

August 22, 2017
6:00 P.M.
Newport, Oregon

CITY COUNCIL MEETING

CALL TO ORDER AND ROLL CALL

The Newport City Council met on the above date in the Council Chambers of the Newport City Hall. On roll call, Allen, Sawyer, Goebel, Roumagoux, Swanson, and Saelens were present. Engler arrived at 6:35 P.M.

Staff in attendance were Spencer Nebel, City Manager; Peggy Hawker, City Recorder/Special Projects Director; Steve Rich, City Attorney; Derrick Tokos, Community Development Director; Tim Gross, Public Work Director; Lance Vanderbeck, Airport Director; Rob Murphy, Fire Chief; Jason Malloy, Police Chief; and Tyson Haynes, Police Sergeant.

PLEDGE OF ALLEGIANCE

Council, staff, and the audience participated in the Pledge of Allegiance.

PROCLAMATIONS, PRESENTATIONS, AND SPECIAL RECOGNITIONS

Oath of Office - Police Chief Jason Malloy. Hawker introduced the agenda item. Nebel reviewed the selection process for Police Chief. Former Police Chief Mark Miranda talked about Malloy's preparation for assuming this office. Hawker administered the oath of office. Malloy's son, Caleb, pinned the Chief's badge on his father's uniform. Chief Malloy thanked everyone for their support.

CONSENT CALENDAR

The consent calendar consisted of the following items:

- A. Approval of minutes of the City Council meeting of August 7, 2017;
- B. Ratification of the Mayor's appointment of Daniella Crowder to the Bicycle/Pedestrian Advisory Committee for a term expiring December 31, 2019;
- C. Designation of Mayor Roumagoux as voting delegate, and Councilor Engler as alternate voting delegate for the League of Oregon Cities annual membership meeting.

Allen noted some minor changes to the minutes. MOTION was made by Goebel, seconded by Sawyer, to approve the consent calendar with the changes to the minutes as noted by Allen. The motion carried unanimously in a voice vote.

PUBLIC HEARINGS

Public Hearing and Possible Adoption of Ordinance No. 2118 - Modifying the Membership of the Bicycle and Pedestrian Advisory Committee to Add Three Alternate Members to the Committee. Hawker introduced the agenda item. Nebel reported that the Bicycle and Pedestrian Advisory Committee occasionally has a difficult time obtaining a quorum for their meetings. He stated that this could be alleviated by having alternate members, who would vote in the absence of regular members. He noted that the Committee has reviewed the draft ordinance and recommends adoption.

Roumagoux opened the public hearing on Ordinance No. 2118 at 6:14 P.M. She called for public comment. There was none. She closed the public hearing for Council deliberation at 6:15 P.M.

MOTION was made by Sawyer, seconded by Saelens, to read Ordinance No. 2118, modifying the membership of the Bicycle and Pedestrian to add three alternate members to the Committee, by title only, and place for final passage. The motion carried unanimously. Hawker read the title of Ordinance No. 2118. Voting aye on the adoption of Ordinance No. 2118 were Allen, Goebel, Roumagoux, Swanson, Saelens, and Sawyer.

Public Hearing on Ordinance No. 2119 Vacating a Portion of Undeveloped SE Ferry Slip Road. Hawker introduced the agenda item. Nebel reported that the Planning Commission held a public hearing on a request to vacate an undeveloped portion of the SE Ferry Slip Road right-of-way at the south side of the Oregon Coast Aquarium. He stated that at this location, the actual road was constructed on a combination of right-of-way and city-owned property that is leased to the Aquarium. He added that on April 3, 2017, Council elected to begin the vacation process which is coupled with actions to dedicate right-of-way and amend the Aquarium lease in order to clean up the Ferry Slip Road right-of-way and adjacent properties. He noted that by proceeding with the vacation and subsequent actions, the Oregon Coast Aquarium can continue its long-term plan of developing its campus adjacent to this section of SE Ferry Slip Road, because the undeveloped right-of-way, if vacated, would give them additional space to construct future planned improvements. He stated that action on the vacation would be scheduled for the September 5 Council meeting after the Port of Newport considers this request.

