

City of Rockaway Beach

Regular City Council Meeting Minutes



Date: Wednesday, July 17, 2024
Location: Rockaway Beach City Hall, 276 Hwy 101 - Civic Facility

1. CALL TO ORDER

Mayor McNeilly called the meeting to order at 6:00 p.m.

McNeilly made a statement regarding deportment, requesting that all people respect those in attendance and the opinions of those with whom they may disagree prior, during and after City business meetings.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Start time: 6:01 p.m.

Council Members Present: Mayor Charles McNeilly; Councilors Penny Cheek, Mary McGinnis, Tom Martine, Kristine Hayes, and Alesia Franken

Staff Present: Luke Shepard, City Manager; Melissa Thompson, City Recorder; Marni Johnston, Finance Director; Dan Emerson, Public Works Superintendent; Todd Hesse, Fire Chief; Matt Kelly, Undersheriff, and Kevin Grogan, Sheriff's Deputy.

4. CONSENT AGENDA

Start time: 6:01:30 p.m.

- a. Approval of June 12, 2024 Regular Meeting Minutes
- b. Approval of June 12, 2024 Workshop Minutes
- c. Approval of June 11, 2024 Strategic Planning Retreat Minutes
- d. Review of June 2024 Check Register

Martine made a **motion**, seconded by Cheek, to approve the Consent Agenda.

The **motion carried** by the following vote:

Aye: 5 (Cheek, McGinnis, Martine, Hayes, Franken)

Nay: 0

5. PRESENTATIONS, GUESTS & ANNOUNCEMENTS

a. Community Grant Recipient Report – Theresa Bruneau, Meals for Seniors, Inc.

Start time: 6:02:55 p.m.

Bruneau gave a report summarizing how the Meals for Seniors grant funding was spent, and the meals provided to the community. Councilors commended the program.

b. Community Grant Recipient Report – Sandra Johnson & Robin Swain, Rockaway Beach Volunteers

Start time: 6:05:30 p.m.

Swain and Johnson reported on the tools and volunteer t-shirts and sweatshirts purchased with grant funding and the community projects and events supported by the volunteers. The Council Members expressed thanks for the volunteers.

c. Community Grant Recipient Report - Pam Hiller, Tillamook County Developmental Disabilities Advisory Council & David Richmond, Tillamook County Developmental Disabilities Program Manager

Start time: 6:10:16

Hiller reported that grants funds were used for food and park rental for the Annual Picnic for Intellectual and Developmental Disabilities. Richmond commended Hiller and provided an overview of the Tillamook County Developmental Disabilities Program, and the people it serves. They both expressed the value of the Annual Picnic to the community. Councilors commented on the success of the event and acknowledged City staff.

6. STAFF REPORTS

a. Fire Department

Start time: 6:18:35 p.m.

Hesse presented the staff report on the activities and operations of the Rockaway Beach Fire Rescue department for the month of June. He added that there was an upcoming Train the Trainer CERT class, and briefly reported on the 4th of July. Hesse confirmed that a burn ban was now in effect. McNeilly expressed appreciation for the department's medical response capabilities.

b. Sheriff's Office

Start time: 6:33:30 p.m.

Grogan summarized the Sheriff's Office report for June. He added that traffic signs installed near the Old Growth Cedar seemed to be working. There were brief comments regarding 4th of July.

c. Public Works

Start time: 6:28:46 p.m.

Emerson presented his report on activities in the Public Works department in June. Council Members expressed appreciation for assistance with a Strategic Plan information booth. McNeilly commented on Public Works' installation of a "no parking" sign on Beacon Street, noting it was one of the mitigation efforts to address public concerns in the neighborhood around Anchor Street Park.

d. City Manager

Start time: 06:37:30 p.m.

Shepard gave a presentation providing background information on the business items on the agenda, updates on other City projects and activities, and upcoming public meetings.

7. PUBLIC HEARING

a. Public Hearing on Ordinance 2024-03 Amending the Rockaway Beach Code of Ordinances, Chapter 91, Section 91.01 Feeding and Keeping of Wild Animals

Start time: 6:47:26 p.m.

