

November 3, 2008  
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, Bain, Obteshka, Henson, and Bertuleit were present. Kilbride, Sabanskas, and Patrick were excused.

Bertuleit requested an excused absence from the next Council meeting. MOTION was made by Henson, seconded by Obteshka to excuse Bertuleit from the next meeting. The motion carried unanimously in a voice vote.

Staff attending was as follows: City Manager O'Neal, City Recorder Hawker, City Attorney Firestone, Public Works Director Ritzman, and Police Chief Miranda.

### **CONSENT CALENDAR**

The consent calendar consisted of the following item:

- A. Approval of minutes of the City Council work session and regular meeting of October 20, 2008.

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

### **COUNCILOR'S REPORTS**

Bertuleit reported that the Airport Committee did not meet this month.

Obteshka reported that he had attended a meeting on the Georgia-Pacific air permit meeting. G-P is required to hold two public meetings annually to update the progress of air pollutants from the plant. Issues discussed included fuels and goals.

Obteshka reported on a recent meeting of the Port of Newport. Issues discussed included the market for bulk shipments, individual fishing quotas, and how to deal with the two sunken ships. It was reported that Newport is on the short list for porting the NOAA fleet. The Commission voted to support the Toledo ballot measure to purchase a marine facility, and to be a signatory on a memorandum of understanding supporting the proposed marine reserve south of Depoe Bay.

### **OFFICER'S REPORTS**

**Report of the Mayor. Committee Appointments.** Another application for service on the Senior Center Advisory Committee was distributed. Bain reported that this matter will be taken under advisement and discussed at the next meeting.

**Report of the City Manager.** O'Neal reported that the OSHA program discussed at the work session – SHARP – is an acronym for Safety and Health Achievement Recognition Program. The city is planning to participate in this program.

O'Neal displayed the street signs that the public works department has produced for streets around the high school. If approved by the high school, they will be installed once, and if removed, the standard street sign will replace it. A brief discussion ensued regarding attaching the signs to the poles, and the possibility of selling the signs as a fundraiser to mitigate interest in vandalism.

**Report of the City Attorney.** Firestone reported that he would work on the agenda language to develop a process that would allow for public comment prior to 6:45 P.M., if all other agenda items had been completed.

## **ACTION ITEMS**

**Consideration of a one-year extension of the Ocean Beauty Seafoods lease.** Firestone reported that the city owns the property that has been leased to Ocean Beauty Seafoods. He reported that he began discussions with Ocean Beauty regarding a long-term lease. Due to current economic conditions, Ocean Beauty wishes a one-year extension. He reviewed the lease terms. A discussion ensued regarding the transfer of land from the Urban Renewal Authority to the city. Firestone noted that some of the transfers should be complete by the end of the year. MOTION was made by Bertuleit, seconded by Obtshka, to approve a one-year extension of the Ocean Beauty Seafoods lease with the terms identified by the city attorney, and included as a part of the Council packet. The motion carried unanimously in a voice vote.

**Consideration of a Special Events Permit request for the Seafood and Wine Festival.** Firestone reported that the city has provided on-site policing for the Seafood and Wine Festival for some years. He noted that most recently, three officers were provided without charge, but the city has charged for the time of the rest of the officers working this event. He noted that the Chamber is requesting the same considerations that they received last year. He reported that the city provided approximately 275 hours of police time to the project. This service costs approximately \$47 hourly, which is the average overtime salary of a police officer, plus a pro rata share of benefits, and totals approximately \$12,925. The cost of three officers expending up to 75 hours at the Festival is approximately \$3,525. He recommended that Council authorize three officers, up to 75 total hours, and that the final numbers be adjusted after the event. This would leave the Chamber with a balance of approximately \$9,400 for police services. Obtshka suggested that the Chamber pay full fare next year. He also suggested extending the shuttle service for another three hours, on Saturday night, and paying for the extension through transient room taxes. Eileen Obtshka reported that the Greater Newport Lodging Association has petitioned the chamber about extending the shuttle service on Saturday to allow Festival attendees to have dinner and return to their lodging establishment without driving. Doug Orr, chair of the Seafood and Wine Festival Committee, appeared on behalf of the application. Firestone reported that the police department receives some transient room tax monies for events that require a greater police presence. MOTION was made by Bertuleit, seconded by Obtshka, to provide up to 75 hours, at a cost of approximately \$3,525, and an estimated total of \$12,925 for police services, request a deposit and an accounting after the event. Henson noted that he is concerned with

whether the event is operated for profit and reported that he cannot vote in favor of the request. He noted that this could set a precedent and open the door for everyone to ask for a waiver. He noted that this is against what the policy was designed to accomplish. The motion carried in a voice vote with Henson voting no.

**BREAK**

Having no additional business, Council took a break from 6:33 P.M. to 6:45 P.M.

**ADJOURNMENT**

Having no further business, the meeting adjourned at 6:45 P.M.

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Margaret M. Hawker, City Recorder

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William D. Bain, Mayor