

August 19, 2013
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, Beemer, Allen, Roumagoux, Saelens, Busby, and Swanson were present. Sawyer was excused.

Staff present was Interim City Manager Smith, City Recorder Hawker, Community Development Director Tokos, Public Works Director Gross, and Police Lieutenant Malloy.

PLEDGE OF ALLEGIANCE

Council and the audience participated in the Pledge of Allegiance.

PUBLIC COMMENT

Marletta Noe addressed Council regarding a recent newspaper article indicating that Thompson's Sanitary Service was proposing to add compost buckets and add an additional \$6.95 to all trash service bills. She expressed opposition to this program. It was noted that Thompson's Sanitary would be making a presentation to Council regarding this proposal.

CONSENT CALENDAR

The consent calendar consisted of the following items:

- A. Approval of City Council minutes from the meeting of August 5, 2013;
- B. Acknowledgment of accounts paid for July 2013.

MOTION was made by Allen, seconded by Saelens, to approve the consent calendar with the changes to the minutes as noted by Allen. Staff responded to several questions regarding the accounts paid. The motion carried unanimously in a voice vote.

OFFICER'S REPORTS

Mayor's Report. Roumagoux appointed Robin Dennis to the Wayfinding Committee. MOTION was made by Beemer, seconded by Allen, to ratify the Mayor's appointment. The motion carried unanimously in a voice vote.

Roumagoux reported that she had toured the recycling center with Rob Thompson and Ken Riley. She noted that there will be an informational presentation in September. Saelens suggested this be a joint meeting with Lincoln County.

Roumagoux reported that she had attended a recent meeting of the Public Arts Committee. She noted that Stacey Johns, from the Library, had created a database for a public art inventory, and that several items had been inventoried.

Roumagoux reported that she had met with Senator Merkley's staff and had been asked for ways that Merkley's office could help the city. She noted that she introduced Merkley's staff to Smith.

Roumagoux reported that she attended the ribbon cutting at the Port's International Terminal.

Roumagoux reported that due to a conflict tomorrow, she will be unable to attend the economic summit at Chinook Winds. Allen stated that he will attend from late morning until the end of the day tomorrow.

Roumagoux reported that Swanson will cover the Mayor's office hours tomorrow.

City Manager's Report. Smith reported that monthly departmental reports are included in packet. He stated that he has attended many meetings and is available to answer questions. He added that he has met with the City Center merchants, Jamie Rand of the Newport News-Times, and the Lincoln County city managers.

Allen noted that the business license ordinance was brought up at the work session earlier today. He asked Smith whether he has been in communication with Dennis Bartoldus regarding administrative rules, or whether Bartoldus would attend the upcoming work session to provide information. Smith noted that Bartoldus had asked that all other establishments, similar to the Embarcadero, be placed under the same set of rules. Allen asked that information from Bartoldus be shared with the City Council.

ACTION ITEMS

Consideration of Recommendation from the Destination Newport Committee for the Potential Approval of a Personal Services Agreement with the Newport News-Times for the Production of Marketing Materials. Smith reported that the issue before Council is the consideration of a personal services agreement with the Newport News-Times for \$17,000 for marketing production services for the year. Smith reported that the reason that the News-Times bills annually for these services is that there is one price for everything, and they do not keep track of the hours. He added that if the work was tracked individually, the publisher has indicated that the cost is \$85 per hour, and that the city will spend two or three times this amount if the service is handled in that manner. Lorna Davis, Executive Director of the Greater Newport Chamber of Commerce, reported that if the services were billed hourly, the total would far exceed what the city is now paying. It was noted that the Destination Newport Committee had reviewed and recommended this agreement. MOTION was made by Swanson, seconded by Saelens, to approve the personal services agreement with the Newport News-Times, in the amount of \$17,000, for marketing production services. The motion carried in a voice vote with Busby voting no.

