



CITY COUNCIL REGULAR SESSION AGENDA
Monday, January 06, 2020 - 6:00 PM
Council Chambers, Newport City Hall, 169 SW Coast Highway

The meeting location is accessible to persons with disabilities. A request for an interpreter for the DEAF AND HARD OF HEARING, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to Peggy Hawker, City Recorder at 541.574.0613.

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.

1. CALL TO ORDER AND ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. ELECTION OF COUNCIL PRESIDENT FOR 2020
- 3.A City Manager's Report
[City Manager's Report.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 Recognition of Participants in the Mayor's Art Show - Tom Webb

4.B Oath of Office for Police Officer Timothy Florez

5. 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

6. 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.

6.A Approve the Minutes of the Work Session of December 2, 2019
[December 2, 2019.pdf](#)

6.B Approve the Minutes of the Executive Session of December 2, 2019

6.C Approve the Minutes of the Regular Meeting of December 2, 2019
[December 2, 2019.pdf](#)

6.D Receive Monthly Financial Report
[Financial Statement for Council 11-30-19.pdf](#)

6.E Recommend to the Oregon Liquor Control Commission (OLCC) for a "Distillery" License for Oregon Brewing Company, doing business as Rogue Spirits Distillery, 2160 SE OSU Drive, Newport, Oregon
[City Manager's Report](#)
[Oregon Brewing Company Staff Report 12-30-19.pdf](#)
[Oregon Brewing Co Application.pdf](#)

6.F Recommend to the Oregon Liquor Control Commission (OLCC) for a "Full, On Premises, Commercial" License for Ultralife Company, located at 715 NW Beach Drive, Unit C8, Newport, Oregon
[City Manager's Report](#)
[Ultralife Cafe Staff Report 12-30-19.pdf](#)
[Ultra Life Cafe Application.pdf](#)

6.G Ratification of the Mayor's Reappointment of Marie Laper, Ann Way, and Debra Rittenhour to the 60+ Advisory Committee for Terms Expiring on December 31, 2021

City Manager's Report

- 6.H Ratification of the Mayor's Reappointment of David Allen and Glenda Rhodes to the Audit Committee for Terms Expiring on December 31, 2021**
- 6.I Ratification of the Mayor's Reappointment of Daniella Crowder, Minda Stiles, Tomas Follett, Nicholas Graves, and Susan Hogg to the Bicycle and Pedestrian Committee for Terms Expiring on December 31, 2022**
- 6.J Ratification of the Mayor's Reappointment of Ed Backus and Michael Kerton to the Budget Committee for Terms Expiring on December 31, 2022**
- 6.K Ratification of the Mayor's Reappointment of Ian Clayman, Daniella Crowder, Jamie Michel, Judy Kuhl, and Lauri Hines to the Destination Newport Committee for Terms Expiring on December 31, 2020**
- 6.L Ratification of the Mayor's Reappointment of Sharon Beardsley to the Library Board for a Term Expiring on December 31, 2023**
- 6.M Ratification of the Mayor's Reappointment of Mark Saelens and Nancy Steinberg to the Parks and Recreation Advisory Committee for Terms Expiring on December 31, 2021**
- 6.N Ratification of the Mayor's Reappointment of Jim Patrick and Bob Berman to the Planning Commission for Terms Expiring on December 31, 2022**
- 6.O Ratification of the Mayor's Reappointment of Mary Peterson, Judy Mayhew, and Catherine Rickbone to the Public Arts Committee for Terms Expiring on December 31, 2023**
- 6.P Ratification of the Mayor's Reappointment of Braulio Escobar to the Retirement Board of Trustees for a Term Expiring on December 31, 2023**
- 6.Q Ratification of the Mayor's Appointment of Laura Kimberly, Jenni Remillard,**

Loren Joling, Richard Giles, Richard Brodeur, and Rebecca Stiles to the Sister City Committee for Terms Expiring on December 31, 2021

- 6.R Ratification of the Mayor's Appointments of Paula Miranda (Stakeholder Representing the Port of Newport) and Kathy Windell (At-Large Member) to the Vision 2040 Advisory Committee for Terms Expiring on December 31, 2023; and the Reappointment of Leslie Palotas (At-Large Member) for a Term Expiring on December 31, 2024**

[City Manager's Report and Recommendations - Ratification of Mayoral Appointments and Reappointments.pdf](#)

7. 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.

