



**AGENDA & Notice of Executive Session, Work Session,
Urban Renewal Agency (URA)
& Regular Meeting of the Newport City Council**

The City Council of the City of Newport will hold an executive session followed by a work session on Tuesday, July 5, 2011, at 11:00 A.M., Urban Renewal meeting at 5:30 P.M. followed by a regular Council meeting at 6:00 P.M. The work session will be held in Conference Room A at City Hall, and the regular meeting will be held in the Council Chamber, City Hall, located at 169 S.W. Coast Highway, Newport, Oregon 97365. A copy of the agenda follows.

The meeting locations are accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to Peggy Hawker, City Recorder 541.574.0613.

The City Council and URA reserves the right to add or delete items as needed, change the order of the agenda, and discuss any other business deemed necessary at the time of the work session and/or meeting. Action items that do not require a public hearing may be moved up earlier in the meeting.

EXECUTIVE SESSION AGENDA

Tuesday, July 5, 2011 – 11 A.M.

Conference Room A

- I. Executive session pursuant to ORS 192.660 (2)(d)- Labor Negotiator Consultation

WORK SESSION AGENDA

Tuesday, July 5, 2011 -- 12:00 P.M.

Conference Room A

- I. Interview Planning Commission Applicants
II. City Manager Updates
III. Yaquina Bay Bridge Anniversary-October 2nd
IV. NOAA Opening Celebration-August 20
V. Employee Surveys/ Human Resources RFP
VI. Tourism Facility Fund- Process review, format, resolution
VII. Review of Goals for 11/12 Review future Work Session Topics

NEWPORT URBAN RENEWAL AGENCY
URBAN RENEWAL AGENCY MEETING AGENDA

Tuesday, July 5, 2011 – 5:30 P.M.
Council Chambers

I. Call to Order and Roll Call

II. Public Comments

This is an opportunity for members of the audience to bring to the Agency's attention any item not otherwise listed on the Agenda. Comments will be limited to three (3) minutes per person, with a maximum of 15 minutes for all items. Speakers may not yield their time to others.

III. Consent Calendar

The consent calendar consists of items of a repeating or routine nature that are considered under a single action. Items on the consent calendar may be removed and considered separately on request.

- A. Approval of minutes from regular URA meeting of June 20, 2011
(Hawker)

IV. Discussion & Presentation

- A. Marine Science Drive Progress PowerPoint
(Tokos/Melissa Roman)

V. Adjournment

REGULAR MEETING AGENDA
Tuesday, July 5, 2011 -- 6:00 P.M.
Council Chamber

Anyone wishing to speak on an agenda item should complete a Public Comment Form and give it to the City Recorder. Public Comment Forms are located at the entrance to the City Council Chamber. Anyone commenting on a subject not on the agenda will be called upon during the Public Comment section of the agenda. Comments pertaining to specific agenda items will be taken at the time the matter is discussed by the City Council.

I. Pledge of Allegiance

II. Call to Order and Roll Call

III. Additions/Deletions and Approval of Agenda

IV. Public Comments

This is an opportunity for members of the audience to bring to the Council's attention any item not listed on the Agenda. Comments will be limited to three (3) minutes per person with a maximum of 15 minutes for all items. Speakers may not yield their time to others.

V. Proclamations & Recognitions

VI. Consent Calendar

The consent calendar consists of items of a repeating or routine nature considered under a single action. Any Councilor may have an item on the consent agenda removed and considered separately on request.

A. Approval of minutes from City Council work session, joint planning and council meeting, and regular meeting of June 20, 2011
(Hawker)

B. OLCC License Approval- Harpoon Hanna's
(Miranda)

VII. Officer's Reports

A. Mayor's Report

B. City Manager's Report
1. Department Updates

VIII. Discussion Items and Presentations

Items that do not require immediate Council action, such as presentations, discussion of potential future action items.

7:00 P.M.

IX. Public Hearings

X. Action Items

Citizens will be provided the opportunity to offer comments on action items after staff has given their report and if there is an applicant, after they have had the opportunity to speak. (Action items are expected to result in motions, resolutions, orders, or ordinances.)

A. Letter designating Onno Husing, OCZMA, to serve as the City's delegate on the Oregon Renewable Energy Task Force
(Tokos)

B. Resolution Restricting Use of Skateboards
(Miranda)

C. Amendment to Municipal Code Chapter 06.40, Correcting and error
(Miranda)

XI. Council Reports and Comments

XII. Public Comment

(Additional time for public comment – 5 minutes per speaker)

XIII. Adjournment



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City Council
▶ Committees
Committee/Commission Application

Application for Commission/Committee Appointment

Please complete the form below and click the "Submit" button at the bottom of the page.

Date	6/12/11
List the Commission/Committee of interest:	Planning
Name:	William Branigan
Address:	170 NW 73rd Ct., Newport
Work Telephone Number:	
Home Telephone Number:	541-265-9471
Email Address:	phantom41@gmail.com
Occupation:	Retired Banker
Employer:	
(1) Why do you think you are qualified to be a Committee member?:	I have been on the citizen Advisory Committee for Planning for the past 9 months. In that time I have gained valuable knowledge on the processes and have been an active member in representing citizen
(2) State your educational background:	BA in Economics Georgetown University Masters in Banking University of Wisconsin
(3) Have you ever served on a community committee? If so, what kind?	Yes....Newport Citizen Advisory Committee for the Planning Commission
(4) Do you agree with consensus decision making?	Yes
(5) Are you willing to attend regularly scheduled meetings for your term of office?	Yes

(6) Would you make decisions based on the facts and standards even though you may not agree with the ultimate decision?	Yes
(7) Do you anticipate having many conflicts of interest that may disqualify you in making decisions, due to personal and/or business relationships?	No
(8) List all other pertinent information/background for this position.	Volunteer with Oregon Coast Aquarium with over 2300 hours. Besides interacting with the public weekly, am very involved with facilities management
Thank you in advance for your community spirit in offering to serve!	
	 Change Image
Write the characters in the image above	H4MDHN
<input type="button" value="Submit"/>	<input type="button" value="reset"/>

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City Hall
 169 SW Coast Hwy, Newport, Oregon 97365
 541.574.0603
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Nicole Clark

From: CommitteeApp@newportoregon.gov
Sent: Tuesday, May 24, 2011 4:50 PM
To: Nicole Clark; Peggy Hawker
Cc: WayneBrunelle@hotmail.com
Subject: Committee Application

Application for City Council - Email Application

Date: 5/24/2011

Commission/Committee of Interest: Panning

Name: Wayne Brunelle

Address: 1150 NE Lakewood Dr

Workphone:

Homephone: 541.574.7191

Email: WayneBrunelle@hotmail.com

Occupation: Retired

Employer:

Why do you think you are qualified to be a committee member? Held position on both Planning Commission and Board of Adjustment in Washington State. Previously Nationally Certified AACE; Property Maintenance & Housing Inspector, Zoning Enforcement Officer, and Code Enforcement Officer. Previously Nationally Certified ICC; Property maintenance and Housing Inspector, Residential Building Inspector, and Zoning Inspector.

Educational Background: Community College: degrees in Computer Science, Police Science and AAS

Have you ever served on a community committee? If so what kind? Planning Commission and Board of Adjustment

Do you agree with consensus decision making? Yes

Are you willing to attend regularly schedule meetings for your terms of office? Yes

Would you make decisions based on the facts and standards even though you may not agree with the ultimte decision? Yes

Do you anticipate having many conflicts of interest that may disqualify you in making decisions, due to personal and/or business relationships? No

List all other pertinent information/background for this position: None that I can think of

be asked to provide comments to other advisory bodies and staff when matters under consideration relate to their functional area of expertise.

- G. **Establishment of Permanent Board, Commissions, and Committees**. Permanent boards, commissions, and committees shall be established by ordinance, except that boards, commissions, and committees may be established by other means if required or expressly authorized by state law.

2.05.004 Task Forces

The Council may establish task forces by resolution to address specific issues or to engage in specific tasks. The scope of the authority and responsibilities of the task force shall be established in the resolution creating the task force. By-laws are not required for task forces.

2.05.005 Planning Commission

- A. The Newport Planning Commission is established, and shall have the authority and responsibility provided by this chapter, city ordinances, and state law.
- B. The planning commission consists of seven members who are not officials or employees of the city. All voting members shall be residents of the city. The mayor, city manager, the city attorney, and city planning director shall be entitled to sit with the commission and take part in its discussions, but shall not have the right to vote. No more than two members may be engaged in the same occupation, profession, trade, or business.
- C. Appointments shall be for a term of three years, commencing on January 1 of the first year and normally ending on December 31 of the third year of appointment. However a term scheduled to expire will not expire until a successor has been appointed and takes office. The successor shall serve the remainder of the three-year term when appointed.
- D. The Mayor, with approval by the Council, shall fill vacancies resulting from death, resignation, or other cause by appointment for the unexpired term. The Mayor, with approval of the Council, may remove any member for cause, which may include misconduct or non-

performance of duty. Non-performance of duty includes two unexcused absences out of eight meetings.

- E. The Commission shall elect a Chair and Vice-Chair to serve one-year terms. Election of the officers shall be held at the first meeting of the Commission in each calendar year, but failure to hold the election at the first meeting in a calendar year shall not invalidate any action by the Commission.
- F. City planning staff shall perform administrative functions for the Planning Commission.
- G. Four members of the Commission shall constitute a quorum. The Commission may act by a majority of those voting while a quorum is present. The Commission shall meet at least once a month. The Commission may adopt and amend rules and regulations to govern the conduct of its business, subject to Council approval.

2.05.010 Budget Committees

- A. The city and the Urban Renewal Agency shall each have a budget committee formed in accordance with state law.
- B. Budget committees shall have the rights, responsibilities, and authority provided by state law.
- C. A city Budget Committee member may also serve on the Urban Renewal Budget Committee.

2.05.020 Retirement Trustee

- A. The Retirement Trustee is responsible for investment of the retirement funds for the City of Newport Employee Retirement Plan, according to the trust document adopted by the Council. The Retirement Trustee has authority to make decisions relating to the investment of funds held in trust and to invest retirement funds.
- B. The Retirement Trustee shall be comprised of five members. One member of the Retirement Trustee shall be a city employee in a position below department head.
- C. The Retirement Trustee shall have all authority, rights, responsibilities, and authorities provided by the trust document or the retirement plan.

Nicole Clark

From: CommitteeApp@newportoregon.gov
Sent: Wednesday, May 25, 2011 10:52 AM
To: Nicole Clark; Peggy Hawker
Cc: jimbo0139@cablespeed.com
Subject: Committee Application

Application for City Council - Email Application

Date: 5-25-2011

Commission/Committee of Interest: Planning Commission

Name: Jim McIntyre

Address: 5905 SW Arbor Drive, South Beach, OR 97366

Workphone: 714-717-8319

Homephone: 541-867-7876

Email: jimbo0139@cablespeed.com

Occupation: Retired; work part time for Mid Columbia Bus Co.

Employer:

Why do you think you are qualified to be a committee member? Previously served on the Newport Planning Commission

Educational Background: Bachelor degree in Business Administration

Have you ever served on a community committee? If so what kind? Yes, served on the Newport

Do you agree with consensus decision making? Yes

Are you willing to attend regularly schedule meetings for your terms of office? Yes

Would you make decisions based on the facts and standards even though you may not agree with the ultimte decision? Yes

Do you anticipate having many conflicts of interest that may disqualify you in making decisions, due to personal and/or business relationships? No

List all other pertinent information/background for this position: My previous work experience was in shopping center development but I have been retired since 2007.

June 20, 2011
11:18 P.M.
Newport, Oregon

The Urban Renewal Agency of the City of Newport met on the above date in the Council Chambers of the Newport City Hall. On roll call, Brusselback, Allen, Beemer, Roumagoux, Bertuleit, Sawyer, and McConnell were present.

Staff present was City Manager Voetberg, City Recorder Hawker, Community Development Director Tokos, Public Works Director Ritzman, Library Director Smith, Airport Director Cossey, Finance Director Marshall, Interim Fire Chief Cole, Parks and Recreation Director Protiva, and Police Chief Miranda.

CONSENT CALENDAR

The consent calendar consisted of the following item:

A. Minutes from the meetings of May 16, 2011 and May 23, 2011.

MOTION was made by Beemer, seconded by McConnell, to approve the consent calendar as presented. The motion carried unanimously in a voice vote.

PUBLIC HEARINGS

Public hearing on the adoption of Resolution No. 2011-2 adopting the Fiscal Year 2011-2012 budget. Bertuleit opened the public hearing at 11:19 P.M. Tokos noted that there is language in the staff report regarding continued funding for the Coho/Brant Neighborhood Planning Project which is a carryover from the current fiscal year. A discussion ensued regarding whether there is funding for estuary trails in general, noting that the budget is specific to the Marine Science Estuary Trail. Further discussion ensued regarding the amount of contingency and bondability.

Bertuleit asked for public comment. There was none.

Bertuleit closed the public hearing at 11:28 P.M. for Agency deliberation.

MOTION was made by Beemer, seconded by Allen, to adopt Resolution No. 2011-2 adopting the Fiscal Year 2011-2012 budget and making appropriations for the Newport Urban Renewal Agency, with the following amendment: \$70,000 is allocated from Contingency to Materials and Services for the Coho/Brant Neighborhood Planning Project, which is a carryover project from the current fiscal year. The motion carried unanimously in a voice vote.

ACTION ITEMS

Resolution No. 2011-3 - GASB 54 - reporting of fund balances. MOTION was made by McConnell, seconded by Sawyer, to adopt Resolution No. 2011-3, providing for the

designation of ending fund balances by categories in compliance with GASB 54. The motion carried unanimously in a voice vote.

Resolution No. 2011-4 - transferring appropriations within the 2010-2011 budget. MOTION was made by Beemer, seconded by Roumagoux, to adopt Resolution No. 2011-4, a resolution transferring appropriations for Fiscal Year 2010-2011. The motion carried unanimously in a voice vote.

AGENCY COMMENTS

Bertuleit suggested scheduling the URA meetings at an earlier time. A discussion ensued, and it was agreed to hold the URA meeting at 5:30 P.M., on July 5, 2011.

ADJOURNMENT

Having no further business, the meeting adjourned at 11:34 P.M.

Margaret M. Hawker, City Recorder

Jeff Bertuleit, Chair

June 20, 2011
5:00 P.M.
Newport, Oregon

**JOINT WORK SESSION
OF THE CITY COUNCIL
AND PLANNING COMMISSION**

Councilors present: McConnell, Beemer, Brusselback, Allen, Sawyer, Bertuleit, and Roumagoux.

Commissioners present: Sarazin, Fisher, Croteau, Small, and East. Patrick was absent.

Staff Present: Voetberg, Hawker, and Tokos.

Council and the Commissioners discussed the following items:

Roles and Responsibilities - Staff Overview

Tokos reviewed the statutory responsibilities of the Planning Commission. A discussion ensued regarding holding a joint work session in December or January to establish mutual goals.

Prioritizing Legislative Work

It was noted that upcoming legislative issues include the housing code that the City Council will be considering this evening; the VRD code; the streamlining of the commercial and industrial zoning regulations; and the update to the TSP. It was reported that the next step regarding the VRD code is to elicit information. It was noted that one of the VRD issues is fairness. McConnell asked how the city would connect with the owners of the unoccupied homes. Tokos reported that an ad hoc group is obtaining information from various websites such as "VRBO." He added that vacation rentals are an outright use in the R-1, R-2, R-3, and R-4 zones if the property is not rented more than ten times in a calendar year. Additionally, VRD's are permitted as a conditional use in the R-4 zone, and an outright use in a commercial zone.

Allen asked how legislative work has been prioritized among the Planning Commission and the City Council. Tokos noted that it has come from both directions, adding that the housing code was initiated by the City Council. He reported that work is generally at Council direction. The mutual goal setting session was discussed again.

What Do We Want from the TSP Amendments?