Consideration of Recommendation from the Destination Newport Committee for the Potential Approval of a Personal Services Agreement with the Newport News-Times for the Printing of Brochures for FY 2013/2014. Smith reported that the issue before Council is the consideration of a personal services agreement with the Newport News-Times for the printing of brochures for the 2013/2014 Fiscal Year, in the amount of \$22,000, for 140,000 brochures if needed. It was noted that the Destination Newport Committee had reviewed and recommended this agreement. Allen noted that the brochures were paid

out of last year's budget, and if this expenditure becomes necessary, it will probably be toward the end of the fiscal year. Allen added that traditionally, the brochures are printed once annually, and that the next printing will likely be next spring. Allen noted that he is glad that the two payments have been separated, and that there are good vendor agreements. MOTION was made by Allen, seconded by Beemer, to approve the personal services agreement with the Newport News-Times, for the production of brochures in FY2013/2014, when needed. The motion carried unanimously in a voice vote.

Consideration of Recommendation from the Destination Newport Committee to Approve and Agreement with Certified Folder Display Service, Inc. for the Distribution of Brochures. Davis reported that Certified Folder Display Service, Inc., is the company that distributes the brochures. It was noted that the Destination Newport Committee had reviewed and recommended this agreement. MOTION was made by Beemer, seconded by Allen, to approve the service agreement with Certified Folder Display Service, Inc., for the distribution of brochures in the amount of \$10,343.60. The motion carried unanimously in a voice vote.

Consideration of a Notice of Intent to Award the NE 71st Street Waterline Project. Gross reported that the issue before Council is consideration of issuance of a Notice of Intent to Award the Water System Improvements - NE 71st Street Waterline Project to W W Construction, in the amount of \$397,883.80. He added that there were ten bidders, and research indicates that this bid is whole. He noted that W W Construction has assured him that they can do the project. MOTION was made by Beemer, seconded by Saelens, that the City of Newport Public Works Department issue a Notice of Intent to Award the Water System Improvements - NE 71st Street Waterline Project to W W Construction, in the amount of \$397,883.30, and contingent upon no protest, authorize award and direct the City Manager to execute the contract after seven days on behalf of the City of Newport. The motion carried unanimously in a voice vote.

Consideration of a Notice of Intent to Award the Water System Improvements - Lakewood Hills Pump Station Project. Gross reported that the issue before Council is consideration of issuance of a Notice of Intent to Award the Water System Improvements - Lakewood Hills Pump Station Project to Clackamas Construction, in the amount of \$545,722. He noted that there were five bidders. MOTION was made by Saelens, seconded by Busby, that the City of Newport Public Works Department issue a Notice of Intent to Award the Water System Improvements - Lakewood Hills Pump Station Project to Clackamas Construction, in the amount of \$545,722.00, and contingent upon no protest, authorize award and direct the City Manager to execute the contract after seven days on behalf of the City of Newport. The motion carried unanimously in a voice vote.

Consideration of Resolution No. 3648 Accepting the Annual DLCD Coastal Management Grant. Tokos reported that the issue before Council is the consideration of acceptance of the annual DLCD Coastal Management Grant in the amount of \$9,000. MOTION was made by Beemer, seconded by Allen, to adopt Resolution No. 3648,

accepting a \$9,000 annual DLCLD coastal planning grant. The motion carried unanimously in a voice vote.

Consideration of Resolution No. 3647 Providing for Budget Transfers and Making Appropriations Changes for the 2013/2014 Fiscal Year. Smith reported that the issue before Council is consideration of Resolution No. 3647 amending the city's Fiscal Year 2013/2014 annual budget to address appropriation changes to the Public Works Fund due to an inadvertent deletion of a budgeted projects expense. He added that the appropriation funding in the Room Tax Fund is requested to repair the elevator at the Visual Arts Center. Smith noted that the budget changes are transfers of respective contingency appropriations to specific categories of expense within the stated funds. MOTION was made by Beemer, seconded by Allen, to adopt Resolution No. 3647, a resolution providing for budget transfers and making appropriation changes for Fiscal Year 2013/2014. The motion carried unanimously in a voice vote.

COUNCIL REPORTS AND COMMENTS

Saelens reported that the Bicycle/Pedestrian Advisory Committee was unable to meet due to lack of a quorum. He recommended that Committee members respond to agenda notices.

