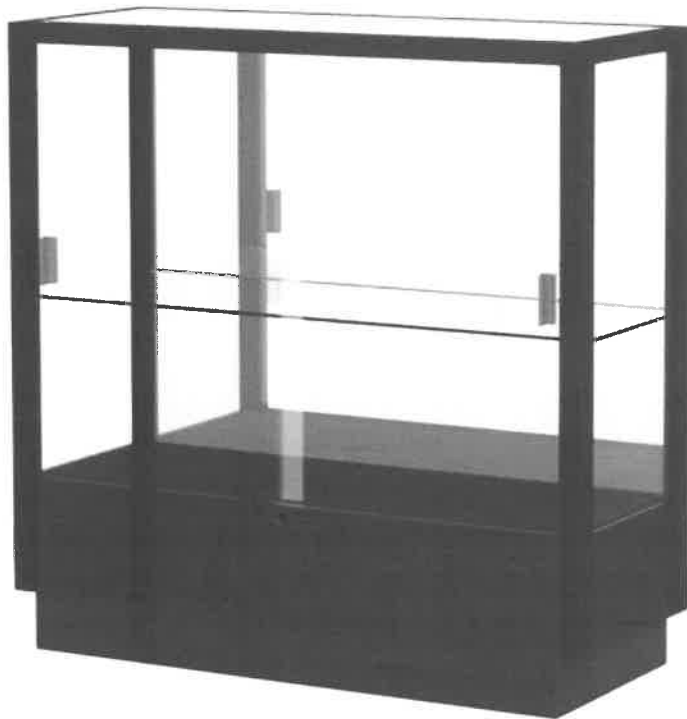
For additional information please contact the City Hall at CityHall@corb.us or by calling 503-374-1752.

Community Grant Request – 2022-2023

FRIENDS OF THE ROCKAWAY BEACH LIBRARY
JEAN SCHOLTZ, PRESIDENT

One of the features of our local Rockaway Beach Library is a display of books written by local authors. We currently have these books and other artifacts (posters, art work, etc.) displayed in a metal case. A few of these books are cataloged and can be checked out by patrons while most of them are only available for browsing while in the library. While this is a wonderful contribution to our library it would be better if we were able to display more about the books and authors that our patrons could easily view. We would use the requested funds to purchase two display cases so that we could create special displays on the various local authors. These displays would, of course, feature the book or books written by that author, but also more about their lives. Since most of these authors did not write for a living, such things as what they did for a living, various places they lived, when and why they were in the Rockaway Beach area would be of interest to those in the community. We (the board) would change these displays periodically and that could encourage our patrons to come in to check out the new display. With local authors still residing in the area, we might be able to have them offer a reading or a discussion while the display is featuring their work.

We have also discussed displaying such things as **go bags** and the various items that should be included in the go bags. Hopefully this will reach more of our community as we are trying to get our disaster readiness moving forward.



We have priced 2 display cabinets with glass sides and tops that will let us show not only their books, but pertinent photos, letters, and other memorabilia. We have carefully chosen the display cabinets to blend in with our current sets of shelves as we are limited in space.

We would also like to purchase a folding tower to display art works. This summer we have had our first art show. Students from a photography class at Neahkanie High School provided us with outstanding photos to display over the summer. Unfortunately the only place we could hold that display was on top of the bookshelves. The photos are fantastic but having to walk about the shelves to look at the different photos is not the ideal way to view them. Fortunately, one of our families has provided us with funding that will be used to display local art work. We will be installing a system that allows us to hang different photos and pictures on a wall in the library using a gallery type system so that we will not constantly be putting hangers in the wood walls of the library.

However, we don't have a place to display more temporary works – this could be very useful for children's art and even for displaying work that is done during classes held at the library or photos of events. Below is the system we are interested in purchasing with funds from this grant. This mobile/foldable system can be folded flat and stored when not in use and is easy to move to the right space when in use.

In addition, we will be able to use the display cases if we have an art show that contains sculptures.



Evaluation

We intend to determine how well the community likes these new displays in several ways. We will provide a short evaluation form for each new show and ask patrons to tell us if they liked the display, what we could do to improve our displays, and any other ideas they have for future displays. Our librarian will also help capture comments of our patrons.

