

February 16, 2010
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, Brusselback, Kilbride, Patrick, McConnell, Obteshka, and Bertuleit were present.

Staff present was City Manager Voetberg, City Recorder Hawker, City Attorney McCarthy, Community Development Director Tokos, Public Works Director Ritzman, Interim Finance Director Schultz, Gene Cossey, Airport Director, Jim Protiva, Parks and Recreation Director, and Police Chief Miranda.

PUBLIC COMMENT

Cindy Hanson distributed a copy of a report on the use of city marketing grant monies for FisherPoets on the Edge. She thanked Council for its support of this program.

Diana Purdy, Maxine Centala, and Dr. Tom Kerns, representing the Concerned Citizens for Clean Air, addressed Council regarding the use of herbicides on city properties. They volunteered to be a resource and urged the city to develop a no spray policy.

Ronald Meadows, director of the Oasis Project, a prisoner re-entry program, recommended that Council review the business license for Joshua House, a transitional house located on NW 19th Street. He recommended that the city develop an ordinance regulating transitional housing. Bain noted that his concerns will be shared with the city's code enforcement staff.

Charla Guiwits addressed Council regarding the transitional house located at 210 NW 19th Street. She reported that the property is zoned as single family residential, and there are many men, women, and children living on the property. She noted that there is constant noise; unknown individuals frequenting the house at all hours, up to six cars at the property, and that cleanliness and safety are concerns. Bain noted that the matter has been referred to staff.

PROCLAMATIONS AND RECOGNITIONS

Police awards presentation. Miranda and Bain presented a Chief's Commendation for Superior Performance of Duty to Officer T.J. Eriksen; a Chief's Commendation for Superior Performance of Duty to Sergeant Jason Malloy; and a Distinguished Service Award to Officer Ken Real, regarding an incident in South Beach in December involving a suicidal man.

CONSENT CALENDAR

The consent calendar consisted of the following items:

- A. Approval of minutes from the City Council work session of January 27, 2010, and work session and regular meeting of February 1, 2010;
- B. List of claims paid for January 2010;
- C. Fire and Police Department monthly reports for January 2010.

McConnell and Kilbride reported that they were not in attendance at any of the meetings and therefore would not be voting on the approval of the minutes. Obtshka noted that he was only in attendance at the regular meeting of February 1, 2010, and would vote on that particular set of minutes. MOTION was made by Patrick, seconded by Brusselback, to approve the consent calendar as presented. The motion carried unanimously in a voice vote with the previously noted Councilors not voting on the minutes of the meetings which they did not attend.

COUNCILOR'S REPORTS AND COMMENTS

Bertuleit reported on a recent meeting of the Bicycle/Pedestrian Committee at which goals were discussed. The difficulty of bicycling near 17th Street and Oceanview Drive was discussed, and it was noted that there is sufficient right-of-way for a bike lane on both sides of the street in this area. He suggested this be discussed at the upcoming City Council goal setting session. Other issues discussed were the signs for the bike route, the potential purchase of bike racks from a local manufacturer, bike maps, and bike lockers.

Bertuleit reported on a recent meeting of the Airport Committee meeting, at which the Committee was introduced to Gene Cossey, the city's new airport director. He noted that Cossey was pleased with the airport and believes it has potential.

Patrick reported that the Port of Newport will be meeting next week to discuss the terminal project. She noted that the NOAA project manager has bought a house and moved to Newport. She added that NOAA is looking at additional commercial space.

Patrick reported on a recent meeting of the Airline Sustainability Task Force. The ConnectOregon III grant application rejection and appeal was discussed. The Task Force recommended the appeal include a new route to Seattle and no exclusion of the current Portland route. The Task Force also voted to approve an RFP for a consultant to assist them in their sustainability efforts, unless the 2008 Mead and Hunt study could be updated for less than \$5,000. At this meeting, Kilbride discussed his visit to the North Bend Airport, including the possibility of an air service district. Patrick recommended this discussion occur at a work session.

Obtshka reported that the Library Board will be meeting next week. He updated Council on the library beautification project, as well as usage statistics.

Obtshka reported on the recent DEQ public hearing regarding the Georgia-Pacific wastewater discharge permit. He noted that the permit has two major revisions; one is the prohibition of waste from outside sources; and the other is sampling at the discharge site.