McNeilly stated this Public Hearing allows public comment regarding proposed changes to the City code regarding the feeding and keeping of wild animals.

McNeilly opened the public hearing at 6:47 p.m.

Kathleen Lenge submitted a flyer from the Oregon Department of Fish and Wildlife titled "Don't Feed Deer and Elk." Lenge commented in support of the Ordinance, expressing concerns about the feeding of deer.

Barbara Riley shared concerns that deer cannot digest the food that those are feeding them, and expressed support for the Ordinance.

McNeilly closed the public hearing at 6:53 p.m.

8. CITIZEN INPUT ON NON-AGENDA ITEMS

Start time: 6:53:07 p.m.

Bill Hassell commented on recent projects providing accessibility in Rockaway Beach. Hassell advocated for Mobi-Mats to provide better wheelchair access to the beach at the Wayside. He read a letter of support from Dan Haag, Tillamook Coast Visitors Association Director of Trails, Outdoor Recreation, and Accessibility.

Delta Holderness read aloud a letter she submitted expressing concerns about the Nedonna Wave Planned Unit Development (PUD 24-1).

Goldea See stated that the Anchor Street Park is too loud at night. See advocated for installing a vegetation sound wall and reducing volume on the sound machines. She expressed appreciation for the parking sign that was installed.

Gary Corbin expressed concerns regarding the Nedonna Wave development proposal, advocating for a new application process.

Lyndsey Matteson expressed concerns about fireworks debris, including plastics, which was left after the professional fireworks show. Matteson suggested that if the debris was impossible to remove, then the Council should consider a drone show.

9. OLD BUSINESS

a. Approval of Amended May 8, 2024 Workshop Minutes

Start time: 07:12:00

McNeilly explained that at the June 12, 2024 City Council Meeting, Hayes asked that the minutes regarding her comments be amended, and City Recorder Thompson was directed to review the recording. McNeilly stated that amended minutes were in the agenda packet for consideration. McNeilly commented on the state statute requirements for meeting minutes and Robert's Rules of Order regarding minutes. McNeilly suggested that the Council Rules be amended to provide clear guidelines for meeting minutes.

Hayes made a **motion**, seconded by Franken, to approve the amended May 8th Workshop Minutes.

Hayes commented that the minutes looked clear to her.

McGinnis commented that she concurred with the definitions of minutes shared by McNeilly and that the amended minutes provided too much information. McGinnis supported the suggestion to amend the Council Rules to provide clarity.

Shepard commented that it would be helpful to the City Recorder for the Council to clarify expectations.

The **motion carried** by the following vote:

Aye: 4 (Franken, Hayes, Martine, McGinnis)

Nay: 1 (Cheek)

10. NEW BUSINESS

- a. **First & Second Reading by Title Only of Ordinance 2024-03 An Ordinance Amending City of Rockaway Beach Code of Ordinances Chapter 91, Section 91.01 Feeding and Keeping of Wild Animals**

Start time: 7:15:20 p.m.

McNeilly explained Ordinance 2024-03 expands the City of Rockaway Beach Code of Ordinances regarding the feeding and keeping of wild animals, making it consistent with state law, and adds a provision regarding penalties. McNeilly stated this was consideration to perform the first and second reading of Ordinance 2024-03.

Hayes made a **motion**, seconded by McGinnis, to perform the first and second reading by title only of Ordinance 2024-03.

The **motion carried** by the following vote:

Aye: 5 (Cheek, Franken, Hayes, Martine, McGinnis)

Nay: 0

McNeilly performed the first and second reading by title only of Ordinance 2024-03 An Ordinance Amending City of Rockaway Beach Code of Ordinances Chapter 91, Section 91.01 Feeding and Keeping of Wild Animals.

Martine made a **motion**, seconded by Franken, to approve the first and second reading by title only of Ordinance 2024-03.

The **motion carried** by the following vote:

Aye: 5 (Cheek, Franken, Hayes, Martine, McGinnis)

Nay: 0

- b. **Consideration to Adopt Ordinance 2024-03 Ordinance Amending City of Rockaway Beach Code of Ordinances Chapter 91, Section 91.01 Feeding and Keeping of Wild Animals**

Start time: 7:18:45 p.m.