Tokos reported that a briefing with the ODOT staff is scheduled for June 27, and that an open house will occur on July 13. He noted that ODOT staff is amenable to using an off-season peak for alternative mobility standards for South Beach, but that ODOT management is not yet on board. He added that for the rest of the standards, there is

general agreement on anticipated growth. A discussion ensued regarding implementation through an overlay zone in South Beach; trip bank concept; and signalization. McConnell asked what Council needs to do, and Tokos asked that Council stay engaged in the process. It was noted that the off-season is better. It was asked whether other coastal communities are working on this. Bertuleit reported that Councilors have an opportunity to talk with state legislators at the annual League of Oregon Cities Conference. It was reported that Landwaves has retained a traffic engineer. Tokos noted that it should be a priority to start dealing with the bridge in terms of replacement, increased capacity, or a bypass. Bertuleit asked about the sign ordinance. Tokos noted that potential funding can be sought to partially deal with some of the business vacancies. Brusselback asked whether there had been discussion regarding instituting another Northside Urban Renewal District. Tokos noted that this discussion has not occurred. McConnell reported that an economic development initiative will be kicked off this summer which will include the Chamber of Commerce and it is anticipated that all elements of economic development will be discussed including how to encourage property improvements on Highway 101. Allen suggested that the Planning Commission could hold a work session on how economic abilities can be improved; tackle the issues; and forward the conclusions to the Council.

Tokos noted that erosion control was mentioned in the geo hazards code update, and that an erosion control code needs to be developed.

Tokos asked whether the Planning Commission should develop policies regarding street renaming. It was noted that the public art committee is working on a similar policy that will be sent to the city attorney for review. It was suggested that Sawyer be the liaison to the Planning Commission in its work on a street renaming policy.

Summary

It was concluded that:

- The Planning Commission and City Council hold a joint goal setting session in December or January.
- Continue work on economic development.
- Develop an erosion control code.
- Explore development of a tree ordinance.
- Develop street renaming policy.
- Housing priorities.

Adjournment

Having no further business, the meeting adjourned at 5:54 P.M.

June 20, 2011
6:00 P.M.
Newport, Oregon

The City Council of the City of Newport met on the above date in the Council Chambers of the Newport City Hall. On roll call, Brusselback, Allen, Beemer, Roumagoux, Bertuleit, Sawyer, and McConnell were present.

Staff present was City Manager Voetberg, City Recorder Hawker, Community Development Director Tokos, Public Works Director Ritzman, Library Director Smith, Airport Director Cossey, Finance Director Marshall, Interim Fire Chief Cole, Parks and Recreation Director Protiva, and Police Chief Miranda.

PLEDGE OF ALLEGIANCE

Council and audience participated in the Pledge of Allegiance.

ADDITIONS/DELETIONS AND APPROVAL OF AGENDA

Allen requested an opportunity to make changes to the April 18, 2011 minutes. This matter was added as Item D. to the consent calendar.

PUBLIC COMMENT

Darrell Tatum, athletic director for the Celtic Games thanked the city for its support and assistance with the event, and particularly Liam Hughes and Jim Protiva.

Matt Hawkyard reported that it appears that the plastic bag ban will not be adopted by the state during this legislative session. He proposed that the city impose a ban on plastic and single use plastic bags. He volunteered to assist in drafting an ordinance, and noted that the Newport Chapter of the Surfrider Foundation supports the ban and could also assist. McConnell noted that in July or August, Council could begin looking at an ordinance for the city. He suggested that Hawkyard ask other Lincoln County cities to join Newport in this effort. Hawkyard submitted a letter to the city recorder and Council requested that the document be shared with them via e-mail. It was also suggested that information be provided regarding the impact of enacting the ordinance on the local level, and that coastal legislators be asked to weigh in on the subject.

CONSENT CALENDAR

The consent calendar consisted of the following items:

- A. Approval of City Council minutes from the executive session, work session and regular meeting of June 6, 2011; and the special meeting of June 14, 2011;
- B. Report of accounts paid for May 2011;
- C. Police and Fire Department monthly reports for May 2011;
- D. Changes to April 18, 2011 minutes.

MOTION was made by Brusselback, seconded by Beemer, to approve the consent calendar with amendments, as suggested by Allen, to the June 6, 2011 regular meeting minutes; June 14, 2011 special meeting minutes; and to the April 18, 2011 regular meeting minutes. The motion carried unanimously in a voice vote.

OFFICER'S REPORTS

Mayor's Report. McConnell reported that Richard Larson submitted letter of resignation from the Airport Committee. He asked that a press release be issued requesting applications by July 15, and interviews at the August 18, 2011 Airport Committee meeting.

McConnell reported that interviews for the Planning Commission vacancy will be held on July 5, 2011 at the Council work session.

McConnell reported that he and Voetberg had participated in a recent KCUP radio program at which they discussed plans for the city.

Voetberg reported that the July 4th fireworks display will be closer to the LNG tanks with the fireworks aimed toward the bridge. He noted that the visibility would be similar to last year, and that spectators may be allowed to use the HMSC and Port properties.

McConnell reported that at its work session, Council had agreed to continue with the legal services provided by LGLG and lead counsel Christy Monson. He added that final paperwork will be available at the meeting of July 5.

McConnell reported that an evacuation forum for HMSC would be held tomorrow.

McConnell thanked the folks who volunteered at the Celtic Festival and Marathon noting that they were great events.

McConnell thanked the community for the welcome provided for NOAA's research vessel, the Bell M. Shimoda, and its crew.

McConnell reported that the NOAA moc-p open house and ribbon cutting will be held on August 20 - 21, 2011.

McConnell reported that the first meeting of the economic development initiative with the Chamber will be held in July.

City Manager's Report. Voetberg reported that the current suggestion/concern/complaint form is included in the packet and two of the four items are complete.

Voetberg reported that an update on public works projects is included in the packet. He congratulated the public works staff for the completion of several major projects.

Voetberg thanked that Parks and Recreation Department, and particularly Liam Hughes, for organizing a very successful Celtic Festival.

Voetberg reported that the open house for the Yaquina Bay Ocean Observing Initiative will be held on July 14 for public input.

Voetberg reported that in 2009, DEQ presented legislation that required certain sized wastewater plants to perform specific testing. He added that after testing, the city's plan was deemed satisfactory and the city will not be required to conduct additional testing.

It was noted that Sawyer has been working on getting a weather radar station located closer to the coast. He reported that he received a letter from the National Weather Service that is included in the packet, and the prospect is not as promising as

expected. He suggested organizing a work group to look for funding for relocation of a station.

McConnell reported that there is signage missing along the South Jetty Road. He asked whether there is a plan for directional signage, when exiting the state park, to the Aquarium and other South Beach locations.

Allen asked whether there was new information regarding SeaPort Airlines since the June 6, 2011 weekly report. It was noted that there has been no new information. Cossey stated that he thinks that SeaPort is not planning to cut flights at this time, and that the notice is a precautionary measure.

DISCUSSION ITEMS AND PRESENTATIONS

County fire collaboration group. Ray Woodruff and Ron Beck updated Council on efforts of the county-wide fire collaboration group. They discussed the benefits of participating in the study and noted that neither Toledo nor Newport have agreed to participate. It was noted that the cost of the study is approximately \$61,000 and that the city's portion could be split over two years, and amount to approximately \$13,869. A discussion ensued regarding the impact of non-participation by such a large part of the county. Allen noted that he would like to know why Toledo is not participating and would also like the city's new fire chief to weigh in on the issue. Cole reported that the city's former fire chief had told him that participation was not planned for financially. He added that the value of the study would be the demographic information that could be shared among the departments. It was agreed to wait for feedback from the new fire chief.

PUBLIC HEARINGS

Public hearing and adoption of Ordinance No. 2015 amending the Population Forecast and Housing Elements of the Newport Comprehensive Plan. McConnell opened the public hearing at 7:00 P.M. Tokos reported that the city's role in housing is that it must periodically inventory its buildable lands to ensure a 20-year supply of buildable residential land. He added that Council had initiated work on a citywide housing study to inventory buildable residential lands, evaluate housing needs, and identify potential future actions that the city should take to meet its projected housing needs. He noted that the city obtained a housing study grant from DLCD and selected ECONorthwest to conduct the housing study. He reported that a Technical Advisory Committee was formed to assist the consultant and staff as each component of the study was prepared. He added that the proposed amendments constitute a comprehensive rewrite of these sections of the Newport Comprehensive Plan.

Bob Parker, from ECONorthwest, reviewed the components of the study prepared by his firm. He noted that the key issues are limited multifamily apartment development; higher-density residential land located in the wrong place; aging housing stock; and a lack of affordable workforce housing, which creates substantial in-commuting by workers at Newport businesses who live in outlying areas. He reported that the study contained three primary recommendations: (1.) establish a monitoring program to track building permits, prepare an annual housing report with growth metrics, affordability metrics, and development metrics; and conduct five-year review of housing program. (2.) establish a land bank program to focus on workforce and government assisted

housing, and consider establishing a housing trust fund concurrent with the land bank program. (3.) establish a land acquisition/eligibility program.

Tokos reported that the Planning Commission recommended that Council adopt this package. A discussion ensued regarding the implementation measures and that they contain a number of “shalls” that might involve the expenditure of resources. It was noted that discretionary is better than mandatory. Tokos explained that the reason the implementation measures are included is because the issue has not had traction.

McConnell called for public comment.

Bill Hall, Chair of the Lincoln Community Land Trust, acknowledged Land Trust members in attendance. He stated that he supports the recommendations in the report, and added that, if adopted, the city should expect to see proposals from the Land Trust.

Wendy Engler asked whether there had been discussion regarding establishing a new north side urban renewal district. She noted that the City Center area is the most overlooked area for housing development.

Joanne Troy, director of the Lincoln County Housing Authority, complimented Tokos, and noted that participating as a member of the Technical Advisory Committee had been a wonderful experience. She added that consensus is necessary in addressing the needs of workforce housing. She stated that the use of “shall” was the Technical Advisory Committee’s way of placing emphasis where it was believed to be important.

A discussion ensued regarding the availability of residential land and the ability to build affordable housing on available property. A discussion ensued regarding an inconsistency between the findings and the ordinance, and what was going to be incorporated into the Comprehensive Plan. Further discussion ensued regarding “shalls” and “shoulds.”

The public hearing was closed at 7:55 P.M. for Council deliberation. MOTION was made by Roumagoux, seconded by Sawyer, to read Ordinance No. 2015, by title only, repealing and replacing the Population Growth Characteristics and Housing sections of the Newport Comprehensive Plan, and place for final adoption. The motion carried in a voice vote with Bertuleit voting no. Voetberg read the title of Ordinance No. 2015. Voting aye on the adoption of Ordinance No. 2015 were Allen, Beemer, Brusselback, McConnell, Roumagoux, and Sawyer. Bertuleit voted no. MOTION was made by Roumagoux, seconded by Sawyer, to accept the Planning Commission’s suggestion that implementation of the new policies be prioritized as follows: 1. Establish a residential land bank program and housing fund, with the intent of facilitating the development of government assisted and workforce housing; and 2. Develop verifiable and measurable metrics to track trends in housing development and affordability; and 3. Evaluate potential amendments to the Newport Zoning Ordinance to authorize accessory dwelling units; and 4. Review the Newport Zoning Ordinance to allow and encourage “park model” RVs as a viable housing type. And, work on other implementation measures should occur after these priorities are addressed recognizing that strategic opportunities may require some adjustment. The motion carried in a voice vote with Bertuleit voting no.

Public hearing on a petition to vacate a portion of SE 1st Street between SE Avery Street and South Coast Highway. McConnell opened the public hearing at 8:09 P.M. Tokos reported that the issue before Council is whether it is in the public interest to vacate the right-of-way and associated street improvements of the portion of SE 1st

Street from SE Avery Street to South Coast Highway. Tokos reported that the applicant had submitted a petition to vacate the property which is fully improved with a paved road surface, curb, and sidewalk. He added that vacating the right-of-way would allow the applicant to design the site for a 14,490 square foot Walgreens building, and that the two existing vacant buildings would be removed. He reported that state law allows a city to vacate rights-of-way if it determines that consent of the owners within the required notice area has been obtained, notice has been given, and it is in the public interest to vacate the rights-of-way. He noted that the Planning Commission has recommended Council approve the street vacation with stipulations. Tokos reported that a petition to vacate a street must include the consent of owners of the abutting properties, and that the applicant had provided notarized affidavits from more than 90% of the affected property interests, including the abutting owners, indicating that they support the vacation of the rights-of-way. He added that state law requires that the date of the hearing be published once each week for two consecutive weeks prior to the hearing, and that this was accomplished on June 8, 2011 and June 15, 2011. He noted that the first day of publication must also be at least 14 days prior to the hearing, and the June 8 date falls short of this requirement. He suggested that Council can elect to run an additional advertisement the week prior to any action being taken on an implementing ordinance, in the event the Council finds that it is in the public interest to vacate the street. He added that the public would then be given an opportunity to testify at that meeting. He stated that the property was posted 14 days prior to the hearing, and that newspaper and direct mail notice to affected property owners was also provided prior to the Planning Commission hearing. Tokos stated that the applicant has provided detailed findings on the question of whether vacating the street is in the public interest. He noted that those findings include: vacating the street allows accesses to be consolidated improving traffic flow; the new access will be shifted to the south further away from the intersection making it easier for motorists to make left turn movements; the new access and internal drive isle will be placed within a public access easement and has been configured so that it will function much like a public street; parking will be prohibited along the internal drive so that it will remain open for emergency providers; development of a Walgreens will reinvigorate this corner of the highway intersection, including enhanced landscaping, pedestrian access, and lighting; and the city will realize an increase in tax revenue with the development. It was reported that there were letters of opposition received from Gerald Risberg and Tom Hamilton, and they are concerned about losing direct access to Highway 101, and how that might adversely impact businesses and residents in the area. It was noted that this concern is mitigated to some extent by the applicant's offer to provide a public access easement over the internal drive. It was reported that the applicant has met with city staff and has crafted a proposal that is responsive to staff concerns.

A Council discussion ensued regarding landscaping, ingress and egress, potential signalization; potential plans for the property to the south, the traffic impact analysis, and safety. Tokos noted that Council is not approving the site plan this evening, and that the final site plan may look slightly different. A discussion ensued regarding the publication defect. Tokos noted that the statute does not require direct mail notice, but that he would check with legal counsel prior to action.

Brent Fox, property developer, reported that Brian Genovese with JRH Transportation Engineering had conducted a traffic study of the site. He added that it is

important for the development, and in the public interest, to have access between Avery Street and Highway 101. He noted that it is his goal to produce a development that is an asset to the city.

Brian Genovese, of JRH Transportation Engineering, reported that he examined the site to address ODOT and city concerns. He discussed operational considerations; queuing into and out of the site; access points on the frontage; access points to commercial development on the west side of the highway; setbacks; pedestrian connections; green space; parking spaces; potential uses of the southern block; and Oregon highway standards. Carla Perry's letter was addressed regarding using an art deco design for the building. Brusselback asked whether the street would be vacated regardless of whether Walgreen's develops. Tokos noted that Council could direct staff to prepare an implementing ordinance and work with the city attorney on language that is appropriate to tie this vacation to this development. McConnell noted that the access agreement would have to be strongly worded. Fox stated that he would not plan on a vacation unless there was an access agreement for blue shaded area, and that it could be recorded on approval of the site plan.

McConnell asked for public comment.

Wendy Engler noted that public parking would be good to provide, and that the lights should shine downward. She stated that she favors an art deco design and a small sign with exterior illumination. She suggested that the landscaping in the parking lot be broken up with pavers. She also suggested that a marquee be installed in the landscaped area at the corner to list upcoming local events.

Jerry Risberg, owner of property on the southeast corner of First and Avery Streets, reported that he had sent a certified letter to the Mayor and City Council. He stated that he is still very concerned about the vacation of this street, as it is an important street and the only direct access to Highway 101 from Avery Street.

Brusselback noted that on this site plan, it appears that the First Street access is still there. Tokos noted that this is a public access easement and certainly useable by the public and would provide access from Highway 101 to Avery Street.