Obtshka reported on a recent meeting of the Marine Reserve Community Team at which the development of boundaries for the marine reserve off Cape Perpetua was discussed.

Brusselback reported on a recent meeting of the Blue Ribbon Task Force at which a tour of the fairgrounds buildings occurred along with a discussion of expansion

possibilities. A final recommendation will be developed soon for presentation to the County Commissioners.

Brusselback reported on a recent meeting of the Water Task Force. He added that many conservation ideas were presented, including water saver kits; conservation packets and information for self audits of businesses; an annual workshop on water audits for businesses; formation of an ongoing citizens committee to review resource conservation issues; SDC's for water conservation measures, and using the Loyalty Days parade as a public outreach event.

McConnell noted that it is important to continue to process comments and complaints and that these items remain on the Council agenda until resolved.

Bain reported that he had attended a tsunami preparedness presentation, and shared the information with city staff.

Bain reported that he had participated in interviews of candidates for the directorship of the Oregon Department of Aviation.

Kilbride reported that contributions to the Library Foundation are in excess of \$10,000, and have exceeded the budget for this fiscal year.

OFFICER'S REPORTS

Mayor's Report. Budget Committee interview. Council interviewed Janet Webster for a vacancy on Budget Committee.

Committee Appointments. Bain appointed Janet Webster to the Budget Committee. Chip Norman to the Bicycle/Pedestrian Committee. MOTION was made by Patrick, seconded by Brusselback, to ratify the mayor's appointments. The motion carried unanimously in a voice vote.

City Manager's Report. Voetberg reminded Council that the upcoming Chamber after Hours program is sponsored by the Police Department, and will be held on February 18, from 5:30 – 7:00 P.M.

Voetberg recognized Ritzman and Melissa Roman for their excellent presentation to the Chamber of Commerce on the Bayfront project.

Tokos reported that a public workshop would be held on February 17, from 6:30 – 8:00 P.M. to discuss proposed changes to the geologic hazards section of the city's code.

City Attorney's Report. McCarthy reported that the city received a letter from ODOT rejecting the city's ConnectOregon III grant application. She noted that representatives from ODOT suggested the city submit a protest letter and look at new routing as a part of the application. She asked for direction from Council regarding possible new routes to Seattle and Salem. She noted that the Airline Sustainability Task Force had recommended a Seattle route. While not recommending a Salem route, this routing could open up another opportunity with the leg from Newport to Salem being subsidized, with the leg from Salem to Portland being unsubsidized. McCarthy reported that she has talked with Rob McKinney, the president of SeaPort Airlines, regarding the sustainability figures presented in December to the Airline Sustainability Task Force. She noted that McKinney thought the fares would be much better than what was presented.

She noted that McKinney is looking at a different aircraft that could substantially lessen the costs. Obtshka noted that he hoped the central coast cities could send support letters. McCarthy reiterated that Portland may not be able to be included in the subsidized route. Kilbride noted that Salem wants four round trips daily from Salem to Seattle. McCarthy added that ODOT is focused on NOAA coming, and while Seattle is an untried route, it is needed and logical to be subsidized. MOTION was made by Bertuleit, seconded by Patrick, to add to the protest letter a Seattle/Newport route and leave flexibility for Salem and Portland. The motion carried unanimously in a voice vote. Patrick asked that this information be relayed to the Airline Sustainability Committee. MOTION was made by Patrick, seconded by Bertuleit, to endorse the letter from the Airline Sustainability Task Force supporting the appeal of the ConnectOregon III grant application.

McCarthy reported that ConnectOregon II funds may be used to retain a consultant for the Airline Sustainability Task Force. It was noted that this matter would need the approval of the Port of Astoria and the City Council. Bertuleit asked whether a consultant would be necessary if an update to the 2008 Mead and Hunt Study could be completed. McCarthy noted that if the update cost less than \$5,000, an RFP would not be needed, but if the consultant did ongoing work that was in excess of \$5,000, an RFP would be required. MOTION was made by Patrick, seconded by Bertuleit, to instruct staff to initiate an RFP process, if necessary, for airline sustainability consulting work. The motion carried unanimously in a voice vote.

