



**CITY COUNCIL REGULAR SESSION AGENDA**  
**Monday, December 06, 2021 - 6:00 PM**  
**Council Chambers, Newport City Hall, 169 SW Coast Highway**

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This meeting will be held electronically. The public can livestream this meeting at <https://newportoregon.gov>. The meeting will also be broadcast on Charter Channel 190. Public comment may be made, via e-mail, up to four hours before the meeting start time at [publiccomment@newportoregon.gov](mailto:publiccomment@newportoregon.gov). The agenda may be amended during the meeting to add or delete items, change the order of agenda items, or discuss any other business deemed necessary at the time of the meeting.

Anyone wishing to make real time public comment should submit a request to [publiccomment@newportoregon.gov](mailto:publiccomment@newportoregon.gov). at least four hours before the meeting start time, and a Zoom link will be e-mailed.

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**1. CALL TO ORDER AND ROLL CALL**

**2. PLEDGE OF ALLEGIANCE**

**3. PUBLIC COMMENT**

*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*

**3.A Miss Rios Public Comment**

[Rios Public Comment for 12-6-2021.pdf](#)

**4. PROCLAMATIONS, PRESENTATIONS, AND SPECIAL RECOGNITIONS**

*Any formal proclamations or recognitions by the Mayor and Council can be placed in this section. Brief presentations to the City Council of five minutes or less are also included in this part of the agenda.*

- 4.A Presentations of Certificates of Completion - CERT Basic Training - Mark Culver, Robert Fitzsimons, Ben Goodlad, Michelle Jones, Lyn Pace, Cathy Preston, Mary Reeves, and Joy White**

## **5. 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.*

- 5.A Approval of Minutes of the Work Session of November 15, 2021**  
[November 15, 2021.pdf](#)

- 5.B Approval of the Minutes of the Executive Session of November 15, 2021**

- 5.C Approval of Minutes of the Regular Meeting of November 15, 2021**  
[November 15, 2021.pdf](#)

- 5.D Receive the Official Abstract of Votes for the November 2, 2021 Special Election**

[City Manager's Report](#)  
[2021 Canvass of Ballots - Tax Measures.pdf](#)

- 5.E Favorably Recommend to the Oregon Liquor Control Commission (OLCC) to Approve a Full "On-Premises" Liquor License for Mo's Enterprises, Inc., Located at 622 SW Bay Boulevard**  
[City Manager's Report](#)  
[Staff Report.pdf](#)  
[Mo's OLCC License App.pdf](#)

- 5.F Favorably Recommend to the Oregon Liquor Control Commission (OLCC) to Approve a Full "On-Premises" Liquor License for Restaurant Stella Maris, LLC, Located at 711 NW 2nd Court**  
[City Manager's Report](#)  
[Staff Report.pdf](#)  
[Restaurant Stella Maris OLCC App.pdf](#)

## **6. PUBLIC HEARING**

*This is an opportunity for members of the audience to provide testimony/comments on the specific issue being considered by the City Council. Comments will be limited to three (3) minutes per person.*

### **6.A Public Hearing for Ordinance No. 2178, an Ordinance Restricting the Use Single-use EPS Foam and Plastic Food Service Ware and the Adoption of Resolution No. 3939, a Resolution Implementing Guidelines for Ordinance No. 2178**

[City Manager's Report](#)

[Ord. No. 2178.pdf](#)

[Res. No. 3939.pdf](#)

[E-Mail from Bri Goodwin.pdf](#)

### **6.B Public Hearing and Potential Adoption of Ordinance No. 2190 an Ordinance Allowing the City Council to Prohibit the Sale, Storage, and Use of Fireworks, by Resolution, During Certain Weather-Related Conditions**

[City Manager's Report](#)

[Ord. No. 2190.pdf](#)

[Ingrid Newkirk - PETA - Public Comment.pdf](#)

## **7. COMMUNICATIONS**

*Any agenda items requested by Mayor, City Council Members, City Attorney, or any presentations by boards or commissions, other government agencies, and general public will be placed on this part of the agenda.*

### **7.A Communication from the NAACP of Linn/Benton County for Removing Race Restrictions from Deeds and Covenants, Conditions, and Restrictions (CCRs)**