McConnell closed the public hearing at 9:04 P.M. for Council deliberation. MOTION was made by Allen, seconded by Beemer, to vacate that portion of SE 1st Street from SE Avery Street to South Coast Highway as recommended by the Planning Commission and direct staff to prepare an implementing ordinance for Council consideration at a future hearing and meeting. Council further directs staff, in consultation with legal counsel, to provide any required published or other notice prior to the hearing and meeting at which the ordinance will be considered indicating that any interested parties will be afforded an opportunity to testify prior to action being taken by the Council. Council further directs staff, in consultation with legal counsel, to include appropriate language in the proposed ordinance tying the vacation to the development of the property as proposed. The motion carried unanimously in a voice vote.

McConnell noted that the next hearing might be held on July 5, 2011, and Tokos noted that if the hearing cannot be held on July 5, it would be held on July 18, 2011.

Public hearing regarding the adoption of Resolution No. 3544 establishing water user rates. McConnell opened the public hearing at 9:06 P.M. Voetberg reported that the issue before Council is consideration of Resolution No. 3544 increasing the city water user rates by three percent inside the city limits, outside the city limits within the

Urban Growth Boundary, within the former Seal Rock Water District but outside the city limits. He noted that the water system operates as an enterprise fund and typically has four cost centers, but this year there are five cost centers due to operating both plants simultaneously. He added that water rates are established to cover operating costs, debt service, current year capital improvements, and any other cost charges to the fund as well as building a reserve to pay for future known capital projects. He added that the construction of the Agate Beach water tank was originally thought to be funded from the wastewater fund. He added that there are technical issues to resolve regarding how infrastructure fees pay for capital projects. A discussion ensued regarding fees, Seal Rock Water District debt, and whether three percent is an expected range for future fee increases.

McConnell asked for public comment.

Lou Limbrunner suggested that the deposit should be increased. Allen asked whether Voetberg had met with folks who brought the shutoff issue to Council. Voetberg reported that he had met with Limbrunner, and will recommend that the homeowner not be responsible for shutoff fees of tenants, and that this issue will be brought to Council for action at a future meeting.

McConnell closed the public hearing at 9:22 P.M. for Council deliberation. MOTION was made by Brusselback, seconded by Roumagoux, to adopt Resolution No. 3544, increasing the city water user rates by 3% inside the city limits, outside the city limits within the Urban Growth Boundary, within the former Seal Rock Water District, and within the former Seal Rock Water District but outside the city limits. The motion carried unanimously in a voice vote. MOTION was made by Brusselback, seconded by Roumagoux, to change the effective date of the resolution to August 1, 2011. The motion carried unanimously in a voice vote.

Public hearing regarding the adoption of Resolution No. 3545 establishing wastewater rates. McConnell opened the public hearing at 9:24 P.M. Voetberg reported that the issue before Council is consideration of the adoption of Resolution No. 3545 increasing city sewer user fees by five percent or approximately \$1.70 per month. He noted that the wastewater fund operates as an enterprise fund and has four cost centers. He added that wastewater rates are established to provide sufficient revenue for all costs of the fund including operational costs, debt service, current year capital improvements, any other cost charges to the fund, and reserves to pay for future known capital projects. He reported that improvements to the Agate Beach area sewage collection system are the highest priority. A discussion ensued regarding an amendment to C. in the findings, and the justification of a five percent increase in wastewater and a three percent water increase from a policy and perception perspective. Further discussion ensued regarding funding of the Agate Beach sewage collection system improvements. Ritzman reported that the condition of the pump stations is under a tentative mutual order from DEQ. He added that the consultants will be finishing the preliminary design with modifications.

McConnell asked for public comment. There was none.

McConnell closed the public hearing at 9:33 P.M. for Council deliberation. It was noted that the effective date of the resolution should be August 1, 2011. MOTION was made by Brusselback, seconded by Beemer, to adopt Resolution No. 3545, increasing the city sewer user rates by five percent, and that there should be no change to Section

C., and that the date be changed to August 1. Allen noted that Voetberg had agreed to add the word "necessary" to Section C. The motion carried unanimously in a voice vote.

Public hearing regarding the adoption of Resolution No. 3543 regarding state shared revenues. McConnell opened the public hearing at 9:34 P.M. Marshall reported that the issue before Council is to allow citizens to provide input on how the city uses its state shared revenues. McConnell asked for public comment. There was none. McConnell closed the public hearing at 9:35 P.M. for Council deliberation. MOTION was made by Brusselback, seconded by Beemer, to adopt Resolution No. 3543, a resolution declaring the city's election to receive State Shared Revenues. Allen noted that the date of adoption needs to be changed to June 20, 2011, rather than June 6, 2011. The motion carried unanimously in a voice vote.

Public hearing on the adoption of Resolution No. 3542 adopting a supplemental budget for fiscal year 2010-11. McConnell opened the public hearing at 9:35 P.M. Marshall reported that the issue before Council is the amendment of the city's fiscal year 2010-11 budget to address increased appropriation changes in the Debt Service Fund, Line Undergrounding Fund, and Airport Fund. McConnell asked for public comment. There was none. It was noted that the date of adoption should be changed to June 20, 2011 rather than June 6, 2011. McConnell closed the public hearing at 9:37 P.M. for Council deliberation. MOTION was made by Bertuleit, seconded by Beemer, to adopt Resolution No. 3542 adopting the city's fiscal year 2010-11 supplemental budget and making appropriations, effective June 20, 2011. The motion carried unanimously in a voice vote.

Public hearing on the adoption of Resolution No. 3546 adopting the fiscal year 2011-12 budget. McConnell opened the public hearing at 9:38 P.M. Marshall reported that the issue before Council is the adoption of the fiscal year 2011-12 budget. He noted that there is a small difference between what was published and the amount in the resolution of just under \$7,000, which must be corrected in the published document. Marshall noted that another item has less to do with budget but with ending fund balances and contingencies. It required the city to set aside, in major funds, two percent of the operating revenues in contingencies. The only way to balance the budget was to exempt the Airport and Parks and Recreation funds. He stated that the last item is contingency, and there is \$97,300 extra contingency in the general fund. He noted that if additional projects are approved this evening, the contingency would be further reduced. He stated that the general fund is not balanced as conservatively as he is comfortable with.

Voetberg noted that the city is currently negotiating with three unions, and since negotiations are not complete, an assumption was made in this budget, and funding will have to come from somewhere. He added that a couple of items arose at the work session earlier in the day. One is the Lakewood Hills, 31st Street, issue. He stated that it is our recommendation that Council reverse the current resolution prohibiting work on 31st Street, and that the city keep it smooth; not do a lot of work, and over the course of the next year, make longer range plans for the street. He added that human resource services were also discussed at the work session, and that it is our recommendation to move \$45,000.00 from professional services to materials and services which would be our professional services line item with the understanding that the part-time Human

Resources Coordinator's position would be eliminated, and that we would contract out for human resource services. Voetberg stated that he will support an increase for supervisors/department heads to be equivalent to whatever the represented employees receive, but that he does not personally expect a COLA or other increase. McConnell asked for clarification on the human resource issue. Voetberg reported that this would entail moving \$45,000 from personal services in the city manager's budget to materials and services where there are professional services. He added that there will be no bottom line impact, but that a motion will be needed on this matter. It was noted that \$100,000 had been budgeted for contracted legal services for the upcoming year.

Rob Bovett, Lincoln County District Attorney and Newport citizen, stated that he was concerned about public safety in Newport, and that the proposed budget would not restore the LINT officer.

Dennis Dotson, Lincoln County Sheriff, spoke in support of retaining a LINT officer.

Lyle Mattson, manager of JC Market, urged the Council to reinstate the LINT officer position.

Voetberg reported that the city is currently in the process of hiring two police officers and that one officer is currently on light duty. He added that once those positions are filled, and the officer is off light duty, the department will be staffed at the level it was when it had a LINT officer. He added that it is an issue of allocating resources, and that there is one position that will not be filled this budget year.

Miranda spoke to Council regarding historical departmental staffing. He reiterated that he has recently hired an officer who is attending the police academy; recruiting for one additional patrol position; and has an officer on light duty. A discussion ensued regarding the potential costs of hiring an additional officer. Marshall noted that it would cost approximately \$82,000 which would have to be found elsewhere. Voetberg reiterated that it was not his intent to cut a police officer position, but simply to leave one position vacant next year. Sawyer noted that any cut to the Police Department would impact many things, and added that he hoped that for Fiscal Year 2012-2013, this issue would be at the forefront.

Lyle Mattson urged Council to support the LINT officer.

Miranda stated that with the staffing level in the budget, the department can provide police protection for the city, but the level of service will not be there.

McConnell closed the public hearing a 10:46 P.M. for Council deliberation.

Tokos, speaking as a staff person from the Community Development Department, reported that the \$15,000 currently budgeted for the creation of a housing fund is a place holder. It was suggested that this amount be reduced to \$10,000.

MOTION was made by Bertuleit, seconded by Beemer, to transfer \$10,000 from the General Fund Contingency to a newly-created Housing Fund for the purpose of facilitating the provision of workforce housing or other activities that further the city's adopted housing policy objectives. This includes making all, or some portion of, the funds available to non-profits that are assisting the city in these efforts. Allen suggested that this be revisited annually. The motion carried in a voice vote with Sawyer voting no.

A discussion ensued regarding revenue sharing for non-profits. It was suggested that the amount be changed to \$10,000 for consistency. MOTION was made by Beemer, seconded by Allen, to transfer \$10,000 from the General Fund Contingency to City Administration, Mayor and City Council cost center 1010, for the purpose of creating a pool of funds that can be distributed to non-profits through a competitive application

process, the criteria for which will be determined at a later date. The motion carried in a voice vote with Sawyer voting no.

A discussion ensued regarding an anticipated increase in fees for contracted legal services. MOTION was made by Allen, seconded by Beemer, to transfer \$25,000 from the General Fund Contingency to City Administration, Mayor and City Council Cost Center 1010, recognizing anticipated attorney services will be closer to \$100,000 per year rather than \$75,000 per year as included in the proposed budget. The motion carried in a voice vote with Sawyer voting no.

McConnell noted that optional amendment number four is a transfer of \$45,000 from the General Fund City Manager Personal Services line item to the General Fund City Manager Materials and Services line item with the understanding that this eliminates the Human Resource Coordinator position and contracting out for human resources services. Marshall noted that this will have no effect on the overall fund. Bertuleit asked about the tourism building fund, and it was noted that this is another item to discuss. MOTION was made by Bertuleit, seconded by Beemer, to transfer \$45,000 from the General Fund City Manager Personal Services line item to the General Fund City Manager Materials and Services line item with the understanding that Human Resources Coordinator position be eliminated and to contract out for human resource services. Allen stated that since the Human Resources Coordinator was a prospective client several years ago, and given the circumstances, there may be some bias that he does not want to put into place, so he will abstain from voting. McConnell asked when Voetberg anticipates issuing an RFP for human resource services. Voetberg reported that he would initiate the process right away, if this is adopted, and bring it to Council at a future meeting. The motion carried in a voice vote with Sawyer voting no and Allen abstaining.

A discussion ensued regarding the tourism facility fund. It was noted that there is \$666,000 budgeted and \$333,000 left in contingency. MOTION was made by Bertuleit, seconded by Beemer, to place the full amount into contingency. It was noted that this makes it available. A discussion ensued regarding the process for distribution of fund; the impact of placing the full amount in contingency; and whether an additional public hearing is required. The motion carried unanimously in a voice vote.

Bertuleit suggested that a policy be developed allowing continuing funding for tourist related expenditures. It was noted that this is a discussion that can occur at a future meeting.

MOTION was made by Beemer, seconded by Roumagoux, to adopt Resolution No. 3546, adopting the City of Newport Fiscal Year 2011-2012 budget and making appropriations including the preceding five amendments previously passed. Allen stated that he would vote in favor of the motion, but that he is abstaining on option number four regarding the Human Resource Coordinator position. The motion carried in a voice vote with Sawyer voting no, and Allen abstaining on option number four regarding the Human Resource Coordinator position.

Public hearing on and consideration of Resolution No. 3548 regarding the imposition and categorization of ad valorem taxes for the fiscal year 2011-2012 budget. McConnell opened public hearing at 11:13 P.M. He called for public comment. There was none. Marshall noted that this is a perfunctory resolution. MOTION was made by Allen, seconded by Sawyer, to adopt Resolution No. 3548 imposing and categorizing ad

valorem taxes for the Fiscal Year 2011-2012 budget. The motion carried unanimously in a voice vote. Hearing closed at 11:15 P.M.

Resolution No. 3547 - GASB 54 - reporting of fund balances. MOTION was made by Brusselback, seconded by Roumagoux, to adopt Resolution No. 3547 providing for the designation of ending fund balances by categories in compliance with GASB 54. The motion carried unanimously in a voice vote.

Resolution No. 3549 - transferring appropriations within the 2010-11 budget. Marshall explained that the resolution is necessary because several appropriations are forecast to overrun appropriations for the 2010-2011 fiscal year. MOTION was made by Brusselback, seconded by Allen, to adopt Resolution No. 3549 transferring appropriations for Fiscal Year 2010-2011. The motion carried unanimously in a voice vote.

COUNCIL COMMENTS

Sawyer requested an excuse from the July 5, 2011 meeting. MOTION was made by Bertuleit, seconded by Brusselback, to excuse Sawyer from the July 5, 2011 meeting. The motion carried unanimously in a voice vote.

ADJOURNMENT

Having no further business, the meeting adjourned at 11:18 P.M.

Margaret M. Hawker, City Recorder

Mark McConnell, Mayor

June 20, 2011
11:00 A.M.
Newport, Oregon

CITY COUNCIL WORK SESSION

Councilors present: Beemer, McConnell, Brusselback, Allen, Sawyer, Bertuleit, and Roumagoux.

Staff Present: Voetberg, Hawker, White, Gross, Ritzman, and Protiva.

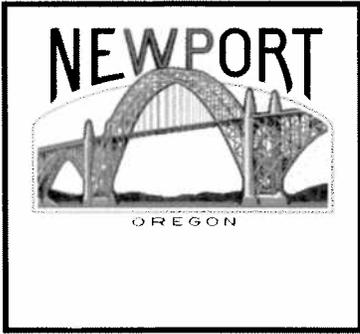
Council discussed the following items:

1. McConnell introduced Christy Monson, the city's lead attorney, from the Local Government Law Group.
2. Ritzman presented an overview on NE 31st Street. It was asked whether the road could be made a two-way travel street safely. It was mentioned that the street is not sinking, but sliding. David Boys suggested creating one good solid land with the addition of a guardrail. White reported that approximately five feet could be gained on the bank side, and it would cost approximately \$15,000 to repair. Wayne Brunelle stated that he would like all three roads open because as it is, the condition of the roads is devaluing the properties. Boys concurred that Big Creek Road should be repaired. Fred Springsteen noted that a multi-family development is scheduled to be built in this area, and that would further impact the street usage. McConnell asked Voetberg to make a recommendation regarding where funding could come from to repair the street at this evening's meeting. Ritzman stated that the city's share of the Big Creek Road repair is approximately \$187,000. Brunelle noted that the residents pay taxes and want a return on their investment. White reported that the culvert is failing on 31st Street. Gross suggested creation of an LID noting that the city has no funding methodology for building roads. Allen asked Ritzman about the use of LID's for roads, and Ritzman reported that two had occurred in the last 18 years. Ritzman reported that Resolution No. 3323 would need to be amended if changes were made to the policy regarding 31st Street.
3. A discussion ensued regarding the proposed "adopt-a-park" program. McConnell noted that the city has yet to hear from Brunelle regarding this issue. Brusselback suggested expanding the concept to all city parks. McConnell noted that a framework and policies would need to be developed. Protiva addressed level of commitment.
4. Monson presented City Council training and distributed a handout. She responded to questions regarding involvement of Councilors in the day-to-day operations of the city. She suggested that Council think about their positions as a job, noting that they are only protected within the scope of their duties. She discussed personal liability, noting that if Councilors act outside the scope of their duties, there could be a good argument that protections disappear. She added that Council cannot direct staff

resources. She noted that Councilors wear lots of hats, and knowing what hat is being worn is critical to avoiding a conflict of interest. Bertuleit noted that there is sometimes confusion between conflict and bias. She noted that if there is any question that a conflict might exist, Councilors should declare it. Monson also discussed liability, discretionary immunity, Council communication, and public meetings.