Total Request

Display Cabinets 2 x \$1812.58 = \$3625.16

Shipping \$477.17

Display tower \$494

Shipping \$325

Total \$4921.33

We apologize for the high cost of shipping. Hopefully by the time we get our order placed we can find a way to lower that. But this is the quote that the company has given use for these two items. Note: the company is one that supplies mainly libraries and schools.

The Rockaway Beach Library is a real asset to our community. We have many retired citizens who stay close to home and having the library located right in our community is an asset to them. The library provides them with entertainment without having to travel to Tillamook. Our school children can study at the library with easy access to reference material. Tourists use our library as they can not only pick up beach reads, but they can use the computers, the internet and printers provided by the library. Many of them leave something in the donation jar to help with the expenses of the library. We believe that these new displays will provide both our citizens and our tourists with a new understanding of the artists in our community!

We thank the City of Rockaway Beach for providing funding for these grants.

Submitted by Jean Scholtz, President

Friends of the Rockaway Beach Library

September 5, 2022

RESOLUTION NO. 22-977

A RESOLUTION TO EXECUTE THE M.O.R.E. AGREEMENT AND NAME THE CITY MANAGER AS THE AUTHORIZED OFFICIAL FOR THE CITY OF ROCKAWAY BEACH

WHEREAS, the Managing Oregon's Resources Efficiently (MORE) Intergovernmental Agreement allows public agencies in Oregon to share resources including equipment, materials, and services for public works, municipal, transportation, engineering, construction, operations, maintenance, emergency management, and related activities; and

WHEREAS, MORE promotes the cost-effective and efficient use of public resources between public agencies in Oregon, pursuant to the authority in ORS Chapter 190, intergovernmental agreements; and

WHEREAS, the City of Rockaway Beach wishes to join as a member of MORE.

NOW THEREFORE, BE IT RESOLVED,

Section 1: The Rockaway Beach City Council authorizes the City Manager to execute the MORE agreement and to join as a member.

Section 2: The Rockaway Beach City Council names the City Manager as the Authorized Official for the City of Rockaway Beach.

Section 3: This Resolution shall become effective upon passage.

APPROVED AND ADOPTED BY THE ROCKAWAY BEACH CITY COUNCIL, AND EFFECTIVE THE 14TH DAY OF SEPTEMBER 2022.

Sue Wilson, Mayor

Attest: Luke Shepard, City Manager

MANAGING OREGON RESOURCES EFFICIENTLY {MORE}

INTERGOVERNMENTAL AGREEMENT for resources and services

This Agreement is made between the SIGNED PARTIES pursuant to the authority provided by ORS Chapter 190 and shall be referred as the **MORE-IGA** {Managing Oregon Resources Efficiently Intergovernmental Agreement} ("AGREEMENT").

WHEREAS:

1. Each PARTY owns certain equipment and materials, and provides services that may be useful to another PARTY for public works, municipal, transportation, engineering, construction, operations, maintenance, service districts, emergency management and related activities; and
2. The PARTIES agree that sharing equipment, materials, and services promotes the cost-effective and efficient use of public resources; and
3. The PARTIES desire to enter into this AGREEMENT to establish procedures for sharing equipment, materials, resources, and services, and defining legal relationships and responsibilities. Therefore, in consideration of the mutual covenants herein, it is

AGREED:

1. The PARTIES shall make available to each other vehicles, equipment, machinery, materials, related items ("EQUIPMENT OR MATERIALS") and/or services in the manner and on the terms and conditions provided herein. The PARTY supplying the services or the EQUIPMENT OR MATERIALS shall be designated as the "PROVIDER" herein. The PARTY receiving the services or assuming the use of EQUIPMENT OR MATERIALS shall be designated as the "USER" herein.
2. A cost estimate for specific services will be supplied by the PROVIDER at the request of the USER. Service PROVIDERS shall maintain an accurate cost accounting system, track expenditures and provide monthly billing to USER. Unless other arrangements are agreed upon by the PARTIES, PROVIDER'S invoices will be paid by USERS in full within thirty (30) days of billing.
3. EQUIPMENT OR MATERIALS and/or services shall be provided upon reasonable request at mutually convenient times and locations. The PROVIDER retains the right to refuse to honor a request if the EQUIPMENT OR MATERIALS are needed for other purposes, if providing the EQUIPMENT OR MATERIALS would be unduly inconvenient, or if for any other reason, the PROVIDER determines in good faith that it is not in its best interest to provide a particular item at the requested time. EQUIPMENT OR MATERIALS shall be returned immediately at PROVIDER'S request.
4. The USER receiving the EQUIPMENT OR MATERIALS shall take proper precaution in its operation, storage and maintenance. EQUIPMENT OR MATERIALS shall be used only for its intended purpose. The USER shall permit the EQUIPMENT OR MATERIALS to be used only by properly trained, properly licensed, and supervised operators. The USER shall be responsible for EQUIPMENT OR MATERIALS repairs necessitated by misuse or negligent operation and for the maintenance and/or replacement of high wear items (i.e., milling machine teeth, etc.). The USER shall not be responsible for scheduled preventive maintenance (P.M.) unless EQUIPMENT OR MATERIALS hours used exceeds the P.M. schedule periods and has been agreed by the PROVIDER. The USER shall perform and document required written maintenance checks prior to and after use and shall provide routine daily maintenance of EQUIPMENT OR MATERIALS (i.e., fluid checks, lubricating, etc.) during the period in which the EQUIPMENT OR MATERIALS is in USER'S possession.
5. PROVIDER shall endeavor to provide EQUIPMENT OR MATERIALS in good working order and to inform USER of any information reasonably necessary for the proper operation of the EQUIPMENT OR MATERIALS. The EQUIPMENT OR MATERIALS are provided "as is", with no representation or warranties as to its condition or its fitness for a particular purpose. USER shall be solely responsible for selecting the proper EQUIPMENT OR MATERIALS for its needs and inspecting EQUIPMENT OR MATERIALS prior to use. It is acknowledged by the PARTIES that the PROVIDER is not in the

business of selling, leasing, renting or otherwise providing EQUIPMENT OR MATERIALS to others, and that the PARTIES are acting only for their mutual convenience and efficiency.

6. The PARTIES shall provide EQUIPMENT OR MATERIALS storage to each other, at no charge, upon request when mutually convenient. It is recognized that such storage is for the benefit of the PARTY requesting it. The PARTY storing the EQUIPMENT OR MATERIALS shall be responsible for providing a reasonably safe and secure area and not responsible nor liable for theft or damage.
7. The PROVIDER may require, in its sole discretion, that only PROVIDER'S personnel operate EQUIPMENT OR MATERIALS. In so doing, PROVIDER shall be deemed an independent contractor and PROVIDER'S employees shall not be deemed employees of USER. The PROVIDER'S operator shall perform under the general direction and control of the USER, but shall retain full control over the manner and means of using the EQUIPMENT OR MATERIALS.
8. For the purposes of this AGREEMENT, the PARTIES are independent contractors. Nothing herein shall alter the employment status of any workers providing services under this AGREEMENT. Such workers shall at all times continue to be subject to all standards of performance, disciplinary rules and other terms and conditions of their employer. No USER shall be responsible for the direct payment of any salaries, wages, compensation or benefits for PROVIDER'S workers performing services to USERS under this AGREEMENT.
9. Each PARTY shall be solely responsible for its own acts and those of its employees and officers under this AGREEMENT. No PARTY shall be responsible or liable for consequential damages to another PARTY arising out of providing or using EQUIPMENT OR MATERIALS or services under this AGREEMENT. PROVIDERS requiring that their personnel operate EQUIPMENT OR MATERIALS shall, within limits of the Oregon Constitution and the Oregon Tort Claims Act, hold harmless, indemnify and defend the USER, its officer, agents and employees from all claims arising solely by reason of any negligent act by persons designated by PROVIDER to operate EQUIPMENT OR MATERIALS. Notwithstanding the above, the USER shall bear sole responsibility for ensuring that it has the authority to request the work, for its designs and for any representations made to the PROVIDER regarding site conditions or other aspects of the project. The PROVIDERS of the EQUIPMENT OR MATERIALS shall adequately insure the EQUIPMENT OR MATERIALS or provide self-insurance coverage.
10. Any PARTY may terminate its participation by providing thirty (30) days written notice to the other PARTIES. Any amounts due and owing by a terminating PARTY shall be paid within thirty (30) days of termination.
11. Nothing herein shall be deemed to restrict authority of any of the PARTIES to enter into separate agreements governing the terms and conditions for providing EQUIPMENT OR MATERIALS or services on terms different than specified herein.
12. Any OREGON PUBLIC ENTITY may become a PARTY to this AGREEMENT. Each PARTY in accordance with the applicable procedures of that PARTY shall approve this AGREEMENT. This AGREEMENT will be executed separately by each PARTY and shall be effective as to each PARTY and binding among all the PARTIES that have signed this AGREEMENT on the date of execution and sending a copy of the signed AGREEMENT to the CONTRACT ADMINISTRATOR. The current CONTRACT ADMINISTRATOR is:

Scott Wilson, Marion County Public Works, 5155 Silverton Road NE, Salem, Oregon 97305
Telephone: 503.365.3129 E-mail: SWWilson@co.marion.or.us

A new CONTRACT ADMINISTRATOR may be named at any time with the approval of a majority of the PARTIES.

13. This AGREEMENT may be amended by written amendment signed by all of the PARTIES.

- end of the AGREEMENT narrative -

Final MORE-IGA narrative revision date: March 5, 2013 (no changes or additions are allowed to the above)

MORE-IGA SIGNATURE PAGE

(MANAGING OREGON RESOURCES EFFICIENTLY INTERGOVERNMENTAL AGREEMENT)

IN THE WITNESS WHEREOF, the PUBLIC ENTITY _____ (PARTY) has caused this AGREEMENT to be executed by its duly authorized representatives as the date of their signatures below:

Signature of Officer	Date	Officer's title
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Signature of Officer	Date	Officer's title
----------------------	------	-----------------

Signature of Counsel	Date	Counsel's title
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Name & title of the AGENCY'S IGA OVERSEER:	
Address:	
Office Phone:	
E-mail:	
Cell Phone:	

<i>Optional:</i> Name & title of Agency's 2 nd Contact:	
Office Phone:	
E-mail:	
Cell Phone:	

1. **Mail the original signed MORE-IGA SIGNATURE PAGE** (this page – *actual hard copy page*) to:
 Scott Wilson, CONTRACT ADMINISTRATOR for distribution to member agencies.
 Marion County, 5155 Silverton Road NE, Salem, Oregon 97305 E-mail: SWWilson@co.marion.or.us
 Telephone: 503.365.3129 MORE-IGA web site: <http://www.co.Marion.or.us/PW/Roads/MORE>
2. Retain a 2nd **original signed MORE-IGA SIGNATURE PAGE** for your records (a total of 2-sets are required).
3. Send additional agency staff contacts' e-mail addresses to the above CONTRACT ADMINISTRATOR.
4. Copy other PARTIES' **MORE-IGA SIGNATURE PAGES** for your agency's records from the above MORE-IGA web site.





LIQUOR LICENSE APPLICATION

PRINT FORM

RESET FORM

1. Application. **Do not include** any OLCC fees with your application packet (the license fee will be collected at a later time). Application is being made for:

License Applied For:	CITY AND COUNTY USE ONLY
<input type="checkbox"/> Brewery 1 st Location	Date application received and/or date stamp: _____
Brewery Additional location (2 nd) <input type="checkbox"/> (3 rd) <input type="checkbox"/>	
<input type="checkbox"/> Brewery-Public House (BPH) 1 st location	Name of City or County: _____
BPH Additional location (2 nd) <input type="checkbox"/> (3 rd) <input type="checkbox"/>	
<input type="checkbox"/> Distillery	Recommends this license be: <input type="checkbox"/> Granted <input type="checkbox"/> Denied
<input checked="" type="checkbox"/> Full On-Premises, Commercial	
<input type="checkbox"/> Full On-Premises, Caterer	By: _____
<input type="checkbox"/> Full On-Premises, Passenger Carrier	
<input type="checkbox"/> Full On-Premises, Other Public Location	Date: _____
<input type="checkbox"/> Full On-Premises, For Profit Private Club	
<input type="checkbox"/> Full On-Premises, Nonprofit Private Club	OLCC USE ONLY Date application received: _____ Date application accepted: _____
<input type="checkbox"/> Grower Sales Privilege (GSP) 1 st location	
GSP Additional location (2 nd) <input type="checkbox"/> (3 rd) <input type="checkbox"/>	License Action(s): _____
<input checked="" type="checkbox"/> Limited On-Premises	
<input type="checkbox"/> Off-Premises	
<input type="checkbox"/> Warehouse	
<input type="checkbox"/> Wholesale Malt Beverage & Wine	
<input type="checkbox"/> Winery 1 st Location	
Winery Additional location (2 nd) <input type="checkbox"/> (3 rd) <input type="checkbox"/> (4 th) <input type="checkbox"/> (5 th) <input type="checkbox"/>	