[City Manager's Report](#)

[Staff Report.pdf](#)

[Letter from Eileen Marma.pdf](#)

[Restrictive Covenant - Linked in Letter from Eileen Marma.pdf](#)

## **8. CITY MANAGER'S REPORT**

*All matters requiring approval of the City Council originating from the City Manager and departments will be included in this section. This section will also include any status reports for the City Council's information.*

### **8.A Consideration of Draft Memorandum of Understanding with Oregon Department of Forestry Related to the Development of a Joint Use Fire Resource Facility at NE 73rd Street**

[City Manager's Report](#)

[Staff Report.pdf](#)  
[Draft City - ODF MOU.pdf](#)  
[Photo of Fire Station 3400.pdf](#)  
[Fire Station 3400 - County Property Report and Related Documents.pdf](#)  
[Letter from ODF, dated 11.29.21.pdf](#)  
[Conceptual Site Plan of Property to be Aggregated for Joint Use Facility.pdf](#)

**8.B Approval of an Agreement for Lease of the Transfer Station Site**

[City Manager's Report](#)  
[Thompsons Sanitary 2012 Lease.pdf](#)  
[Thompson's Amendment to Lease Agreement - final draft.pdf](#)

**8.C Approval of Lease with Michael and Michele Monsanto for Hangar Three at the Newport Municipal Airport**

[City Manager's Report](#)  
[Staff Report.pdf](#)  
[Hangar 3 Monsanto 2021.pdf](#)  
[North\\_Hangar\\_Site\\_2020.pdf](#)  
[agreement\\_2734\\_Burley\\_3.pdf](#)

**8.D Approval of a Memorandum of Understanding between the Lincoln County District Attorney's Office and the City of Newport Regarding Digital Evidence**

[City Manager's Report](#)  
[Staff Report.pdf](#)  
[Evidence MOU NPD.pdf](#)

**8.E Consideration of Agreements to Participate in a Proposed Settlement of the National Opioid Litigation.**

[City Manager's Report](#)  
[Opioid settlement.pdf](#)  
[Opioid Executive Summary.pdf](#)  
[Frequently Asked Questions about the National Opioid Settlement.pdf](#)  
[Exhibit E - Distributors-Janssen settlement.pdf](#)  
[Oregon intra-state allocation - Percentages - 11.30.21.pdf](#)  
[Oregon intra-state allocation - Term sheet - 12.01.21.pdf](#)

**8.F Authorization to Execute a Planning Assistance Grant Agreement with the State of Oregon Related to the Yaquina Bay Estuary Management Plan Update**

[City Manager's Report](#)  
[Staff Report.pdf](#)  
[PSM-23-002 - Newport Grant Agreement.pdf](#)  
[April\\_5\\_2021 Council Minutes.pdf](#)

[DLCD\\_YBEMP\\_presentation\\_to\\_Newport\\_City\\_Council\\_4-5-21.pdf](#)

**8.G Update on Electric Vehicle Charging Station Options**

[City Manager's Report](#)

[Staff Report.pdf](#)

[Blink Charging IQ200 Series Specifications.pdf](#)

[Chargepoint CT4000 Series Specifications.pdf](#)

[ZEF Energy\\_ZEFNETpro\\_Specifications.pdf](#)

**8.H Authorization to Fill the Deputy City Recorder Position with a Full-Time Employee**

[City Manager's Report](#)

[PT DCR position.pdf](#)

[FT DCR position.pdf](#)

**8.I Scheduling a Work Session for Parking Committee Interviews**

[City Manager's Report](#)

**8.J Report on the Budget Calendar for Fiscal Year 2022-2023 Budget**

[City Manager's Report](#)

[2022-23 Budget Calendar 11-17-21.pdf](#)

**9. REPORT FROM MAYOR AND COUNCIL**

*This section of the agenda is where the Mayor and Council can report any activities or discuss issues of concern.*

**9.A Councilor Jacobi's Report**

[Councilor Jacobi's Report.pdf](#)

**10. PUBLIC COMMENT**

*This is an additional opportunity for members of the audience to provide public comment.*

*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.*

**11. ADJOURNMENT**