5. A discussion ensued regarding the draft City Council Rules. Various changes were made to the draft and it was asked that the changes be incorporated and brought to Council for formal adoption.
6. A discussion ensued regarding human resources. Voetberg reviewed the history of human resource responsibilities for the city. He noted that he had worked with Monson on higher level human resource issues. Monson reported that her firm has a solid human resource advice person along with of counsel associations as resources. She noted that she would have no problem continuing to handle the higher level human resource issues. Brusselback asked how much more effective it is to have in-house resources, and it was noted that it is always more effective. He asked about the financial impact. Voetberg reported that John Baker could facilitate communication. McConnell noted that the labor/management committees are critical. Allen asked what the thinking is, of other cities, having dedicated human resource staff, and asked how we fill the gap. Voetberg reported there are budget constraints.
7. A discussion ensued regarding on-going legal services, and Monson indicated that her firm is interested in continuing to provide services to the city. It was concurred that a formal agreement would be prepared for Council action extending the agreement with LGLG for the provision of legal services to the city. A discussion ensued regarding whether the legal staff should continue to review the packet. It was also noted that all packet contents may not have had a legal review.
8. A discussion ensued regarding the sewer rate amendment and particularly the infrastructure fee.
9. Staff was asked to issue a press release regarding the July 4th fireworks display.

Having no further business, the meeting adjourned at 2:14 P.M.



Agenda Item #
Meeting Date

V1-B
July 5, 2011

CITY COUNCIL AGENDA ITEM SUMMARY
City Of Newport, Oregon

Issue/Agenda Title OLCC License Approval

Prepared By: Newport Police Dept Approval: Chief Mark J. Miranda City Mgr Approval: [Signature]

Issue Before the Council:

Shall the City Council recommend approval of the liquor license application for Harpoon Hannas.

Staff Recommendation:

The Police Department recommends favorable action by the City Council

Proposed Motion:

Handled as a consent calendar item

Key Facts and Information Summary:

Harpoon Hanna's, 452 SW Bay Blvd, has made application to the Oregon Liquor Control Commission for a "Limited On-Premises Sales" license as a new outlet. Such a license allows for the applicant to sell wine, malt beverages and cider 'by the drink.' These beverages must be consumed on the premises. Partially consumed bottles of wine that had been served with a meal may also be taken from the premises.

A background check of the applicant revealed no disqualifying information. Harpoon Hanna's is located on the Bayfront east of SW Fall Street. It is in the location previously occupied by The Wales Tail. There have been four police calls to this address within the last year.

ORS 471.166 requires an applicant to obtain a recommendation from the local governing body in the city where the business is located. The City Council may make a "Favorable Recommendation" or an "Unfavorable Recommendation" to OLCC. The Commission will then decide if granting a license is appropriate.

Other Alternatives Considered:

Not applicable.

City Council Goals:

Public Safety related.

Attachment List:

License Application

Fiscal Notes:

There is no fiscal impact on the City other than time to process the application





OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY

PLEASE PRINT OR TYPE

YOU MUST ANSWER ALL QUESTIONS ON THIS FORM. IF THE QUESTION DOES NOT APPLY, WRITE N/A IN THE SPACE. ATTACH ADDITIONAL SHEETS IF NECESSARY.

Trade Name (d.b.a.): Harpoon Hannah's Co City: Newport

1. Name: Ririe Reagan Brem
(last) (first) (middle)

2. Other names used (maiden, other): N/A

3. Residence Address: 2123 NW HOYT Portland OR 97210
(number and street) (city) (state) (ZIP code)

4. Home Phone: (503) 227-1534 Business Phone: (971) 275-7001

5. *SSN: _____ Place of Birth: ID / USA DOB: _____ Sex: M _____ F
(State/Country) (mm) (dd) (yyyy)

6. Driver License or State ID #: _____ State: OR Spouse's name: NONE

7. List all states, other than Oregon, where you have lived during the past ten years:
N/A

8. Do you currently hold, or have you ever held a liquor license in this or any other state? ___ Yes No
If yes, when, where and name of premises? _____

9. In the past twelve years, have you been convicted of any violation, misdemeanor or felony? ___ Yes No
If yes, what, when and where? _____

10. Have you ever entered into a diversion agreement? ___ Yes No
If yes, when and where? _____

11. Do you have any arrests or citations that have not been resolved? ___ Yes No
If yes, arrested/cited for: _____ Date _____ County/City/State/ _____

12. If you are applying for a retail liquor license:
a. Do you have any financial interest, direct or indirect, in any manufacturer or distributor of alcohol? ___ Yes No If yes, what and where: _____
b. Does any person having a financial or ownership interest in a manufacturer or distributor have an interest in, or potential claim upon your business or premises, for instance through investment, a loan, lease or contract? ___ Yes No If yes, who? _____

13. Have you ever had a warning, violation, suspension, fine, cancellation or refusal as a licensee or service permittee, in Oregon or any other state? ___ Yes No If yes, when: _____ where: _____

I UNDERSTAND THE OLCC WILL USE THE ABOVE INFORMATION TO CHECK FOR CRIMINAL RECORDS. I UNDERSTAND IF MY ANSWERS ARE NOT TRUE AND COMPLETE, THE OLCC MAY DENY MY LICENSE APPLICATION.

Applicant Signature: Reagan Ririe Date: May 17, 2011

***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). The OLCC will refuse a license to any applicant or licensee who fails to provide his/her SSN. Your SSN will be used only for child support enforcement purposes unless you sign below.
Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent 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)). If you consent to these uses, please sign here:

Applicant Signature: Reagan Ririe Date: May 17, 2011





OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: Harpoon Hannah's Corp. Phone: 541-264-8381

Trade Name (dba): Harpoon Hannah's Company

Business Location Address: 452 SW Bay Blv.

City: Newport ZIP Code: 97365

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday 8am to 8pm
Monday 8am to 8pm
Tuesday 8am to 8pm
Wednesday 8am to 8pm
Thursday 8am to 8pm
Friday 8am to 8pm
Saturday 8am to 8pm

No Outdoor seating
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
Alcohol service
Enclosed, how

The exterior area is adequately viewed and/or supervised by Service Permittees. (Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: All seasonal live music and recorded music 8am to 8pm October - February.

ENTERTAINMENT

Check all that apply:

- Live Music
Recorded Music
DJ Music
Dancing
Nude Entertainers
Karaoke
Coin-operated Games
Video Lottery Machines
Social Gaming
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: 48 Outdoor: NONE
Lounge: NONE Other (explain):
Banquet: NONE Total Seating: 48

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: Ragan Kiese Date: May 17, 2011



Jim Voetberg
City Manager
CITY OF NEWPORT
169 S.W. Coast Hwy.
Newport, OR 97365
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Manager's Report Meeting of July 5, 2011

Following is the Manager's Report for the City Council meeting of July 5, 2011:

Department Monthly Reports: Attached are monthly reports prepared by each department head briefly listing various activities that have occurred in their department over the past month. The reports are not intended to be overly detailed, but provides general activities that have recently occurred.

FY11/12 Advertising Agency: At the June 28, 2011 Destination Newport Committee (DNC) meeting, the Committee voted not to recommend and award for FY11/12 Advertising Agency RFP. The Committee felt that for this next year, the Committee itself could develop a work plan and purchase the ads. In the event specialized expertise is required, advertising consultant services could be acquired on a case by case basis. Funds budgeted for advertising agency services (\$200,000) will be available for actual marketing efforts.

Repair of NE 31st Street: In evaluating the actual cost of making repairs to NE 31st Street, Street Superintendent Dave White, Senior Project Engineer Tim Gross and a representative from Road and Driveway determined that repairing the one-lane section of road would cost approximately \$9,000, and the cost to repair the same section of road to two lanes would be \$20,000. In either case the repairs would consist of some slope stabilization, patching and a leveling course. It will not include a complete overlay, so while it will be an improvement from the existing condition, it will not look or feel as nice as a new overlay. This repair should provide a mid-term solution to improving the existing road condition. Given the additional benefit of making the roadway to two lanes, I have given Public Works the approval to make the repairs costing \$20,000. The work and funding will be from the FY10/11 budget and will not impact the newly adopted FY11/12 budget.

Manager's Office Weekly Report Week of 6-13-11

Following are various items and issues which the City has been involved with during the week of June 13, 2011

YBOOI

I will begin serving on the YBOOI Steering Committee to help partner the City's involvement in economic development.

Newport Promotions

The DNC has recommended promotional activities with the Eugene Emeralds Baseball Club. The promotional activities will include a "Crab Catch at all 38 emeralds Home Games, an 8 foot high by 16 foot wide outfield billboard and promotional text messaging. The total cost is \$9,500 and will come from next fiscal year's Room Tax Fund budget.

Coast Park Project

The Notice To Proceed for the Coast Park project was issued to the contractor.

Special Event Permit

A special events permit was issued to the Nye Beach Merchants for the July 2, 2011 Clambake and Seafood Barbecue.

Parade Permit

A parade permit was issued for the Nye Beach Pet parade to be held on July 2nd.

OSHA Compliance Inspection at the Fire Department

OSHA conducted a volunteer compliance inspection at the Fire Department that was requested by the City. The volunteer compliance inspection allows OSHA to come in and inspect operations to ensure compliance without being written up for violations. A few items were discovered that will be corrected.

Receiving FEMA Local Match from the State

Councilor Sawyer passed on a news article that appears the State may be picking up the FEMA local match requirement for Brookings. I passed the article onto Representative Cowan and asked if Newport could similarly get State funding for our FEMA local match requirement on Big Creek Road.

Wayfinding Signs

Chuck Fornash called and asked if the latest Wayfinding signs which are scheduled to go up soon could include the recently completed trail on Marine Science Drive. I initially investigated this and found out that the decals had already been produced and that it was too late to make the changes. I subsequently found out that only the draft decals had been developed and that there was time to make the changes with little fiscal impact. I have asked that the most current trails be included on the Wayfinding signs.

Meeting with Public Works Water Distribution Employees

I met with the Public Works Water Distribution employees, asking their thoughts and input on how to address any concerns they may have. The Public Works Water Distribution employees discussed concerns they had relating to the opportunity to cross-train into other Divisions given the staffing levels and how busy they were. I mentioned that I recognized they were busy, and supported cross training when the opportunity presented itself. They discussed their concern of whether the City valued their work given their placement on the salary table in 2008. To this, I had not comment to offer. They also discussed concerns of how to answer public questions relating to the use of City funds, such as why the City is spending money on signs in Nye Beach and not using that money to pave streets or employee wages. This has been a reoccurring topic of discussion with many of the employee groups. I gave them a brief answer about how the City is limited to how it can expend funds from one fund to another and said that after the budget adoption (When David is not so busy) that he and I would come back for a more in-depth discussion on revenues and expenditures of various funds.

Meeting with Airport Employees

I met with Airport employees, asking their thoughts and input on how to address any concerns they may have. The Airport employees commented that although management recognizes and appreciates the improvements they have made at the airport, they don't feel the public recognizes this based on comments they hear from time to time. I mentioned that the Council and many members of the Airport Committee understood the improvements they have made and thanked them for it. As non-represented employees, the Airport employees asked how the budget and labor negotiations will affect them. I mentioned I could not discuss the labor negotiations but did discuss my support and recommendation to Council of treating all employees, whether they are represented or not, as equally as possible. I asked them to be patient as the process works itself out. Similar to the Public Work employees, they asked about using money from other funds to pay for airport or other needs. I gave them a brief answer about how the City is limited to how it can expend funds from one fund to another and said that after the budget is adopted, David Marshall and I would come back and more fully explain how various revenue sources can or cannot be used.

Meeting with Library Employees

I met with the Library employees, asking their thoughts and input on how to address any concerns they may have. The employees felt that working through Ted, their concerns were

being heard. There was a question regarding health and pension benefits, specifically what the City was planning. I mentioned that this has been an on-going issue of discussion that has slowed a bit due to labor negotiations and the budget. I stressed that I wanted to make sure employees were aware of the need to discuss health and pension benefits and that they would be fully engaged in any discussion. Similar to other employee groups, the reoccurring theme of how come the City spends money for some things and not others came up. As with the other groups, I gave them a brief answer and committed to bringing David Marshall to an upcoming meeting to better discuss this issue.

Manager's Office Weekly Report Week of 6-20-11

Following are various items and issues which the City has been involved with during the week of June 20, 2011

Christy Monson meet Department Heads

Christy Monson and I met with the various department heads to discuss specific needs and issues of each department. Attached is Christy's memorandum summarizing these meetings. Please note the memo states: *This letter is a confidential communication between attorney and client. As such, it is not subject to disclosure*

Discussion with Brian Tagart regarding NOAA basing an aircraft in Newport (from the previous week)

I attended one of the last NOAA facility construction meetings and met Captain Brian Tagart who I understand is assigned to oversee the NOAA operations in Newport. In a previous capacity, Captain Tagart was involved with the air side of NOAA. I asked Captain Tagart if NOAA would consider stationing one of its airplanes in Newport since the Pacific Fleet Headquarters is now here. Captain Tagart said that given the mobility of aircraft, the stationing of them are driven by mission and economics. He said that there is no mission or economic reason to locate a plane in Newport at this time.

Met with Fire Department employees

I met with the career fire department employees to discuss communication issues between employees and management. Given changes that have occurred over the past couple of months within the fire department, the employees felt the flow of communication was better and would improved once a new fire chief was on board.

Met with John Baker

I met with John Baker to further an earlier discussion I had with him on improving employee-management communication. John provided information on an Employee Advisory Committee, which is a forum where employees can safely share ideas and concerns with each other and with management. Basically, each department has representatives on the committee where ideas or concerns from their specific department are discussed. John will be providing additional information, including a cost to facilitate the establishment of this committee.

Finance working on dealing with businesses that have not paid their FY10/11 business license tax.

Now that the budget has been approved and adopted, David Marshall will be dealing with an issue that has been on-going for several months relating to business license taxes. Specifically, three high profile businesses (Yaquina Bay Realty, Dolphin Realty and Mishy Realty) have

determined not to pay their business license tax for FY10/11. As the Council will recall, changes to the Business License Code have been worked on the past several months (including substantial assistance by these three businesses) but formal adoption has yet to occur. Given no changes have occurred, there is a high likelihood these three businesses may similarly not pay the FY11/12 Business License tax which is being sent out this week. David will be personally working with these three businesses on this issue, as well as working with Chief Miranda whose department enforces the business license code. As previously mentioned to Council, the News Times recently submitted a records request regarding the payment of business license taxes from these three businesses, which the City has produced.

Close-out of Senior Center CDBG close-out

David Marshall received correspondence from the CDBG administrator requesting additional grant information on the Senior Center construction project. This information is required within 30 days of receipt of the notice. The City is withholding 25% of the contractor's pay pending final approval by CDBG, who in turn is withholding funding to the City. This is a high priority issue for the City and David (as well as Jim Protiva and the Contractor) will be traveling to Portland to present the information and walk through any other issues with the Grant Administrator on Friday July 1st.



Memo

To: Jim Voetberg, City Manager and City Council
From: Timothy Gross, Senior Project Manager
Date: July 5, 2011
Re: Capital Projects Status Update

SW Naterlin Drive Sidewalk and Bicycle Improvements

The project is complete with the exception of the railings. The railings for the block wall section and for the stairs are fabricated and at the galvanizing contractor. Railings for the modular wall are being picked up on Wednesday, June 29 and installation will begin Friday, July 1. The remainder of the rails will be taken to the galvanizer on Wednesday, June 29 and will be ready for installation the week of July 11.

South Beach Transportation Improvement Project

The project is substantially complete. Central Lincoln PUD is waiting for some equipment before they can remove a few remaining poles. When the last poles are removed a few remaining trees will be planted and one light pole installed. The contractor is also waiting for a shorter light pole from the manufacturer which will be installed under the bridge.

Water Filtration Facility

The water treatment plant is progressing on schedule and within the project budget. Roof materials are being installed this week and the contractor is beginning painting operations. Attachments have been provided by the Construction Manager/General Contractor (CM/GC) which includes a schedule of activities for the next three months.