Swanson reported that she attended a recent meeting of the City Employee Committee. She noted that she learned a lot, and that the Committee was appreciative of Council attending those meetings. She noted that the CEC had a list of traits that they would like to see in a new City Manager. She asked whether the list could be forwarded to Bob Gibson.

Swanson reported that she attended a recent meeting of the Senior Advisory Committee. She reviewed upcoming events to be held at the 60+ Center.

Busby stated that he was looking forward to seeing Swanson participate in the upcoming Buccaneer Rampage at the Airport.

Busby reported that he recently attended the Tuna Cook-Off, and that it was an excellent event.

Busby reported that he had attended a recent meeting of the Infrastructure Task Force at which Tokos and Gross provided good information. He noted that the next meeting will be held on September 5.

Busby reported that he had attended a recent meeting of the Airport Committee. He added that the Committee will work with staff on updating the business plan and developing minimum standards.

Beemer reported that he attended the grand reopening of the International Terminal at which the Mayor spoke. He noted that he had not attended the Tuna Cook-Off due to an emergency gall bladder removal.

Allen reported that he had attended the Chamber of Commerce Business after Hours and had toured the NOAA facility again. He noted that this was a good event.

Allen reported that he had attended a recent meeting of the Retirement Trustees Board. He noted that this Board meets quarterly, and that West Coast Trust, which handles the investments, provides good information on the markets.

Allen reported that he had attended the recent Infrastructure Task Force meeting. He noted that Tokos and Gross had made a PowerPoint presentation which is on the

website. He added that the next agenda will include projected infrastructure needs, and will occur on September 5.

Allen reported that he had attended the grand reopening of the International Terminal, and thanked the Mayor for a concise speech during that event.

Allen reported that the Coastal Economic Summit will begin tomorrow at Chinook Winds. He noted that the coastal caucus and state agencies will be present, and that this is a good networking opportunity.

Roumagoux reported that Gross had made an excellent presentation at the Chamber luncheon. She suggested that it might be advantageous for Gross to make the same presentation to the water billing staff.

PUBLIC HEARINGS

Public Hearing and Consideration of Ordinance No. 2057 for Withdrawal of a 71.39 Acre Portion of Wolf Tree Destination Resort Site from the Corporate Limits of the City of Newport - Tax Lot 801, Section 5, T12S, R11W, W.M. Roumagoux opened the public hearing at 7:02 P.M., and asked Tokos for the staff report. Tokos reported that this is the second of two public hearings required pursuant to ORS 222.460 at which the public is invited to testify on whether it is in the public interest for the city to withdraw a 71.39 acre property from its corporate limits. He noted that the property is a part of the larger 668 acre Wolf Tree Destination Resort site, and is specifically identified as Tax Lot 801, Section 5, T12S, R11W, W.M. He added that the City Council initiated the withdrawal process on June 3, 2013, with the adoption of Resolution No. 3632, at the request of Terry Lettenmaier, the property owner. Tokos added that Steel String and Lettenmaier have agreed to appropriate easements. He noted that Lettenmaier will need to annex back into the Newport Rural Fire Protection District. Tokos reported that the City Attorney has not reviewed the ordinance for technical issues at this point. Swanson noted that her copy has blank pages, and Tokos stated that those are for the legal descriptions. Tokos added that the ordinance has also been reviewed by the County Assessor's Office.

Roumagoux asked for public comment. There was none.

Roumagoux closed the public hearing at 7:05 P.M. for Council deliberation. MOTION was made by Beemer, seconded by Allen, to read Ordinance No. 2057, an ordinance withdrawing property identified as Tax Lot 801, Section 5, T12S, R11W, W.M., from the corporate limits of the City of Newport and authorize the Mayor to sign the ordinance following review by the City Attorney, by title only and place for final passage. The motion carried unanimously in a voice vote. Hawker read the title of Ordinance No. 2057. Voting aye on the adoption of Ordinance No. 2057 were Beemer, Allen, Roumagoux, Saelens, Busby, and Swanson.

ADJOURNMENT

Having no further business, the meeting adjourned at 7:06 P.M.

Margaret M. Hawker, City Recorder

Sandra N. Roumagoux, Mayor