Roumagoux opened the public hearing on Ordinance No. 2119 at 6:18 P.M. She called for public comment. There was none. She closed the public hearing at 6:19 P.M. for Council deliberation.

MOTION was made by Allen, seconded by Swanson, to close the public hearing and consider action on the proposed vacation for the September 5, 2017 City Council meeting. The motion carried unanimously in a voice vote.

COMMUNICATIONS

From the Greater Newport Chamber of Commerce - Tourism Promotion, Fulfillment, and Development Report for the 2016/2017 Year. Hawker introduced the agenda item. Nebel reported that Lorna Davis, Executive Director of the Greater Newport Chamber of Commerce, would provide a report to Council on tourism promotion, fulfillment, and development activities for the last fiscal year. He stated that the city contracts with the Chamber for visitor services and promotional activities. He added that this would be Davis'

last report to Council on these services as she accepted a job with Travel Oregon, coordinating their efforts in the European market. He congratulated Davis on her new job and thanked her for her service to the city and Chamber.

Davis presented a PowerPoint presentation on tourism promotion, fulfillment, and development report for the 2016/2017 Year. She reviewed Visitor Center and visitor information; visitor web page - social media; DNC support and participation; tourism development and sales mission collaboration, media support and research; tourism development and sales mission collaboration, media support and research; maintain statistics; additional chamber programs; visitor statistics; hospitality training; value season promotion; beautification program; seafood and wine festival,; Chamber Ambassador Program; program allocations; visitor center program; tourism development program; tourism fulfillment program; other chamber programs include: Seafood and Wine Festival and Chamber Ambassador program; Newport travel impacts report; and the occupancy statistics.

Roumagoux presented Davis with a proclamation recognizing her work in the city. Council thanked Davis for her work.

CITY MANAGER'S REPORT

Approval of Letter of Intent with ODOT to Establish a Pollinator Habitat Corridor.

Hawker introduced the agenda item. Nebel reported that a collaborative effort is being proposed between the Oregon Parks and Recreation Department, Oregon Department of Transportation, the U.S. Forest Service, Lincoln County, the City of Newport, the City of Waldport, and the City of Yachats to create a South Lincoln County Pollinator Habitat Corridor along Highway 101 from the Yaquina Bay Bridge to south of Yachats. He stated that the purpose of the collaboration is to coordinate actions to enhance the habitat for pollinators along this corridor. He noted that these actions could include different types of plantings and management of the Highway 101 right-of-way and adjacent properties to enhance habitat for pollination. He added that the letter of interest would lead to discussions on management plans for this right-of-way area and adjacent public lands.

Nebel reported that a concern of the city is how far back the pollinator corridor will reach from the highway on public property. He stated that this is particularly critical with the airport property since it stretches east of Highway 101, and some of the goals of this effort may not be fully compatible with airport operations.

MOTION was made by Engler, seconded by Sawyer, to authorize the Mayor to sign the letter of intent to develop the South Lincoln County Pollinator Habitat Corridor along Highway 101, south of the Yaquina Bay Bridge, to the county line. The motion carried unanimously in a voice vote.

Authorization of a Grant Agreement with the Federal Aviation Administration to Fund Engineering Services Related to Storm Pipe Rehabilitation at the Airport.

Hawker introduced the agenda item. Nebel reported that the site where the airport was constructed was originally a number of hills with canyons in between. He stated that as part of the construction effort, storm pipes were installed to handle the storm water that traditionally flowed through the canyon areas, well under the eventual surfaces of the current runways. He added that during the pre-design of the runway rehabilitation in 2012, it was discovered that the storm sewer system was nearing the end of its useful life without

major rehabilitation. He noted that since these pipes are buried 70-90 feet below the surface of the runway, a collapse of the storm sewer system could have very significant and expensive impacts to the airport. He stated that it is estimated that the cost to rehabilitate the system will be two million dollars. He noted that the Federal Aviation Administration, through their AIP Grant Program, is offering \$150,000 toward the pre-design efforts for this work. He added that the FAA intends to include an additional \$30,000 in their next operating year to fully fund this effort. He noted that the city has budgeted the local match of \$30,000 for this project.