Big Creek Road Slides – FEMA Emergency Assistance

Proposals have been received from Geotechnical Firms. City staff are preparing to interview the top two rated firms. Interviews are tentatively scheduled for the 3rd week of July.

Coast Park Improvements

Contractor has begun work on this project. A home fuel oil tank was dug up as part of the excavation and an environmental assessment was conducted. The tank was removed and some soil needed to be taken to Coffin Butte Landfill.

Performing Arts Center Reroofing

Solicitation documents have been completed for this project and the projects was advertised beginning June 29. Tentative date for construction to begin is August 15th. Solicitation documents for this project are available on the City's web page.

31st Street Repairs

In evaluating the actual cost of making repairs to NE 31st Street, Street Superintendent Dave White, Senior Project Engineer Tim Gross and a representative from Road and Driveway determined that repairing the one-lane section of road would cost approximately \$9,000, and the cost to repair the same section of road to two lanes would be \$20,000. In either case the repairs would consist of some slope stabilization, patching and a

leveling course. It will not include a complete overlay, so while it will be a noticeable improvement from the existing condition, it will not look or feel as nice as a new overlay. This repair should provide a mid-term solution to improving the existing road condition. Since Road and Driveway has been identified as a sole source provider of Hot-Mix Asphalt and the contract is less than \$50,000, three quotes were not required to do this work. The work and funding will be from the FY10/11 budget and will not impact the newly adopted FY11/12 budget (David Marshall has confirmed there are sufficient funds in this year's Streets budget to do this work). Work will begin very early in the morning on Thursday, June 30 and will be completed that same day.

Newport Water Treatment Plant
Construction Cost Tracking

Costs through: 6/30/11
Report Date: 6/29/11

A	B	C	BUDGET					ENCUMBRANCES					COSTS			M=L-G
			D	E	F	G=D+E+F	H	I	J	K	L=J+K	M=L-G				
Item	Description	UM	Project Budget	Budget Adjustments	Change Orders	Current Budget	Encumbrances to date	Encumbrances to complete	Costs To-Date	Costs To Complete	Forecast Cost at Completion	Variance				
001008	Preconstruction Services		98,260.00	0.00	0.00	98,260.00	98,260.00	0.00	98,260.00	0.00	98,260.00	0.00				
1000	Early Work Amendment #1 Allowance	ALL	225,335.74	0.00	(3,339.87)	221,995.87	221,995.87	0.00	221,995.87	0.00	221,995.87	0.00				
100	General Conditions	MOS	90,000.00	0.00	0.00	90,000.00	90,000.00	0.00	90,000.00	0.00	90,000.00	0.00				
101	GMP #1 Mobilization	LS	130,000.00	0.00	0.00	130,000.00	130,000.00	0.00	130,000.00	0.00	130,000.00	0.00				
102	Advertising	LS	21,730.00	0.00	0.00	21,730.00	21,730.00	0.00	21,730.00	0.00	21,730.00	0.00				
103	Reproduction Costs	ALL	12,500.00	0.00	(12,500.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00				
104	General Housekeeping	MOS	10,086.00	0.00	0.00	10,086.00	10,086.00	0.00	10,086.00	0.00	10,086.00	0.00				
105	Material Hoisting/Distribution	MOS	27,536.34	0.00	0.00	27,536.34	27,536.34	0.00	27,536.34	0.00	27,536.34	0.00				
106	Temp Fencing/Barricades/Signs	LS	11,560.00	0.00	0.00	11,560.00	11,560.00	0.00	11,560.00	0.00	11,560.00	0.00				
107	Temp Lay Down Area / Roads	LS	19,921.00	0.00	0.00	19,921.00	19,921.00	0.00	19,921.00	0.00	19,921.00	0.00				
108	Waste Management	MOS	3,000.00	0.00	0.00	3,000.00	3,000.00	0.00	3,000.00	0.00	3,000.00	0.00				
150	Surveying	ALL	5,000.00	0.00	(3,375.00)	1,625.00	1,625.00	0.00	1,625.00	0.00	1,625.00	0.00				
2000	Soldier Pile Retaining Wall	LS	299,500.00	0.00	0.00	299,500.00	299,500.00	0.00	299,500.00	0.00	299,500.00	0.00				
2001	Concrete Fascia	LS	176,500.00	0.00	0.00	176,500.00	176,500.00	0.00	176,500.00	0.00	176,500.00	0.00				
2002	Excavation	LS	62,100.00	0.00	0.00	62,100.00	62,100.00	0.00	62,100.00	0.00	62,100.00	0.00				
2003	Concrete Drainage Swale	LS	21,000.00	0.00	(3,189.00)	17,811.00	17,811.00	0.00	17,811.00	0.00	17,811.00	0.00				
2004	6 Ft Vinyl Coated Chain Link Fence	LS	8,900.00	0.00	(9,200.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00				
2005	Force Main Sewer Line & HDPE Conduit	LS	29,710.21	0.00	4,041.72	33,751.93	33,751.93	0.00	33,751.93	0.00	33,751.93	0.00				
2006	Relocate Existing Piping at Cleanwell	ALL	59,107.00	0.00	28,704.93	87,811.93	87,811.93	0.00	87,811.93	0.00	87,811.93	0.00				
2007	Rammed Aggregate Piers	ALL	400,000.00	0.00	(112,074.30)	287,925.70	287,925.70	0.00	287,925.70	0.00	287,925.70	0.00				
2021	Garage Demo	ALL	28,598.78	0.00	(17,788.78)	10,800.00	10,800.00	0.00	10,800.00	0.00	10,800.00	0.00				
01100	GMP #1 General Conditions	MOS	300,000.00	0.00	0.00	300,000.00	210,000.00	90,000.00	210,000.00	90,000.00	300,000.00	0.00				
01101	GMP #2 Reproduction Costs	ALL	7,500.00	0.00	0.00	7,500.00	1,000.00	6,500.00	1,000.00	6,500.00	7,500.00	0.00				
01110	GMP #2 General Housekeeping	MOS	40,244.00	0.00	0.00	40,244.00	28,170.80	12,073.20	28,170.80	12,073.20	40,244.00	0.00				
01115	GMP #2 Material Hoisting/Distribution	MOS	110,045.00	0.00	0.00	110,045.00	77,031.50	33,013.50	77,031.50	33,013.50	110,045.00	0.00				
01120	GMP #2 Temp Fence Maintenance/Signs	LS	1,500.00	0.00	0.00	1,500.00	500.00	1,000.00	500.00	1,000.00	1,500.00	0.00				
01121	Remove and Restoration of laydown areas	LS	7,570.00	0.00	0.00	7,570.00	0.00	7,570.00	0.00	7,570.00	7,570.00	0.00				
01130	Temporary Weather Protection	ALL	15,000.00	0.00	0.00	15,000.00	12,000.00	3,000.00	12,000.00	3,000.00	15,000.00	0.00				
01135	GMP #2 Waste Management	MOS	12,000.00	0.00	0.00	12,000.00	8,400.00	3,600.00	8,400.00	3,600.00	12,000.00	0.00				
01150	GMP #2 Surveying	ALL	7,000.00	0.00	0.00	7,000.00	2,250.00	4,750.00	2,250.00	4,750.00	7,000.00	0.00				
02211	Membrane Bldg Encasements	LS	84,355.00	0.00	0.00	84,355.00	84,355.00	0.00	84,355.00	0.00	84,355.00	0.00				
02221	Site Piping Material	LS	245,583.27	0.00	0.00	245,583.27	245,583.27	0.00	245,583.27	0.00	245,583.27	0.00				
02223	Site Piping Placement	LS	360,389.27	0.00	0.00	360,389.27	360,389.27	0.00	360,389.27	0.00	360,389.27	0.00				
02224	Structural Fill Placement & Grading	LS	81,038.00	0.00	0.00	81,038.00	81,038.00	0.00	81,038.00	0.00	81,038.00	0.00				
02350	Earthwork Allowance	ALL	23,596.00	0.00	0.00	23,596.00	5,803.00	17,796.00	5,803.00	17,796.00	23,596.00	0.00				
02721	Gravel Surfacing Allowance	ALL	24,750.00	0.00	0.00	24,750.00	0.00	24,750.00	0.00	24,750.00	24,750.00	0.00				
02901	Chain Link Fence	LS	16,259.00	0.00	8,900.00	25,159.00	25,159.00	0.00	25,159.00	0.00	25,159.00	0.00				
02901	Landscape Allowance	ALL	2,500.00	0.00	0.00	2,500.00	2,500.00	0.00	2,500.00	0.00	2,500.00	0.00				
03101	Form Materials	LS	44,971.00	0.00	0.00	44,971.00	44,971.00	0.00	44,971.00	0.00	44,971.00	0.00				
03201	Concrete Reinforcement	LS	133,866.00	0.00	0.00	133,866.00	133,866.00	0.00	133,866.00	0.00	133,866.00	0.00				
03301	Concrete & Concrete Pumping	LS	160,038.00	0.00	0.00	160,038.00	160,038.00	0.00	160,038.00	0.00	160,038.00	0.00				
03310	Sidewalks	LS	52,378.00	0.00	0.00	52,378.00	52,378.00	0.00	52,378.00	0.00	52,378.00	0.00				
03320	Membrane Bldg Concrete Placement	LS	138,912.00	0.00	0.00	138,912.00	138,912.00	0.00	138,912.00	0.00	138,912.00	0.00				
03330	Cleanwell Concrete Placement	LS	30,389.00	0.00	0.00	30,389.00	30,389.00	0.00	30,389.00	0.00	30,389.00	0.00				

08500	GAC/Fibcc Concrete Placement	LS	26,325.00	0.00	0.00	26,325.00	26,325.00	0.00	26,325.00	0.00	26,325.00	26,325.00	0.00	0.00
04200	Masonry	LS	349,677.00	0.00	0.00	349,677.00	349,677.00	0.00	349,677.00	0.00	349,677.00	349,677.00	0.00	0.00
05211	Steel Joists & Decking	LS	182,790.00	0.00	0.00	182,790.00	182,790.00	0.00	182,790.00	0.00	182,790.00	182,790.00	0.00	0.00
05900	Fabricated Metals	LS	167,393.00	0.00	0.00	167,393.00	167,393.00	0.00	167,393.00	0.00	167,393.00	167,393.00	0.00	0.00
07120	Building Insulation	ALL	7,500.00	0.00	0.00	7,500.00	7,500.00	0.00	7,500.00	0.00	7,500.00	7,500.00	0.00	0.00
07412	Metal Roofing	LS	147,662.00	0.00	0.00	147,662.00	147,662.00	0.00	147,662.00	0.00	147,662.00	147,662.00	0.00	0.00
08210	Metal Doors & Frames	LS	37,388.00	0.00	0.00	37,388.00	37,388.00	0.00	37,388.00	0.00	37,388.00	37,388.00	0.00	0.00
08220	FRP Doors & Frames	LS	28,066.00	0.00	0.00	28,066.00	28,066.00	0.00	28,066.00	0.00	28,066.00	28,066.00	0.00	0.00
08332	Overhead Doors	LS	16,675.00	0.00	0.00	16,675.00	16,675.00	0.00	16,675.00	0.00	16,675.00	16,675.00	0.00	0.00
08310	Storefront Windows & Glazing	LS	7,950.00	0.00	0.00	7,950.00	7,950.00	0.00	7,950.00	0.00	7,950.00	7,950.00	0.00	0.00
08700	Finish Hardware	LS	22,326.00	0.00	0.00	22,326.00	22,326.00	0.00	22,326.00	0.00	22,326.00	22,326.00	0.00	0.00
09130	Interior Framing	LS	15,677.00	0.00	0.00	15,677.00	15,677.00	0.00	15,677.00	0.00	15,677.00	15,677.00	0.00	0.00
09130	Acoustical Ceiling	LS	11,544.00	0.00	0.00	11,544.00	11,544.00	0.00	11,544.00	0.00	11,544.00	11,544.00	0.00	0.00
09240	Drywall	LS	31,353.00	0.00	0.00	31,353.00	31,353.00	0.00	31,353.00	0.00	31,353.00	31,353.00	0.00	0.00
09210	Ceramic Tile	LS	5,693.00	0.00	0.00	5,693.00	5,693.00	0.00	5,693.00	0.00	5,693.00	5,693.00	0.00	0.00
09660	Resilient Flooring & Base	LS	3,209.00	0.00	0.00	3,209.00	3,209.00	0.00	3,209.00	0.00	3,209.00	3,209.00	0.00	0.00
09905	Painting & Protective Coatings	LS	105,700.00	0.00	0.00	105,700.00	105,700.00	0.00	105,700.00	0.00	105,700.00	105,700.00	0.00	0.00
10000	Miscellaneous Specialties	LS	12,174.00	0.00	0.00	12,174.00	12,174.00	0.00	12,174.00	0.00	12,174.00	12,174.00	0.00	0.00
11000	Equipment Hoisting & Accessories	LS	28,000.00	0.00	0.00	28,000.00	28,000.00	0.00	28,000.00	0.00	28,000.00	28,000.00	0.00	0.00
11062	Chemical Submersible & Sampling Pumps	LS	5,200.00	0.00	0.00	5,200.00	5,200.00	0.00	5,200.00	0.00	5,200.00	5,200.00	0.00	0.00
11063	Floating Submersible Pump Station	LS	15,800.00	0.00	0.00	15,800.00	15,800.00	0.00	15,800.00	0.00	15,800.00	15,800.00	0.00	0.00
11072	Vertical Turbine Line Pumps	LS	108,000.00	0.00	0.00	108,000.00	108,000.00	0.00	108,000.00	0.00	108,000.00	108,000.00	0.00	0.00
11073	Vertical Turbine Can Pumps	LS	146,300.00	0.00	0.00	146,300.00	146,300.00	0.00	146,300.00	0.00	146,300.00	146,300.00	0.00	0.00
11076	Submersible Non-Clog Pumps	LS	11,500.00	0.00	0.00	11,500.00	11,500.00	0.00	11,500.00	0.00	11,500.00	11,500.00	0.00	0.00
11082	Peristaltic Pumps	LS	69,900.00	0.00	0.00	69,900.00	69,900.00	0.00	69,900.00	0.00	69,900.00	69,900.00	0.00	0.00
11482	Chemical Storage Tanks	LS	59,200.00	0.00	0.00	59,200.00	59,200.00	0.00	59,200.00	0.00	59,200.00	59,200.00	0.00	0.00
11583	GAC System	LS	326,934.00	0.00	0.00	326,934.00	326,934.00	0.00	326,934.00	0.00	326,934.00	326,934.00	0.00	0.00
13559	Flocculation System	LS	109,500.00	0.00	0.00	109,500.00	109,500.00	0.00	109,500.00	0.00	109,500.00	109,500.00	0.00	0.00
13500	Storage Tanks	LS	11,600.00	0.00	0.00	11,600.00	11,600.00	0.00	11,600.00	0.00	11,600.00	11,600.00	0.00	0.00
13501	Laboratory Accessories	LS	10,500.00	0.00	0.00	10,500.00	10,500.00	0.00	10,500.00	0.00	10,500.00	10,500.00	0.00	0.00
13565	Laboratory Casework & Fumehood	LS	36,323.00	0.00	0.00	36,323.00	36,323.00	0.00	36,323.00	0.00	36,323.00	36,323.00	0.00	0.00
13500	Furnishings	LS	2,731.00	0.00	0.00	2,731.00	2,731.00	0.00	2,731.00	0.00	2,731.00	2,731.00	0.00	0.00
13121	Prefabricated Wood Building	LS	40,855.00	0.00	0.00	40,855.00	40,855.00	0.00	40,855.00	0.00	40,855.00	40,855.00	0.00	0.00
13216	Glass Fused Steel Reservoir	ALL	279,700.00	0.00	0.00	279,700.00	279,700.00	0.00	279,700.00	0.00	279,700.00	279,700.00	0.00	0.00
13400	Install Pallet Equipment	LS	79,400.00	0.00	0.00	79,400.00	79,400.00	0.00	79,400.00	0.00	79,400.00	79,400.00	0.00	0.00
13400	Instrumentation & Controls	LS	197,506.00	0.00	0.00	197,506.00	197,506.00	0.00	197,506.00	0.00	197,506.00	197,506.00	0.00	0.00
14240	Hydraulic Elevator	LS	43,750.00	0.00	0.00	43,750.00	43,750.00	0.00	43,750.00	0.00	43,750.00	43,750.00	0.00	0.00
15060	Process Mechanical Installation	LS	245,420.00	0.00	0.00	245,420.00	245,420.00	0.00	245,420.00	0.00	245,420.00	245,420.00	0.00	0.00
15081	Process Mechanical Materials	LS	417,815.00	0.00	0.00	417,815.00	417,815.00	0.00	417,815.00	0.00	417,815.00	417,815.00	0.00	0.00
15085	Mechanical Supports	LS	71,554.00	0.00	0.00	71,554.00	71,554.00	0.00	71,554.00	0.00	71,554.00	71,554.00	0.00	0.00
15000	Valves	LS	92,620.00	0.00	0.00	92,620.00	92,620.00	0.00	92,620.00	0.00	92,620.00	92,620.00	0.00	0.00
15300	Fire Protection	LS	37,102.00	0.00	0.00	37,102.00	37,102.00	0.00	37,102.00	0.00	37,102.00	37,102.00	0.00	0.00
15440	Plumbing	LS	129,550.00	0.00	0.00	129,550.00	129,550.00	0.00	129,550.00	0.00	129,550.00	129,550.00	0.00	0.00
15605	HVAC	LS	439,500.00	0.00	0.00	439,500.00	439,500.00	0.00	439,500.00	0.00	439,500.00	439,500.00	0.00	0.00
16000	Electrical	LS	1,433,094.00	0.00	0.00	1,433,094.00	1,433,094.00	0.00	1,433,094.00	0.00	1,433,094.00	1,433,094.00	0.00	0.00
17000	Intake Mechanical	ALL	297,612.00	0.00	0.00	297,612.00	297,612.00	0.00	297,612.00	0.00	297,612.00	297,612.00	0.00	0.00
17200	Electrical Creek Crossing	ALL	128,289.00	0.00	0.00	128,289.00	128,289.00	0.00	128,289.00	0.00	128,289.00	128,289.00	0.00	0.00
17300	Raw Water Line Replacement	ALL	203,375.00	0.00	0.00	203,375.00	203,375.00	0.00	203,375.00	0.00	203,375.00	203,375.00	0.00	0.00
18000	Owners Contingency	LS	260,252.00	0.00	0.00	260,252.00	260,252.00	0.00	260,252.00	0.00	260,252.00	260,252.00	0.00	0.00
18000	Budget Transfer #1	LS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
18002	Budget Transfer #2	LS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
20000	GMP #1 Fee	LS	102,672.45	0.00	0.00	102,672.45	102,672.45	0.00	102,672.45	0.00	102,672.45	102,672.45	0.00	0.00
30000	GMP #2 Fee	LS	633,100.00	0.00	0.00	633,100.00	633,100.00	0.00	633,100.00	0.00	633,100.00	633,100.00	0.00	0.00
Totals			10,940,609.79	0.00	0.00	10,940,609.79	10,940,609.79	0.00	10,940,609.79	0.00	10,940,609.79	10,940,609.79	0.00	0.00