2. Identify the applicant(s) applying for the license(s). **ENTITY (example: corporation or LLC) or INDIVIDUAL(S)**¹ applying for the license(s):

~~Historical Rockaway Snack Shack~~

App #1: NAME OF ENTITY OR INDIVIDUAL APPLICANT

App #2: NAME OF ENTITY OR INDIVIDUAL APPLICANT

Debra Reeves

App #3: NAME OF ENTITY OR INDIVIDUAL APPLICANT

Bruce Zehring

App #4: NAME OF ENTITY OR INDIVIDUAL APPLICANT

3. Trade Name of the Business (Name Customers Will See)

Historical Rockaway Snack Shack

4. Business Address (Number and Street Address of the Location that will have the liquor license)

101 S. Miller St

City

Rockaway Beach

County

Tillamook

Zip Code

97136

¹ Read the instructions on page 1 carefully. If an entity is applying for the license, list the name of the entity as an applicant. If an individual is applying as a sole proprietor (no entity), list the individual as an applicant.



OREGON LIQUOR CONTROL COMMISSION

LIQUOR LICENSE APPLICATION

5. Trade Name of the Business (Name Customers Will See) <i>Historical Rockaway Snack Shack</i>			
6. Does the business address currently have an OLCC liquor license? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
7. Does the business address currently have an OLCC marijuana license? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
8. Mailing Address/PO Box, Number, Street, Rural Route (where the OLCC will send your license certificate, renewal application and other mailings as described in OAR 845-004-0065[1].) <i>4708 NE 93rd St</i>			
City <i>Vancouver</i>	State <i>Washington</i>	Zip Code <i>98665</i>	
9. Phone Number of the Business Location <i>503-355-2599</i>		10. Email Contact for this Application and for the Business <i>dereeves77@gmail.com</i>	
11. Contact Person for this Application <i>Debra Reeves</i>		Phone Number <i>503-702-2002</i>	
Contact Person's Mailing Address (if different) <i>SAME</i>	City	State	Zip Code

Please note that liquor license applications are public records. A copy of the application will be posted on the OLCC website for a period of several weeks.

ATTESTATION: **READ CAREFULLY AND MAKE SURE YOU UNDERSTAND BEFORE SIGNING THIS FORM**

I understand that marijuana is prohibited on the licensed premises. This includes marijuana use, consumption, ingestion, inhalation, samples, give-away, sale, etc. I attest that all answers on all forms and documents, and all information provided to the OLCC as a part of this application are true and complete.

I affirm that I have read OAR 845-005-0311 and all individuals (sole proprietors) or entities with an ownership interest (other than waivable ownership interest per OAR 845-005-0311[6]) are listed as license applicants in #2 above. I understand that failure to list an individual or entity who has an unwaivable ownership interest in the business may result in denial of my license or the OLCC taking action against my license in the event that an undisclosed ownership interest is discovered after license issuance.

Applicant(s) Signature

- Each individual (sole proprietor) listed as an applicant must sign the application below.
- If an applicant is an entity, such as a corporation or LLC, at least one **INDIVIDUAL who is authorized to sign for the entity** must sign the application.
- An individual with the authority to sign on behalf of the applicant (such as the applicant's attorney or an individual with power of attorney) may sign the application. If an individual other than an applicant signs the application, please provide written proof of signature authority. Attorneys signing on behalf of applicants may list the state of bar licensure and bar number in lieu of written proof of authority from an applicant. **Applicants are still responsible for all information on this form.**