MOTION was made by Sawyer, seconded by Goebel, to authorize the City Manager to execute an agreement with the Federal Aviation Administration for funding for \$150,000 for design work relating to improving the airport storm water system. The motion carried unanimously in a voice vote.

Authorization of a Fourth Addendum to the Lease Agreement with the Oregon Coast Aquarium, Inc. Hawker introduced the agenda item. Nebel reported that as part of the action to vacate a portion of the Ferry Slip Road right-of-way, there is a need to address the actual alignment of the road through the dedication of an additional right-of-way. He stated that this property is currently city-owned land that is leased to the Oregon Coast Aquarium. He added that by making these modifications, the existing Ferry Slip Road would be located entirely on a dedicated right-of-way for Ferry Slip Road, and the lease to the Aquarium would be modified to reflect the land which will be part of this dedication to correct these land issues. He stated that these modifications would also allow the Aquarium to maximize the future development of property, which is currently restricted by the right-of-way that is proposed to be vacated.

MOTION was made by Allen, seconded by Sawyer, to authorize the City Manager to execute the proposed lease addendum with Oregon Coast Aquarium, Inc., excepting land that is being dedicated for road right-of-way from the lease agreement. The motion carried unanimously in a voice vote.

Report on the August 21 Solar Eclipse. Hawker introduced the agenda item. Nebel reported that for the past six months, the city has been meeting to plan for anticipated traffic and other issues related to the eclipse. He stated that Friday and Saturday evenings, leading up to the eclipse, were extremely quiet. He noted that Sunday saw more average tourist activity. He added that on Monday, due to early morning fog, there was a stream of vehicles heading east on Highway 20. He stated that the predictions and projections regarding crowds did not materialize. He added that it appeared that residents stocked up early and stayed home. He noted that incoming traffic was not the typical tourism traffic. He stated that there were a fair number of European visitors on the Bayfront on Monday. He added that this was an opportunity for the staff and residents to work together on what could have been a large-scale event, and that everyone worked well together. He stated that Murphy is compiling a report that will include costs to the city for gearing up for this event.

LOCAL CONTRACT REVIEW BOARD

The City Council, acting as the Local Contract Review Board, began its meeting at 7:33 P.M.

Authorization to Enter into an Agreement with World Fuel Services for the Purchase of Aviation Fuel for the Airport and for the Lease of a Refueling Truck. Hawker introduced the agenda item. Nebel reported that Vanderbeck indicated that the existing refueling truck is on its last legs, and it is not worth investing in the repair of this vehicle. He stated that staff has contacted the current refueling contractor regarding a possible replacement of this vehicle, and they are proposing to replace the vehicle with a 1999 refurbished 750 AV gas refueler, for a dollar a year, provided the city extends the fuel supply agreement for an additional five years.

MOTION was made by Sawyer, seconded by Saelens, to enter into an agreement with World Fuel Services for the purchase and delivery of fuel for resale at the Municipal Airport for a 5-year period, including participating in the branding agreement with Phillips66 for fuel sales.

MOTION was further made by Sawyer, seconded by Saelens, to recommend that the City Manager be authorized to enter into an agreement with Ascent Aviation Group, Inc., for a lease of a refurbished airport refueler for an amount of one dollar per year for the next five years. The motions carried unanimously in a voice vote.

Authorization to Purchase Three 2018 Ford Police Interceptor Vehicles. Hawker introduced the agenda item. Nebel reported that at the August 7 meeting, Council tabled the request to purchase three vehicles for the Police Department due to concerns reported from several departments regarding carbon monoxide issues. He stated that the U.S. General Services Administration has issued a document that states there are no reasons to issue a recall, stop order, or stop using these vehicles. He noted that the initial conclusion is that the problems are related to after-market installations where external holes have not been properly sealed.