* Encumbrances include executed subcontract agreements, work bid by SGC and completed work billed to date.

(230,093.45)

Activity ID	Activity Name	Start	Finish	Qtr 2, 2011			Qtr 3, 2011			Qtr 4, 2011
				May	Jun	Jul	Aug	Sep	Oct	
Membrane Procurement-Pall Equipment										
05040	Membrane Equipment Delivery	31-May-11 A	07-Jul-11 A							
Site Process Piping										
1520	Process Piping GAC to Membrane Bldg	08-Jun-11 A	24-Jun-11							
1530	Process Piping West of Membrane Building	27-Jun-11	08-Jul-11							
1610	24 TW Sta 0+50 to HSPS	26-May-11 A	24-Jun-11							
1660	Slab Prep Gac Pad	08-Jun-11 A	18-Jun-11 A							
1700	Chemical Lines to RWPS	22-Jul-11	04-Aug-11							
1710	Chemical Lines to Floc	11-Jul-11	13-Jul-11							
1720	RW Line Floc Tank to New Vault Location	20-Jun-11 A	24-Jun-11 A							
1740	12 Drain Membrane Bldg to Overflow Structure	27-Jun-11	28-Jun-11							
1920	Pour GAC Pad	29-Jun-11*	29-Jun-11							
Electrical Ductbanks										
1800	Electrical Ductbank HH-6S &6E to Intake	27-Jun-11	04-Aug-11							
1810	Electrical Ductbank HH-5S to HH-2C	29-Jul-11	04-Aug-11							
1820	Electrical Ductbanks HH-4S&4E to HH-1S&1E	27-Jun-11	11-Jul-11							
1830	Electrical Ductbanks HH-1E&1S to Membrane Bldg	12-Jul-11	18-Jul-11							
1840	Electrical Ductbanks HH1E&1S to HH-2E&2S	19-Jul-11	25-Jul-11							
1910	Electrical Ductbank HH-5S&5E to HH-6S& 6E	22-Jul-11	28-Jul-11							
Water Treatment Building										
2480	Metal Roof Panels	08-Jun-11 A	09-Aug-11							
2730	Metal Stud Wall Framing	22-Jun-11 A	07-Jul-11							
2740	Metal Wall Panels	15-Jul-11*	21-Jul-11							
5470	20 MFE & 20 MFF Pipe Support Rack	08-Jun-11 A	18-Jul-11							
5480	Install 20 MFE, 20 MFF & 10 BWA	12-Jul-11	14-Jul-11							
5490	Electrical Rough In Chemical Room	15-Jul-11	09-Aug-11							
5720	Install Chemical Tanks & Piping Lower Area	30-Jun-11	28-Jul-11							
5780	Plumbing Rough In Control/Office Area	23-Jun-11	28-Jul-11							
5790	Electrical Rough In Control/Office Area	22-Jul-11	28-Jul-11							
2750	Paint Ceiling and Walls Membrane Area	22-Jul-11	04-Aug-11							
2760	Paint Ceiling and Walls Chemical Area	27-Jun-11*	11-Jul-11							

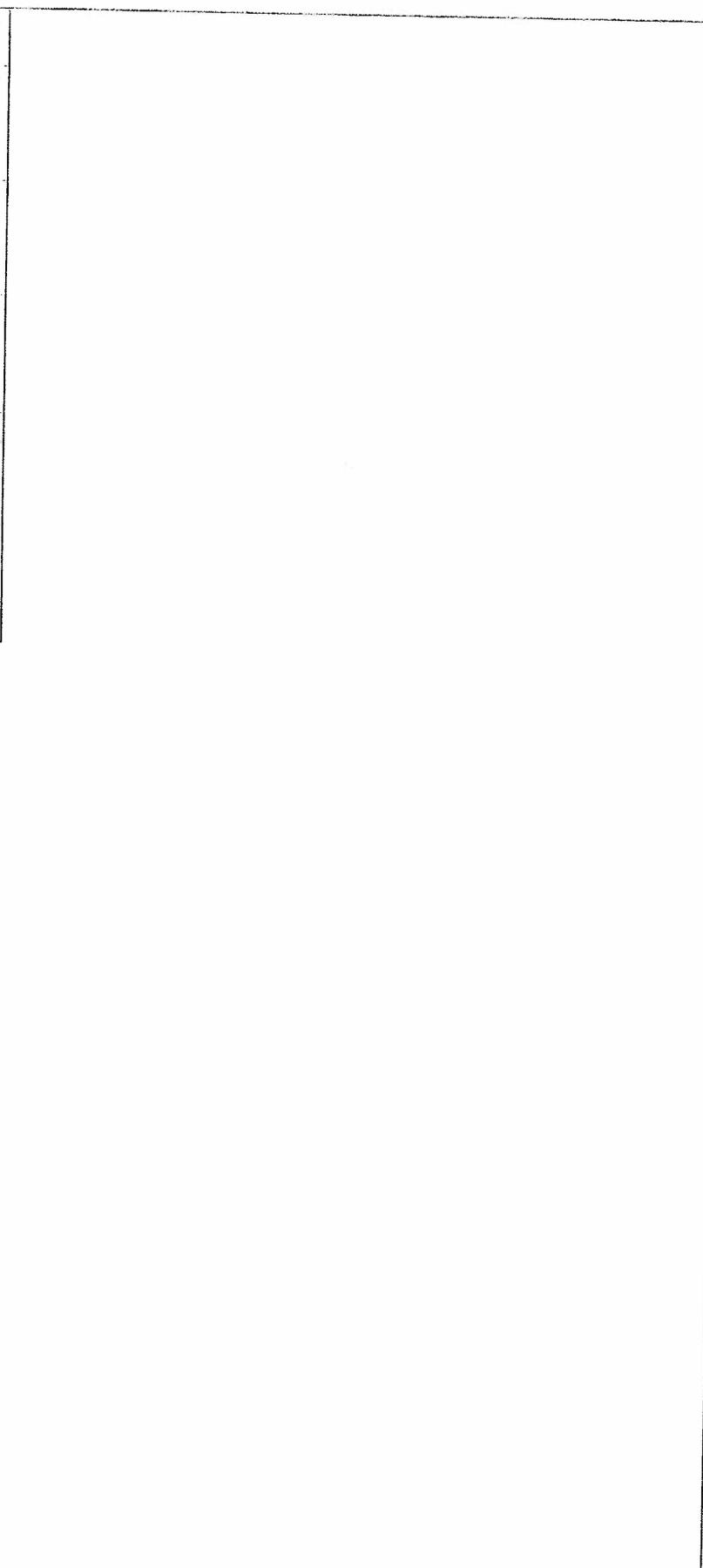
Legend:
 Remaining Work
 Actual Work
 Critical Remaining Work
 Milestone

TASK filter: (3 Month Look Ahead)

Page 1 of 2

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Activity ID	Activity Name	Start	Finish	Qtr 2, 2011			Qtr 3, 2011		
				May	Jun	Jul	Aug	Sep	Oct
2770	Place HVAC Equipment	14-Jul-11*	14-Jul-11						
Intake Pump Station									
3030	Intake Structural Work	08-Jul-11	01-Sep-11						
3060	RW Pump Manufacture	01-Apr-11 A	25-Aug-11						
3080	Set up Test Temporary RW Pumping	23-Jun-11*	07-Jul-11						
3100	Raw Water Line Dam to Sta 2+57	08-Jul-11	21-Jul-11						
3130	Raw Water Line Jack & Bore	15-Jul-11	28-Jul-11						
3140	Excavate Shore Bore Pits	11-Jul-11*	14-Jul-11						
3150	Raw Water Line Sta 2+57 to Vault	29-Jul-11	11-Aug-11						



MEMO

To: Jim Voetberg
From: Ted Smith
Subject: Monthly Report for Council
Date: July 1, 2011

Summer Reading officially started on June 1. Youngsters have been flooding into the library to enroll in this year's program. Our first presentation, the Puckett Family Magic Show, on Wednesday, June 15, drew 390 attendees to center stage in Literacy Park.

Leading up to the First Annual Celtic Festival, Sheryl Eldridge ran a series of four Celtic themed movies set in Ireland, Scotland and Wales. The four movies, which ran from Saturday, June 4 through Tuesday, June 7, were: Loch Ness, The Secret's Out, The Englishman and the Quiet Man. The Celtic Festival ran from June 10, through June 12.

Poet Michael Czarnecki shared photos, stories, and poems of his travels along US Hwy 20 on the evening of June 9. Czarnecki traveled across the country on US Hwy 20, starting in Boston and completed his journey in Newport, Oregon. US 20 is America's longest highway, spanning the continent from the Atlantic to the Pacific. Along the way it crosses the Mississippi and Missouri Rivers, passes through Yellowstone National Park, and intersects cities, small towns, eastern woodlands, midwestern plains, and wild western landscapes.

The Coastal Resource Sharing Network met on May 18, and June 17, to discuss the dissolution of the Network. Nothing was settled at these meetings, but all concerned parties are looking at options and outcomes. The goal of all those present was to consider the needs and expectations of our patrons first and to come up with ideas for reinventing our group.

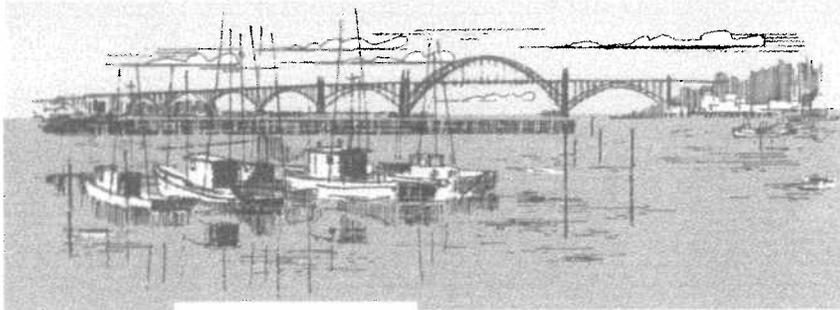
On May 26, and June 15, the Library Director presented informational programs to the Rotary Club of Newport and to Altrusa International of Yaquina Bay.

On June 8, 14, and 30, the Library Director met with the directors of Tillamook County Library and Driftwood Public Library to continue planning for a new library consortium.

On June 28, the Lincoln County Department of Community Corrections brought a team of workers to the library to mow the lawn, trim trees and shrubs, pull weeds and spruce up the library grounds. This is the third time this year we have used this resource to improve library grounds at a cost of \$550 per visit.

Parks and Recreation Department- Monthly Highlights- June 2011

- We received two Annual Chamber Awards this month. Beautification and Sports Coordinator Liam Hughes was named the Employee of the Year
- Construction of Coast Park is well under way next to the PAC
- The baseball community is hosting a big tournament at Betty Wheeler this weekend and lots of maintenance is taking place by staff and volunteers
- Nye Beach cleanup is taking place all week in preparation for the Clam Bake and Fourth of July weekend.
- The Pool hosted a big BBQ on the last day of school and was well attended
- Daily rec swims are now scheduled M-F and being well utilized
- Celtic Festival/ Highland games was held and over 3,000 people attended
- Summer Youth Clubs have started and everyone is getting settled
- Sports Camps (basketball) are underway at the Rec Center and very well attend this year.
- Senior Center Advisory Committee is on summer break
- Senior Center expansion areas are housing 5 new programs and the county has gifted \$500 worth of equipment through the Living Well with Chronic Conditions program
- Kid Fishing Day had over 120 participants this year at the reservoir



NEWPORT FIRE DEPARTMENT
245 NW 10TH STREET
NEWPORT, OREGON 97365
(541) 265-9461
FAX: (541) 265-9463

OFFICE OF Fire Prevention

MEMO

WEDNESDAY, JUNE 29, 2011

To: City Manager Jim Voetberg
Re: Monthly Activities

Within the past month the most significant order of business has been the duty of selecting a new fire chief. Final candidates that were invited to interview in various panels were:

- Tom Sakaris – suppression captain, city of Folsom CA
- Phillip Paige – retired battalion chief, city of Redding CA
- Jeffery Trapp - fire chief, UC at Santa Cruise
- Scott Clendenin – fire chief, Grant county WA

In addition to this new hiring process the department had three new appointments. Brian Haggerty was appointed as Lieutenant Company 1 replacing Ron Evans. Brandon Webber was appointed as Lieutenant of company 2 replacing retiring Ron Beck and finally Captain Rob Murphy Training Officer for the department was appointed to Assistant Chief / Fire Marshal replacing retiring Acting Chief Toby Cole.

There were three structure fires within the month, although none were related in any way; for our small community a very significant number. All were residential fires two which were lack of ordinary care and one which is still under investigation appears to have been electrical in nature.

Probably the most significant call during the month was that of evacuation of the Inn at Agate Beach, Best Western, The hotel had significant levels of carbon monoxide within and all staff and patrons had to be removed from the structure. The four hour event incurred the mutual aid from the American Red Cross, and Toledo Fire Department. Investigation by Harvey and Price indicated lack of proper ventilation from the boiler to the exterior being the cause, Northwest Natural indicated a problem of floating flame with one dryer. Both items were corrected on site.