<i>Debra Reeves</i> App. #1: (PRINT NAME)	<i>Debra Reeves</i> App #1: (SIGNATURE)	App #1: Signature Date	Atty. Bar Information (if applicable)
<i>Mace Johnson</i> App. #2: (PRINT NAME)	<i>Mace Johnson</i> App #2: (SIGNATURE)	App #2: Signature Date	Atty. Bar Information (if applicable)
App. #3: (PRINT NAME)	App #3: (SIGNATURE)	App #3: Signature Date	Atty. Bar Information (if applicable)
App. #4: (PRINT NAME)	App #4: (SIGNATURE)	App #4: Signature Date	Atty. Bar Information (if applicable)



OREGON LIQUOR CONTROL COMMISSION BUSINESS INFORMATION

Please Print or Type

Applicant Name: DEBRA REEVES Phone: 503-702-2002

Trade Name (dba): HISTORICAL ROCKAWAY SNACK SHACK LLC

Business Location Address: 101 S MILLER ST

City: ROCKAWAY BEACH ZIP Code: 97136

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday 7 to 1
 Monday 7 to 11
 Tuesday 7 to 11
 Wednesday 7 to 11
 Thursday 7 to 11
 Friday 7 to 1
 Saturday 7 to 1

Outdoor Area Hours:

Sunday _____ to _____
 Monday _____ to _____
 Tuesday _____ to _____
 Wednesday _____ to _____
 Thursday _____ to _____
 Friday _____ to _____
 Saturday _____ to _____

The outdoor area is used for:

- Food service Hours: _____ to _____
 Alcohol service Hours: _____ to _____
 Enclosed, how _____

The exterior area is adequately viewed and/or supervised by Service Permittees.

(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: _____

ENTERTAINMENT

Check all that apply:

- Live Music Karaoke
 Recorded Music Coin-operated Games
 DJ Music Video Lottery Machines
 Dancing Social Gaming
 Nude Entertainers Pool Tables
 Other: _____

DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday _____ to _____
 Monday _____ to _____
 Tuesday _____ to _____
 Wednesday _____ to _____
 Thursday _____ to _____
 Friday _____ to _____
 Saturday _____ to _____

SEATING COUNT

Restaurant: _____ Outdoor: 16
 Lounge: 10 Other (explain): _____
 Banquet: _____ Total Seating: _____

OLCC USE ONLY

Investigator Verified Seating: _____(Y) _____(N)
 Investigator Initials: _____
 Date: _____

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: Debra Reeves Date: 4-19-22

1-800-452-OLCC (6522)

www.oregon.gov/olcc

(rev. 12/07)



OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY FORM

PRINT FORM

RESET FORM

1. Name (Print):	ZEHRUNG Last	BRYCE First	Allen Middle
2. Other names used (maiden, other):			
3. Do you have a Social Security Number (SSN) issued by the United States Social Security Administration? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, you must list your SSN: [REDACTED]			
SOCIAL SECURITY NUMBER DISCLOSURE Initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 656(a)(13) & ORS 25.785). If you are an applicant or licensee and fail to provide your SSN, the OLCC may refuse to process your application. Your SSN will be used only for child support enforcement purposes unless you indicate below. Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your <u>voluntary consent</u> to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC § 552(a)).			
4. Do you consent to the OLCC's use of my SSN as described above? Check this box: <input checked="" type="checkbox"/>			
5. Date of Birth (DOB):	FEBRUARY (mm)	22 (dd)	[REDACTED] (YYYY)
6. Driver License or State ID #:	[REDACTED]		7. State WA
8. Contact Phone:	360-823-6901		
9. E-mail Address:	BRYCE Z 222 @ HOTMAIL.COM		
10. Mailing Address:	4708 NE 93rd St. (Number and Street)	VANCOUVER (City)	WA - 98665 (State) (Zip Code)
11. In the past 10 years, have you been convicted of a felony or a misdemeanor in a U.S. state outside of Oregon? No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> (If yes, explain in the space provided, below) Unsure <input type="checkbox"/> Choose this option and provide an explanation if, for example: you were arrested or went to court, but are unsure of whether there was a conviction; you paid a fine or served probation or parole, but are unsure of whether there was a conviction; or if you know you had a conviction, but you are unsure of whether the conviction has been removed from your record, etc.			



OREGON LIQUOR CONTROL COMMISSION
INDIVIDUAL HISTORY FORM

12. Do you, or any entity that you are a part of, **currently hold** or **have you previously held** a recreational marijuana license in Oregon? (Note: marijuana worker permits are not marijuana licenses.)