McNeilly explained that with the first and second reading now complete, Ordinance 2024-03 is ready for adoption.

McGinnis made a **motion**, seconded by Franken, Adopt Ordinance 2024-03, an Ordinance Amending City of Rockaway Beach Code of Ordinances Chapter 91, Section 91.01 Feeding and Keeping of Wild Animals

McGinnis commented that public comments expressed concern about the health of the animals, and safety concerns. McGinnis noted the ordinance reflected state law.

The **motion carried** by the following vote:

Aye: 5 (Cheek, Franken, Hayes, Martine, McGinnis)

Nay: 0

c. Consideration to Make Appointments to the Planning Commission to Fill Vacant Positions 4 & 6

Start time: 7:20:22 p.m.

McNeilly explained that applications received for the open positions were included in the Council packet for review. He stated the two applicants for the vacant Planning Commission Positions were the previous position holders, Sandra Johnson (Position 4) and Nancy Lanyon (Position 6). The City Charter grants the Mayor authority to nominate for vacancies, with appointment by a majority of the Council.

McNeilly nominated Sandra Johnson to fill Position 4, and Nancy Lanyon to fill Position 6.

No audience members wished to comment.

Cheek made a **motion**, seconded by Franken, that the Rockaway Beach City Council appoint Sandra Johnson to position #4 and appoint Nancy Lanyon to position #6 for the Rockaway Beach Planning Commission.

McGinnis commented that these were two people who were currently serving on the Planning Commission and expressed appreciation that they were doing a solid job.

The **motion carried** by the following vote:

Aye: 5 (Cheek, Franken, Hayes, Martine, McGinnis)

Nay: 0

11. ITEMS REMOVED FROM CONSENT AGENDA – None removed

12. COUNCIL CONCERNS

Start time: 7:22:27 p.m.

Cheek thanked Hesse for the Fire Departments hard work on the 4th of July. Cheek thanked Shepard for his leadership and meeting packet information. She congratulated Shepard on doing a great job.

Franken commented that she was Council Liaison for the Sourcewater Protection Plan Development Advisory Committee (SPPDAC) and expressed that she was impressed by the level of participation and engagement by the citizens that are helping protect the watershed. Franken encouraged attendance at the next SPPDAC meeting on July 29th. Franken commented on the July 4th events and thanked the Rockaway Beach Volunteers, City staff, Fire Department, Sheriff's Office and Public Works. She encouraged the public to take the Strategic Plan survey.

Hayes commented she was glad that seasonal Public Works staff was hired. Hayes expressed disappointment about fireworks debris.

Martine commented he was pleased to hear the Community Grant reports and noted the importance of providing receipts.

McGinnis echoed Franken's comments regarding the 4th of July events, thanking City staff and volunteers. McGinnis stated that the City was still working on a grant for the Salmonberry Trail, and announced upcoming walks sponsored by the Salmonberry Trail foundation. She commented that milfoil on Lake Lytle was being addressed, noting that the state owns the lake. McGinnis shared comments on the Annual Picnic, and comments she had heard from short-term rental owners. McGinnis encouraged the public to participate in the Strategic Plan survey.

13. MAYOR'S REPORT

Start time: 7:33:37 p.m.

McNeilly shared a presentation slide with information on the Tillamook County Community Update hosted by the Tillamook County Commissioners every Tuesday, and invited the public to attend to hear updates from key organizations and cities throughout the county. McNeilly directed attention to visitrockawaybeach.org, the City's official tourism website. McNeilly thanked the Tillamook County Visitors Association for their work and shared his efforts to distribute QR code stickers promoting the website. McNeilly presented slides providing fact checks on social media posts. He invited the public to contact him by email with questions.

14. ADJOURNMENT

Start time: 7:45:28 p.m.

Franken **moved**, seconded by Martine, to adjourn the meeting at 7:45 p.m.

The **motion carried** by the following vote:

Aye: 5 (Cheek, Franken, Hayes, Martine, McGinnis)

Nay: 0

MINUTES APPROVED THE
14TH DAY OF AUGUST 2024



Charles McNeilly, Mayor

ATTEST



Melissa Thompson, City Recorder