Toby Cole Assistant Chief
Newport, Fire Department
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www.thecityofnewport.net

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Noble
Professional
Dedicated

Newport Police Department
Memorandum

One Team - One Future

Date: June 29, 2011
To: Jim Voetberg, City Manager
From: Mark J. Miranda, Chief of Police *MJM*
Subject: **City Manager's Report**

1. Recently Sgt. Tom Simpson wrote what we call a "Work Performance Documentation" detailing actions that Ofcr. Mitch France took during an investigation. I thought that I'd pass it along to you.

On 06-09-2011, you took a report from a Seal Rock resident who reported her purse stolen while shopping at the Newport Safeway store. The caller suffers from mental health and age related medical problems.

During your investigation, you were able to establish suspects in the case, which soon involved the suspects using the victims credit cards and other forms of ID to obtain financial gain for themselves. This case tied into a number of Lincoln County SO cases that dealt with car clouts and stolen vehicles. In your interview of the female suspect in your theft case, you were able to turn her into a witness in the other LCSO cases, one of which involves the theft of a car from a City of Newport Volunteer Firefighter.

You took the additional time to contact Senior Services and were able to determine that the victim in your theft case would receive assistance from them in regaining the funds stolen by the fraudulent use of her credit card by the suspects.

So far, at least two persons have been arrested for all the various theft and stolen vehicle incidents being investigated by NPD and LCSO. More arrests are expected as our agencies expand the investigations and develop more suspects.

I would like to thank you for the time and effort you put into this investigation, as well as recognize your interview skills and the extra steps you took concerning the victim in this incident. Your work deserves a JOB WELL DONE.

The mission of the Newport Police Department is to consistently invest available resources toward our City's reputation as a safe place to live, work, play, learn and visit.

2. We have had to deadline and park two of our patrol cars until the start of the next fiscal year. This year's budget could not handle the cost of the repairs. One car needs its transmission replaced and the other has electrical problems. Both cars are several years old and out of warranty.
3. Once again our Police Volunteers are taking a critical role in the planning of the NOAA event in August. It is anticipated that the area will be a traffic nightmare. Besides the 1500 people expected for the NOAA dedication, that weekend tuna, halibut and salmon season will be open. There'll be a lot of fishermen coming into town and going down to South Beach to launch their boats. Our Volunteers are working on the parking plan and will be assisting all day with parking.
4. I attended two trainings this month at the Police Academy. One was "Officer Involved Shooting – Legal and Risk Management. The other was Law Enforcement Officer Safety Initiative which was sponsored by the U.S. Attorney's Office.
5. From the Police Department perspective the Celtic games were a great success. Now that one of these has occurred we will be better prepared for planning the next Celtic games next year. Based on what we observed, we will be able to continue to have a police presence, but not to the extent of what we had originally planned.
6. Planning has already begun for the Seafood and Wine Festival, which is about eight months away. One concern the Police Department has is the consideration of adding a fourth day to the festival. No decisions have been made about this.
7. Members of the Department of Public Safety Training and Standards (Police Academy) were recently in Newport as a part of their statewide listening tour. One of the areas discussed were budget cuts to DPSST. We have felt these cuts in loss of services for leadership, management and regional training. So far cuts to the basic police course has not affected us. They are also working in improving their services for monitoring DPSST training files. This is important due to training maintenance requirements for all police officers in the State.
8. We have nominated the Newport Police Volunteers for the Governor's Volunteer of the Year award. The NPD Volunteers have been outstanding and are well deserving of the recognition.

FINANCE DEPARTMENT ACCOMPLISHMENTS

FOR JUNE 2011

1. FOR THE FINANCE DEPARTMENT, JUNE CONSISTED OF THREE PRIMARY ACTIVITIES/ACCOMPLISHMENTS.
 - A. ADOPTION OF THE BUDGET FOR FISCAL YEAR 2012, AFTER FIVE LAST-MINUTE ADJUSTMENTS TO THE APPROVED BUDGET.
 - B. THE KALEIDOSCOPE OF ACTIVITIES LEADING TO FISCAL YEAR CLOSING.
 - C. THE FRUSTRATING EFFORTS TO CRAFT A COMPREHENSIBLE AND FAIR BUSINESS LICENSE ORDINANCE, ITSELF A DISPARATE AND ENIGMATIC DOCUMENT-IN-WAITING.
2. OTHER ACCOMPLISHMENTS.
 - A. SUCCEEDED IN WORKING WITH THE CENTRAL LINCOLN PUD TO ENSURE THAT FUTURE PROJECTS ARE MORE FORMALLY DEFINED, BY CONTRACT, RATHER THAN BY INFORMAL MEMO. WE APPRECIATE THE EFFORTS OF CHRIS CHANDLER AND GARY NIEBORSKY OF THE PUD FOR THEIR EFFORTS TO MAKE THIS HAPPEN. BEGINNING IN JULY WE WILL MEET WITH THEM QUARTERLY TO ENSURE A COORDINATED APPROACH TO OUR CONSTRUCTION PROJECTS.
 - B. WE CONTINUED NEGOTIATIONS WITH OUR THREE BARGAINING UNITS. THESE WILL OBVIOUSLY NOT BE COMPLETED THIS FISCAL YEAR, WITH AN OBVIOUS IMPACT TO NEXT YEAR'S BUDGET, WHICH MUST BE ADJUSTED, AND TO PAYROLL, WHICH MUST RETROACTIVELY ADJUST EACH INDIVIDUAL EMPLOYEE'S PAY.
 - C. WITH THE HELP OF CHRISTY MONSON, WAS ABLE TO "COMPLETE" THE POLICE VEHICLE MAINTENANCE RFP. WE RECEIVED TWO BIDS, AND WE EXPECT TO AWARD A CONTRACT ON OR ABOUT JULY 20TH.

- D. WE CONTINUE TO MAKE PROGRESS, THOUGH SLOW, ON THE ADOPTION OF DEBIT/CREDIT CARDS INTO MORE OF THE CITY'S TRANSACTIONS. PART OF THIS DELIBERATE PACE IS DUE TO THE CONCURRENT STUDY HAVING TO DO WITH THE SELECTION OF A NEW SOFTWARE SYSTEM FOR FINANCE. THE TWO SYSTEMS SHOULD BE COMPATIBLE. WE MEET WITH ONE OF THE POTENTIAL SOFTWARE VENDORS ON JULY 11TH AND 12TH AS THEY DEMONSTRATE THEIR SYSTEM'S CAPABILITIES.
 - E. ON JUNE 29TH, WE MET WITH ALL OF THE CITY'S COST CENTER MANAGERS TO "PREP" THEM FOR THE NEW FISCAL YEAR AND ITS NEW EXPENSE CHART OF ACCOUNTS.
 - F. WE ARE STILL TRYING TO COMPLETE THE REPORTING REQUIREMENTS NECESSARY FOR THE HUD GRANT WHICH FINANCED THE SENIOR CENTER. WE ARE SCHEDULED TO MEET WITH THE REGIONAL COORDINATOR ON JULY 1ST TO "CONCLUDE(?)" THIS EFFORT.
3. **AND, YES, WE ARE STILL HAVING A GOOD TIME!**

Memorandum

To: Jim Voetberg, City Manager
From: Gene Cossey, Airport Director
Date: 6/30/2011
Re: Airport Update – June 2011

Airport and FBO Operations

Airport staff conducts daily operations including daily safety inspections, airport maintenance, fuel system inspections and maintenance, overseeing airport operations, conducting fuel sales, and assisting airport users and tenants. In June, the Airport recorded:

Operations – 661 Takeoffs and landings

Unusually poor weather for June and increases in fuel prices seem to have had a negative impact on operations this month.

Fuel Sold:

Jet A	-- 7,454 Gallons
AV Gas	-- 1,997 Gallons

Despite the lower number of monthly operations, the FBO sold a greater than average amount of fuel.

In June our Operations Staff conducted Wildlife Hazard training with the USDA wildlife biologist. This training is an required annually recurrent assessment, familiarization, and update of our wildlife hazard management plan and the responsibilities of the staff who maintain the plan. This training completed our annual recurrent training requirements for Part 139.

SeaPort Airlines

While SeaPort Airlines had given notice of the possibility of discontinuing flights at the end of June, they have not yet announced any halt in operations and are still offering tickets online and through other sales venues.

Additionally, SeaPort has been making arrangements with the Airport for housing pilots in the terminal beginning in July. Special thanks go to Mayor McConnell for his help in arranging they housing of pilots both at local hotels and working with SeaPort to house the pilots at the terminal. I also want to recognize Pam Menzies of La Quinta Inn for donating beds to the airport and to Kim Voetberg at the Chamber for arranging the donation.

Memo

To: Jim Voetberg, City Manager
From: Derrick Tokos, Community Development Director
Date: June 30, 2011
Re: Community Development Department Project Update

Here is a summary of June activities. For context in terms of permit volumes, in calendar year 2010 the City issued 143 building permits, totaling \$46,685,750 in construction value. Building permit fees alone totaled \$303,106. The City received 76 land use applications. The number of building permits issued and land use actions received for 2010 was slightly above our 10 years average.

	Building Permits	Electrical Permits	Plumbing Permits	Construction Value	Land Use Actions
May.	16 (\$7,666.02)	31 (\$2,769.76)	10 (\$1,107.57)	\$716,800	9 (\$2,100)
YTD	65 (\$95,042.67)	140 (\$16,983.92)	45 (\$12,614.71)	\$12,031,034	29 (\$7,493)

June building activity included residential/commercial remodels, school classroom additions, new retaining walls and sign permits. Land use actions include temporary structures permits (fireworks stands), conditional use permits for vacation rentals, a property line adjustment for Oregon Coast Bank and a zoning map change for the hospital.

Status of Major Construction Projects

NOAA Pacific Fleet Headquarters: Final inspections were completed for the remaining work (berths 1, 2, and 3) and certificate of occupancy was issued on June 22, 2011.

Port Terminal Project: Contractors are continuing with environmental mitigation on the two ships. Demolition of upland structures is underway and concrete work associated with the new dock will likely begin in 2 weeks.

Wal-Mart Expansion: Most of the concrete work has been completed and they are beginning framing the addition and work to remodel the interior of the building.

Aquarium Science Building: Temporary occupancy has been issued to allow tenant to move in equipment and furniture. They have had some delays in getting the aquarium tanks installed. We now anticipate a final inspection to be called in around mid-July.

Water Treatment Plant: Exterior of the structure is enclosed and they are starting to construct the interior metal framing and plumbing.

Lincoln County School District: Footings are going in for new classrooms at the High School, and footings/framing is underway to create new rooms within the atrium at the Preparatory Academy.

Significant Planning Projects

Safe Haven Hill Tsunami Evacuation Improvements: Conceptual design was presented to the City Council on June 6, 2011. Next step is to retain the services of an Engineering Geologist to confirm that the hill is an appropriate evacuation site and provide recommendations on the proposed improvements so that accurate cost estimates can be prepared. Public Works is in the process of selecting an “on-call” geotechnical firm. Once a firm is selected, they can be engaged to complete the work. Staff attended the “Evacuation Forum” at HMSC on June 21, 2011 to update employees of that facility as to the progress of this project.

Housing Needs and Buildable Lands Study: Adopted by the City Council on June 20th. Staff has met with the Lincoln Community Land Trust and Housing Authority to discuss the development of an ordinance to provide a framework for how the “Land Bank” and “Housing Fund” should operate and anticipates forming a small work group to start on this phase of the project in the coming weeks.

Vacation Rental Code Update: The working group met with the Planning Commission on June 13th to discuss the proposal and options for public outreach. The Commission signed off on the concept, with minor changes. The next step is to conduct outreach with interest groups in the community. Staff is preparing a schedule and compiling a list of vacation rental owners so that they are aware of the project.

Transportation System Plan Update: On June 27th City and ODOT staff briefed the Planning Commission on the potential elements of an alternative mobility standard. The Commission made suggestions for how the materials should be adjusted for the next open house, which has been pushed back to July 27th at ODOT’s request.

Geologic Hazards Code Update: City Council held a hearing on June 14th, closed the record, and directed staff to prepare an implementing ordinance with revisions. The revised ordinance has been submitted to legal counsel for review and the hazard maps have been updated on the web site per the Council’s direction. This item is scheduled for the July 18th Council meeting.

Agate Beach Street and Recreation Enhancements: The proposed budget includes funding for the design work only for the road and parking lot elements (not the recreational improvements). This will provide a refined number for construction purposes and, at the same time, the City can work with stakeholders on putting together a construction budget including options for grant funding (the latter would include rec. elements).

Territorial Sea Planning Process: The Council’s letter was sent to OPAC, who is considering how best to coordinate with local governments as part of their planning process.

Formation of a Bay Front Parking District: An ad-hoc group met on June 21st to begin to work through fishing and tourism industry issues. They agreed that a parking district is the way to go, but want to make adjustments to the concept that was presented to the Council. The next meeting is planned for July 11th and the group is on schedule for bringing a proposal to the Council at its September 6th meeting.

Coho/Brant Neighborhood Plan: This budgeted urban renewal project will map out right-of-way and needed improvements for areas west of Highway 101 from the bridge south to SE 40th Street. Staff is preparing the RFP.

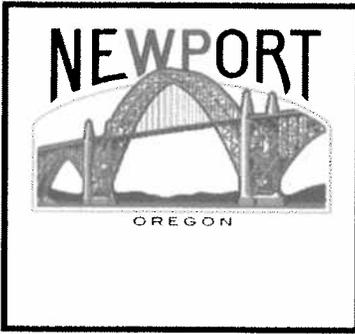
Newport Local Wetlands Inventory: Staff is working on changes requested by DSL and hopes to be able to submit remaining outstanding items within the next couple of weeks.

Streamlining Commercial/Industrial Land Use Categories: Staff is meeting with the Nye Beach Merchants Assn on July 13th to confirm that they are comfortable with the changes to the C-2 district. All other issues have been addressed. The Planning Commission will hold a hearing on the amendments on July 25, 2011.

Committee Work

Planning Commission: The Commission met in work session on June 13th and June 27th to discuss priorities for implementing housing policies, the vacation rental code update, and progress on the TSP amendments. They also held a joint work session with the Council on June 20th. A hearing was held on the industrial code streamlining project on June 13th. The Commission’s July 11th meeting has been cancelled due to a lack of agenda items.

Parking Districts: The Nye Beach Advisory Committee is meeting on July 20th to discuss implementation of projects in the adopted budget. The City Center Committee will schedule a meeting shortly.



Agenda Item #
Meeting Date

X - A
July 5, 2011

CITY COUNCIL AGENDA ITEM SUMMARY
City of Newport, Oregon

Issue/Agenda Title Request to Appoint Onno Husing as the Newport Representative to the BOEMRE task force

Prepared By: Derrick Tokos Dept Head Approval: DT City Mgr Approval: [Signature]

ISSUE BEFORE THE COUNCIL: Consideration of a letter to the Bureau of Ocean Energy Management, Regulation and Enforcement (BOEMRE) requesting that Onno Husing serve as the City of Newport’s delegate on the BOEMRE sponsored Oregon Renewable Energy Taskforce.

STAFF RECOMMENDATION: A motion should be adopted authorizing the Mayor to sign and issue the letter, on the City Council’s behalf, if the Council believes that this is an appropriate course of action.

PROPOSED MOTION: I move that the Council authorize staff to finalize the draft letter presented tonight for signature by the Mayor.

KEY FACTS AND INFORMATION SUMMARY: In December of 2010 Governor Kulongoski requested the Department of Interior form a state-federal taskforce to address planning and management of renewable energy development in federal waters. The Department of Interior agreed, and a task force coordinated through the Bureau of Ocean Energy Management, Regulation and Enforcement was formed with its first meeting on March 31 2011.

The Oregon Ocean Policy Advisory Council (OPAC) and Department of Land Conservation and Development (DLCD) are well on their way to updating the Oregon Territorial Sea Plan to provide for renewable energy development on waters that are within the state’s jurisdiction (i.e. within 3 miles of the coast line). The BOEMRE sponsored taskforce will look to sync federal processes with this effort. It is also a forum for state and local governments to influence federal policy regarding renewal energy development that is more than 3 miles from the coast line.