No Yes Please list licenses (and year(s) licensed) below Unsure Please include an explanation:

13. Do you, or any entity that you are a part of, hold an alcohol license in a U.S. state outside of Oregon?

No Yes Please list licenses (and year(s) licensed) below Unsure Please include an explanation:

14. Do you or any entity that you are a part of, have any other liquor license applications pending with the OLCC?

No Yes Please list applications below Unsure Please include an explanation:

You must sign your own form (electronic signature acceptable). Another individual, such as your attorney or an individual with power of attorney, **may not** sign your form.

Affirmation

Even if I receive assistance in completing this form, I affirm by my signature below, that my answers on this form are true and complete. I understand the OLCC will use the above information to check my records, including but not limited to my criminal history. I understand that if my answers are not true and complete, the OLCC may deny my license application.

Name (Print):	ZEMALUNG Last	Bryce First	Allen Middle
Signature:	<i>Bryce Zehung</i>		Date: 3/3/22

This box for OLCC use ONLY

Does the individual currently hold, or has the individual previously held, an OLCC- issued liquor license?



OREGON LIQUOR CONTROL COMMISSION
INDIVIDUAL HISTORY FORM

PRINT FORM

RESET FORM

1. Name (Print):		Reeves Last	Debra First	Elaine Middle
2. Other names used (maiden, other): m. Lemon, oulette				
3. Do you have a Social Security Number (SSN) issued by the United States Social Security Administration? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, you must list your SSN: 523-98-1043				
<p>SOCIAL SECURITY NUMBER DISCLOSURE: As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). If you are an applicant or licensee and fail to provide your SSN, the OLCC may refuse to process your application. Your SSN will be used only for child support enforcement purposes unless you indicate below.</p> <p>Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your <u>voluntary consent</u> to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC § 552(a)).</p>				
4. Do you consent to the OLCC's use of my SSN as described above? Check this box: <input checked="" type="checkbox"/>				
5. Date of Birth (DOB):		August (mm)	22 (dd)	[REDACTED] (yyyy)
6. Driver License or State ID [REDACTED]			7. State Washington	
8. Contact Phone: 503-702-2002				
9. E-mail Address: debra@77.com				
10. Mailing Address:		4708 NE 93rd St (Number and Street)	UABOUVER (City)	WA 98665 (State) (Zip Code)
<p>11. In the past 10 years, have you been convicted of a felony or a misdemeanor in a U.S. state outside of Oregon?</p> <p>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> (If yes, explain in the space provided, below) Unsure <input type="checkbox"/> Choose this option and provide an explanation if, for example: you were arrested or went to court, but are unsure of whether there was a conviction; you paid a fine or served probation or parole, but are unsure of whether there was a conviction; or if you know you had a conviction, but you are unsure of whether the conviction has been removed from your record, etc.</p>				



**OREGON LIQUOR CONTROL COMMISSION
INDIVIDUAL HISTORY FORM**

12. Do you, or any entity that you are a part of, **currently hold** or **have you previously held** a recreational marijuana license in Oregon? (Note: marijuana worker permits are not marijuana licenses.)

No Yes Please list licenses (and year(s) licensed) below Unsure Please include an explanation:

13. Do you, or any entity that you are a part of, hold an alcohol license in a U.S. state outside of Oregon?

No Yes Please list licenses (and year(s) licensed) below Unsure Please include an explanation:

14. Do you or any entity that you are a part of, have any other liquor license applications pending with the OLCC?

No Yes Please list applications below Unsure Please include an explanation:

You must sign your own form (electronic signature acceptable). Another individual, such as your attorney or an individual with power of attorney, **may not** sign your form.

Affirmation

Even if I receive assistance in completing this form, I affirm by my signature below, that my answers on this form are true and complete. I understand the OLCC will use the above information to check my records, including but not limited to my criminal history. I understand that if my answers are not true and complete, the OLCC may deny my license application.

Name (Print):	<i>Reeves</i> Last	<i>Debra</i> First	<i>Elaine</i> Middle
Signature:	<i>Debra Reeves</i>		Date: <i>3-2-22</i>

This box for OLCC use ONLY

_____ Does the individual currently hold, or has the individual previously held, an OLCC- issued liquor license?