Nebel reported that Malloy contacted the firm that outfits the vehicles, and that firm indicated that with the hundreds of Ford Interceptor vehicles that company has outfitted, there has not been a single complaint about carbon monoxide fumes or issues. He stated that carbon monoxide could be present in vehicles if a catalytic converter is damaged, and Malloy recommends a skid plate and carbon monoxide detector be placed in each vehicle that will add \$330 to the cost of each vehicle, but will provide an additional safety measure.

MOTION was made by Swanson, seconded by Goebel, to authorize the purchase of three 2018 Ford Police Interceptor vehicles for a total amount of \$89,601.00 through the state contract from Gresham Ford. The motion carried unanimously in a voice vote.

RETURN TO CITY COUNCIL MEETING

The Council returned to its regular meeting at 8:42 P.M.

REPORT FROM MAYOR AND COUNCIL

Nebel reminded Council that a joint work session with the Port of Newport is scheduled for August 25, at 1:30 P.M. He asked that Council meet at City Hall at 1:15 P.M. to carpool to the Port. Allen asked whether Evan Hall, or his representative, had been notified of the meeting.

Roumagoux reported that she, Allen, and Sawyer attended Representative Merkley's Town Hall meeting on August 9.

Roumagoux reported that she and Swanson attended the 40th anniversary celebration of the Oregon Coast Council for the Arts.

Roumagoux reported that on August 12, she gave the welcome speech for the celebration of the 100th anniversary of the NOAA Officer Corps.

Roumagoux reported that she hosted the Newport Today radio show on August 17, and that Tom Webb was her guest.

Swanson reported that she attended Representative Merkley's Town Hall meeting on August 9.

Swanson reported that she attended the 40th anniversary celebration of the Oregon Coast Council for the Arts.

Swanson reported that she attended the emergency management tabletop exercise related to the eclipse.

Swanson reported that she attended "Root Beer Float Day at City Hall

Swanson reported that she attended a recent meeting of the Solid Waste Advisory Council. She added that the group continues work on a master plan, and that the state is reviewing the amounts of trash and recycling produced in the county.

Swanson reported that she attended a recent meeting of the Public Arts Committee. She noted that the Committee received three pieces from the estate of Andrew Rodman, and it continues to review Resolution No. 3589.

Saelens reported that he would be working on the beach clean up on Saturday.

Saelens reported that there are similarities between Maui and Newport.

Sawyer reported that he is impressed with the beach access signs, and that he has heard from several residents who would like the signs to remain in place.

Goebel reported that he attended the NOAA 100th Anniversary celebration of its Officer Corps. He added that he recommended with Al Jorgensen at this event.

Goebel reported that he attended "Root Beer Float Day."

Goebel reported that he attended a recent meeting of the Library Board. He stated that the security services are yet to be finalized. He added that the newly purchased Prius is parked at City Hall due to security issues. He reviewed the library card policy and the honor card policy.

Engler noted that during the weekend of the Altrusa garage sale, there were no signs directing people to other parking areas. Nebel reported that the city is obligated to ensure sufficient parking during events, and stated that he would talk with Gross on signage.

Roumagoux reported that there is a sign near Grove Veterinary Clinic that directs people to the former swimming pool.

Allen asked whether the Farmer's Market plans to provide a year-end report. Nebel stated that he would ask the Market if they could provide a report.

Allen reported that he attended Representative Merkley's Town Hall on August 9.

Allen reported that he participated in the “Shop the Dock” program on August 18. He noted that it was well attended, and that he would leave information regarding the program in the Council office.

Allen reported that the City of Bend has a great list of businesses on its website. He noted that the information includes location and contact information. He suggested the city consider a similar type of report. Nebel stated that he hopes the city will be able to provide this information, on the city website, as soon as this fall.

Allen reported that he would leave the LOC budget in the Council office.

Goebel asked about the status of the landscaping/beautification program. Hawker provided an update.

ADJOURNMENT

Having no further business, the meeting adjourned at 8:16 P.M.

Margaret M. Hawker, City Recorder

Sandra N. Roumagoux, Mayor