The taskforce includes federal, state, tribal and local government representatives. Local government representation consists of three County Commissioners. This letter requests an additional seat at the table for Onno Husing, with the Oregon Coastal Zone management Association (OCZMA), to provide a “coastal city” perspective on behalf of the City of Newport. The next task force meeting is scheduled for August 1, 2011.

Mr. Husing will be in attendance at the Council meeting to provide additional information.

OTHER ALTERNATIVES CONSIDERED: None.

CITY COUNCIL GOALS: There are no Council goals directly related to this issue.

ATTACHMENT LIST:
Draft letter

FISCAL NOTES: The City of Newport pays dues to OCZMA so that it can represent its interests on coastal policy issues of this nature. There should be no additional costs to the City.

CITY OF NEWPORT
169 SW COAST HWY
NEWPORT, OREGON 97365



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<http://newportoregon.gov>

COAST GUARD CITY, USA

mombetsu, japan, sister city

July 5, 2011

Maurice Hill
Renewable Energy Program Coordinator
Office of the Regional Director
Pacific Outer Continental Shelf Region
Bureau of Ocean Energy Management, Regulation and Enforcement
U.S. Department of the Interior
770 Paseo Camarillo, CA 93010

Dear Mr. Hill,

On behalf of the City of Newport, I am writing to request that Mr. Onno Husing, the Executive Director of the Oregon Coastal Zone Management Association (OCZMA), serve as the City of Newport's delegate on the Bureau of Ocean Energy Management, Regulation and Enforcement (BOEMRE) sponsored Oregon Renewable Energy Task Force.

Under ORS Chapter 190, OCZMA is an extension of the City of Newport and as our delegate Mr. Husing would represent the City's interests on the task force. Each year, the City of Newport allocates dues to OCZMA to have Mr. Husing represent its interests in a wide range of settings, such as the Ocean Policy Advisory Council (OPAC).

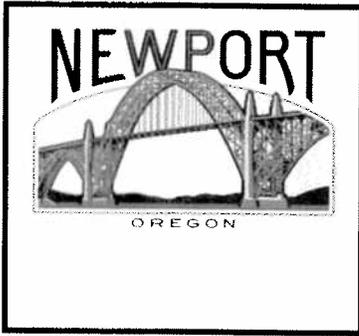
Considering Mr. Husing's expertise on off-shore renewable energy issues and his experience serving on similar work groups such as the Oregon Renewable Energy Task Force (empowered to facilitate information exchanges between the BOEMRE, the State of Oregon, local governments on the Oregon Coast, and the tribes), we are confident that he will provide a meaningful contribution, from a coastal City's perspective, in this important endeavor.

Thank you for your time and consideration.

Sincerely,

Mark McConnell, Mayor
On behalf of the Newport City Council



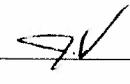


Agenda Item #
Meeting Date

X-B
July 5, 2014

CITY COUNCIL AGENDA ITEM SUMMARY
City Of Newport, Oregon

Issue/Agenda Title Skateboarding on new sidewalk in Bayfront District

Prepared By: Miranda Dept Head Approval: Chief Mark J. Miranda  City Mgr Approval: 

Issue Before the Council:

Shall the City Council adopt a resolution restricting the use of roller-skates, skateboards and unmotorized scooters on the new sidewalk along SW Naterlin Drive and SW Bay Street.

Staff Recommendation:

The Police Department recommends favorable action by the City Council.

Proposed Motion:

Move to approve Resolution Number _____ to add SW Naterlin Drive and SW Bay Street to the list of areas within Newport that prohibit roller-skates, skateboards and unmotorized scooters. And direct the City Manager to have installed appropriate signs in the area to notify the public of such restriction.

Key Facts and Information Summary:

Last month the new sidewalk project on SW Naterlin Drive and SW Bay Street was completed. Within days of the warning barricades being removed, Newport Police officers observed skateboarders using the new sidewalk's elevation at the intersection of SW Naterlin Drive and SW Bay Street as a jump ramp to propel themselves into the air and land in the street. Comments of similar observations from a local business owner were also received.

The use of the sidewalks in this area by the skateboarders are hazardous to the skateboarder, motorists passing by and other pedestrians. Skateboarder's use of the side walk creates additional wear and tear to the sidewalk, which can reduce it's life or create other hazards for pedestrians. Skateboard use also increases the City's liability in the event someone is injured or suffers damage.

In 1992 the City Council passed Ordinance No. 1658 which restricted the operation and use of skateboards, roller-skates and bicycles on sidewalks along SW Bay Blvd. In 2007 the City Council passed Ordinance No. 1927 which codified the regulations into Chapter 6.40 of the Newport Municipal Code.

Other Alternatives Considered:

None applicable

City Council Goals:

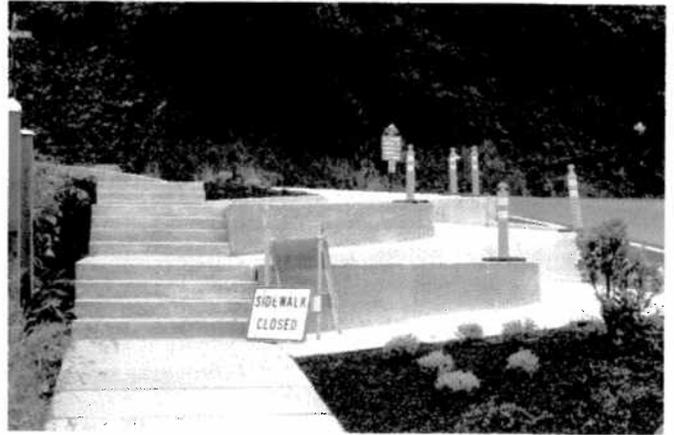
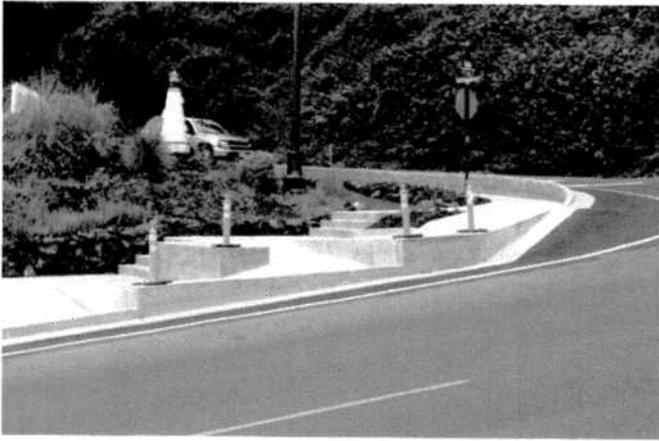
Public Safety

Attachment List:

- a. NMC Chapter 6.40
- b. Proposed resolution

Fiscal Notes:

It is recommended that three signs showing the restriction be posted on either end of SW Naterlin Drive and at SW Bay Street and SW Bay Blvd. The cost for the production and installation of the signs should not exceed \$500.00.



CHAPTER 6.40 SKATEBOARDS, ROLLERSKATES

6.40.005 Definitions

- A. **Rollerskates.** Shoes or attachments to shoes that have wheels.
- B. **Skateboard.** A vehicle propelled by gravity or human power, consisting of two or more wheels affixed to a riding surface, upon which the operator usually stands during movement. Skateboards include non-powered scooters.
- C. **Unmotorized Scooter.** A vehicle similar to a skateboard, but with a vertical extension for handles.

6.40.010 Rollerskaters, Skateboarders and Scooter Riders Are Pedestrians

Persons riding on rollerskates, skateboards, and unmotorized scooters are pedestrians and subject to the restrictions imposed by this title and state law on pedestrians.

6.40.015 Restrictions on Rollerskates, Skateboards and Unmotorized Scooters

Skateboards, rollerskates, unmotorized scooters, and similar vehicles may not be used in any part of the right of way, including sidewalks, in the following locations or in any other location designated by Council resolution:

STREET	LOCATION
SW Bay Boulevard	From SW Hatfield Drive southwesterly to SW Bay Street
SW Coast Highway	From SW 2 nd Street southwesterly to SW Neff Way
SW Hurbert Street	From SW 7 th Street southeasterly to SW 9 th Street
NW Beach Drive	From NW Coast Street Westerly to the east driveway of the Nye Beach turnaround parking lot

CITY OF NEWPORT

RESOLUTION NO. _____

WHEREAS, the City of Newport previously adopted Ordinance No. 1927, codifying the City's Vehicle, Traffic and Parking regulations; and

WHEREAS, Section 6.40.015 to Exhibit A of Ordinance No. 1927, codified as Newport Municipal Code (NMC) 6.40.015, establishes restrictions on rollerskates, skateboards and unmotorized scooters; and

WHEREAS, NMC 6.40.015 also allows the City Council to designate additional locations where skateboards, rollerskates and unmotorized scooters are prohibited; and

WHEREAS, the City of Newport has recently completed improvements along Naterlin Drive and Bay Street; and

WHEREAS, City police have received frequent calls to the SW Naterlin Drive and SW Bay Street areas, due to skateboarders utilizing the new sidewalks and creating dangerous conditions both for themselves and drivers within the area; and

WHEREAS, the Council finds that this area should be designated as a location restricted per NMC 6.40.015, in order to avoid both property damage and personal injuries.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Newport hereby determines that the following City facilities shall be included within the list of locations designated as restricted by Newport Municipal Code §6.40.015: 1) SW Naterlin Drive from SW Government Road to SW Bay Street; and 2) SW Bay Street from SW Naterlin Drive to SW Bay Blvd.

Be it further resolved that the effective date of this resolution shall be the _____ day of _____, 2011.

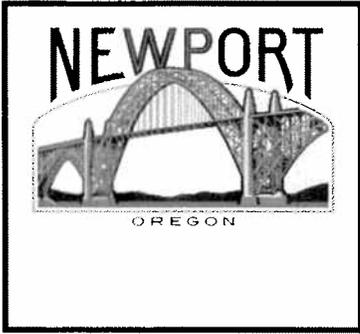
Adopted by the City Council of the City of Newport, Oregon, this _____ day of _____, 2011.

Approved by the Mayor of the City of Newport, Oregon, this _____ day of _____, 2011.

Mark McConnell, Mayor

ATTEST:

Margaret M. Hawker, City Recorder



Agenda Item #
Meeting Date

X-C
July 5, 2011

CITY COUNCIL AGENDA ITEM SUMMARY
City Of Newport, Oregon

Issue/Agenda Title Amending Municipal Code to correct error

Prepared By: Miranda Dept Head Approval: Chief Mark J. Miranda *MM* City Mgr Approval: *ZV*

Issue Before the Council:

Shall the City Council amend the Newport Municipal Code to add back bicycles to those items of transportation that are prohibited in certain locations within the City.

Staff Recommendation:

The Police Department recommends favorable action by the City Council.

Proposed Motion:

Move to approve Ordinance Number _____ to amend Ordinance No. 1927, Governing Vehicles, Traffic and Parking; and Declaring an Emergency.

Key Facts and Information Summary:

In 1992 the Newport City Council passed Ordinance No. 1658 which identified areas within Newport where the use of skateboards, roller-skates and bicycles were prohibited. The areas were generally City Center and Nye Beach; Bay Blvd was later added.

In 2007 the various City ordinances were transitioned into the Newport Municipal Code. Bicycles were left out of the Municipal Code. It is not know if this omission was done on purpose or was just a clerical error.

The hazards of bicycles being operated on sidewalks in the prohibited areas continue. Signs are still posted indicating bicycles are prohibited, but the current ordinance does not allow for enforcement. It is requested that the "Emergency" clause be included so that the ordinance will be in effect immediately.

Other Alternatives Considered:

None applicable

City Council Goals:

Public Safety

Attachment List:

- a. NMC Chapter 6.40
- b. Proposed Ordinance

Fiscal Notes:

There is no fiscal impact other than staff time for this report and changes to the Municipal Code.



CHAPTER 6.40 SKATEBOARDS, ROLLERSKATES

6.40.005 Definitions

- A. **Rollerskates.** Shoes or attachments to shoes that have wheels.
- B. **Skateboard.** A vehicle propelled by gravity or human power, consisting of two or more wheels affixed to a riding surface, upon which the operator usually stands during movement. Skateboards include non-powered scooters.
- C. **Unmotorized Scooter.** A vehicle similar to a skateboard, but with a vertical extension for handles.

6.40.010 Rollerskaters, Skateboarders and Scooter Riders Are Pedestrians

Persons riding on rollerskates, skateboards, and unmotorized scooters are pedestrians and subject to the restrictions imposed by this title and state law on pedestrians.

6.40.015 Restrictions on Rollerskates, Skateboards and Unmotorized Scooters

Skateboards, rollerskates, unmotorized scooters, and similar vehicles may not be used in any part of the right of way, including sidewalks, in the following locations or in any other location designated by Council resolution:

STREET	LOCATION
SW Bay Boulevard	From SW Hatfield Drive southwesterly to SW Bay Street
SW Coast Highway	From SW 2 nd Street southwesterly to SW Neff Way
SW Hubert Street	From SW 7 th Street southeasterly to SW 9 th Street
NW Beach Drive	From NW Coast Street Westerly to the east driveway of the Nye Beach turnaround parking lot

CITY OF NEWPORT

ORDINANCE NO. _____

An Ordinance Amending Ordinance No. 1927, Governing Vehicles, Traffic and Parking; and Declaring an Emergency

WHEREAS, the City Council finds the public health, safety and welfare of the citizens of Newport will be better preserved if bicycles are regulated in the same manner as skateboards, rollerskates and the like; and

WHEREAS, the Council wishes to take this amendment opportunity to update the list within Ordinance No. 1927 of locations where skateboards, rollerskates and bicycles are prohibited.

NOW, THEREFORE, THE CITY OF NEWPORT ORDAINS AS FOLLOWS:

Section 1. The title of Chapter 6.40 of Exhibit A to City of Newport Ordinance No. 1927, codified at Newport Municipal Code (NMC) 6.40; is hereby amended to read as follows: "Skateboards, Rollerskates, and Bicycles."

Section 2. Section 6.40.005 of Exhibit A to Newport Ordinance No. 1927, codified at NMC 6.40.005, establishing Definitions, is hereby amended to add the following definition:

"D. "Bicycle. A vehicle that is designed to be operated on the ground on wheels, propelled primarily by human power transmitted to the wheels by a crank, pedals, chain and gears or similar mechanical system, including but not limited to the devices commonly known as unicycles, bicycles and tricycles."

Section 3. Section 6.40.015 of Exhibit A to Newport City Ordinance No. 1927, codified at NMC 6.40.015, setting Restrictions on Rollerskates, Skateboards and Unmotorized Scooters, is hereby amended as follows:

"6.40.015 Restrictions on Rollerskates, Skateboards, Bicycles and Unmotorized Scooters. Skateboards, rollerskates, bicycles, unmotorized scooters and similar vehicles may not be used in any part of the right of way, including sidewalks, in the following locations or in any other location so designated by Council resolution. Notwithstanding the above, bicycles shall be allowed on roadways in the following locations:

STREET	LOCATION
SW Bay Boulevard	From SW Hatfield Drive southwesterly to SW Bay Street
SW Coast Highway	From SW 2 nd Street southwesterly to SW Neff Way
SW Hurbert Street	From SW 7 th Street southeasterly to SW 9 th Street
NW Beach Drive	From NW Coast Street westerly to the east driveway of the Nye Beach turnaround parking lot
SW Naterlin Drive	From SW Government Road to SW Bay Street
SW Bay Street	From SW Naterlin Drive to SW Bay Boulevard

Section 4. This Ordinance shall take effect thirty (30) days after passage.

OR

Section 4. Declaration of Emergency. It is hereby adjudged and declared that existing conditions are such that this Ordinance is necessary for the immediate preservation of the public peace, health, and safety of the City of Newport, and an emergency is hereby declared to exist and this Ordinance, and all provisions modifying the Ordinance referred to herein, shall take effect in full force and effect when signed by the Mayor.

First Reading: _____
 Second Reading: _____
 Adopted by Roll Call Vote: _____

Signed by the Mayor on _____, 2011.

 Mayor

ATTEST:

 City Recorder