PRESENTATIONS

Presentation by Catherine Rickbone, Director of OCCA, on the use of city funds.

Catherine Rickbone, executive director of the OCCA, reported to Council on the use of city funds during the previous year. She noted that a written report is included in the City Council packet. She stated that one of the functions of OCCA is to preserve and protect city buildings, and act as more than a management company. She responded to Council questions regarding attendance, the impact of arts on the community, the VAC operating deficit, and the condition of the buildings.

Presentation by Lorna Davis, Director of the Greater Newport Chamber of Commerce, on the use of city funds.

Lorna Davis, executive director of the Greater Newport Chamber of Commerce, reported to Council on the use of city funds during the previous year. She noted that a written report is included in the City Council packet, and she distributed a travel impact study. She discussed room occupancy, the reasons visitors come to the city, and the impact of trade shows on Newport tourism. She responded to Council questions regarding room occupancy patterns, tracking of feedback, attendance at travel trade shows, ecotourism, and Seafood and Wine Festival costs.

ACTION ITEMS

Special event application – Oregon Coastal Quilters Guild. Hawker explained that the issue before Council is whether to approve a special event fee waiver for the Oregon Coastal Quilters Guild to waive a portion of the fees that would incur during use of the Newport Recreation Center for a quilt show on August 6 – 7, 2010. She noted that

the original request was based on the previous recreation center usage fees, and the request is to reduce the fees from \$4,110 to \$2,100, and to waive the \$100 fee for installing sliders into the “Welcome to Newport” signs. The current fees reflect an increase of 15% from the former fees, and if the new fees are applied, the total rental fee would be \$4,727. Jane Szabo, representing the Oregon Coastal Quilters Guild, explained that \$2,100 is a 40% increase over what the group paid last year. She summarized the group’s programs and use of monies.

MOTION was made by Bertuleit, seconded by Obteshka, to approve the special event permit fee waiver requested by the Oregon Coastal Quilters Guild for its quilt show to be held on August 6-7, 2010, in the amount of \$2,727, and that \$2,727 be transferred from the transient room tax fund to the general fund, to be used as reimbursement for the waived fees. A condition of approval is that the Community Development Department authorizes the temporary signage request, and that signs not be placed to create a hazard to pedestrian or vehicular traffic such as obstructing sight distance or other views. The motion carried unanimously in a voice vote.

Ordinance No. 1999 amending the Newport Municipal Code, Chapter 4.15 governing taxi cabs. McCarthy reported that this amendment will address the issue of auto insurance for the Temporary Driver Permit for persons soliciting riders for compensation during the annual Seafood and Wine Festival. MOTION was made by Obteshka, seconded by Bertuleit, to read Ordinance No. 1999 by title only, and place for final passage. The motion carried unanimously in a voice vote. Voetberg read the title of Ordinance No. 1999. Voting aye on the adoption of Ordinance No. 1999 were Bain, Bertuleit, Brusselback, Kilbride, Obteshka, Patrick, and McConnell.

Landwaves property exchange. Tokos reported that this issue is a consideration of an agreement between the city, Landwaves, Inc., and Emery Investments, Inc., to exchange property of equal value next to the city wastewater treatment facility. He noted that Council had previously agreed to the proposal and authorized the city manager to negotiate the details. He added that the configuration of the properties has changed slightly as a result of preliminary survey work, but the exchange value of the properties is equivalent. Obteshka asked whether the county needs to be a party to the agreement, and Tokos noted that the county has agreed to the process. Obteshka asked about the benefit to the city, and it was noted that the city could be used for expansion of the wastewater treatment facility. Bonnie Serken addressed Council regarding the exchange. MOTION was made by Bertuleit, seconded by Patrick, to approve the land exchange agreement, with the refined property descriptions, and authorize the city manager to sign the document and any related materials needed to complete the transaction. The motion carried unanimously in a voice vote.

COUNCIL COMMENTS

Bertuleit asked whether an update on Georgia-Pacific was forthcoming.

Kilbride suggested having a discussion on the street vacation processes at the next work session.

ADJOURNMENT

Having no further business, the meeting adjourned at 8:30 P.M.

Margaret M. Hawker, City Recorder

William D. Bain, Mayor