- 7.A Public Hearing and Potential Adoption of Ordinance No. 2160, an Ordinance Related to Residential Use at Street Grade in C-2 Zone Portions of the Historic Nye Beach Design Review District.**

[City Manager's Report](#)

[Staff Report.pdf](#)

[Draft Ord. No. 2160.pdf](#)

[Planning Staff Memorandum dated 12-5-19.pdf](#)

[Engler photos.pdf](#)

[PC Minutes 11-12-19.pdf](#)

[Draft PC Minutes 12-09-19.pdf](#)

[Public Hearing Notice.pdf](#)

- 7.B Public Hearing and Potential Adoption of Ordinance No. 2159, an Ordinance Amending Section 4.30 of the Newport Municipal Code Regarding Single Use, Carryout, Plastic Bags and Aligning this Section of the Newport Code with House Bill 2509.**

[City Manager's Report](#)

[Ord. No. 2159 - Amending Ord. No. 2148 - Complying with ORS Regarding Single-Use, Plastic, Carryout Bags.pdf](#)

[HB 2509 B-Engrossed.pdf](#)

8. COMMUNICATIONS

- 8.A From Finance Work Group - Draft Financial Sustainability Recommendations**

[Draft 4 Financial Sustainability Report.pdf](#)

8.B From the Quality Review Team - Acceptance of the City Manager Evaluation Summary Report

[City Manager's Report](#)

[City Mgr. Evaluation Summary_Report 2019.pdf](#)

9. 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.

9.A Report Regarding Appeal of the Room Tax Determination of Delinquency Issued to Rogue Ales by the City Tax Administrator.

[City Manager's Report.pdf](#)

[Excerpt from November 18, 2019 Minutes.pdf](#)

[City Council Order 2019-2 - Dismissing the Appeal.pdf](#)

[November 18, 2019 City Manager's Report.pdf](#)

[October 21, 2019 Appeal from Perry-Linstromberg Regarding Rogue Determination.pdf](#)

[Excerpt from October 7, 2019 Minutes.pdf](#)

[Staff Report by Finance Director - Response to Linstromberg \(Rogue Ale\) Appeal to Council.pdf](#)

[Letter to Rogue Ale Letter from the City Dated October 9, 2019.pdf](#)

[Staff Report - Finance Department - Rogue Ale Room Tax Report - October 7, 2019.pdf](#)

[Rogue Ale Room Tax Calculations - April 2016 - March 2019.pdf](#)

[Oregon Lodging Tax Quarterly Return Form.pdf](#)

[Oregon State Lodging Tax Gross Receipts from Transient Lodging Intermediaries Form.pdf](#)

[Oregon State Lodging Tax Property Schedule.pdf](#)

[Room Tax State SLT_ROL Return Screens.pdf](#)

[Newport Municipal Code Section 3.05 - Room Tax.pdf](#)

[Letter from Mona Linstromberg dated November 18, 2019 - Rogue Appeal Standing with Attachments.pdf](#)

[Letter from Mona Linstromberg dated November 15, 2019 public comment.pdf](#)

[Handout from Mona Linstromberg dated November 18, 2019.pdf](#)

[Letter from Mona Linstromberg dated November 26, 2019.pdf](#)

[Letter from Mona Linstromberg dated December 1, 2019 Letter.pdf](#)

[December 2, 2019 Minutes.pdf](#)

[Letter from Mona Linstromberg Containing Public Comment for the December 2, 2019 City Council Meeting - Request for Reconsideration.pdf](#)

[E-Mail from Mona Linstromberg dated January 2, 2020.pdf](#)

[E-Mail from Mona Linstromberg - Highlighted City Manager's Report from 11-18-19 - Regarding Rogue.pdf](#)

[E-Mail from Matt Merritt - Rogue Ales - 1-2-20.pdf](#)

[E-Mail from Mona Linstromberg - Rogue Reconsideration Comment January 6, 2020 final.pdf](#)

[PETA opinion \(Or. 1991\).pdf](#)

[Cascadia Wildlands opinion \(Or. App. 2018\).pdf](#)

9.B Consideration and Potential Approval of the Continued Fee Waiver for Active Military Personnel and their Families for Use of the Newport Recreation and Aquatic Centers

[City Manager's Report](#)

[Staff_Report_Rec_Pass_waiver_for_active_military_2020.pdf](#)

9.C Approval of Memorandum of Understanding between the Lincoln County School District and the City of Newport Regarding Providing Canine Drug Detection Sweeps at Schools.

[City Manager's Report.pdf](#)

[MOU.pdf](#)

9.D Approval of an Intergovernmental Agreement for the Creation of the Mid-Coast Water Conservation Consortium and Authorize the City Manager to Execute the Agreement on Behalf of the City of Newport.

[City Manager's Report](#)

[Staff Report Water Conservation Consortium 1-6-20.pdf](#)

[MCCC_draftIGA_10-09-19.pdf](#)

[MCCC_draftBy-laws_10-09-19.pdf](#)

[MCCC_Investigations-Summary_10-14-19.pdf](#)

[MCCC_AnnualWorkPlan-FY20-21_10-22-19.pdf](#)

9.E Report Regarding the National League of Cities Service Line Warranty Program.

[City Manager's Report](#)

[NLC- Info sheet to attach.pdf](#)

9.F Annual Report Regarding Year End

[City Manager's Report](#)

[City Manager's 2019 Year End Report.pdf](#)

10. 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.

10.A Council Reports

[Councilor Allen Report.pdf](#)

[OCZMA letter - Maritime Sector Coordinator.pdf](#)
[Councilor Jacobi Report.pdf](#)
[Councilor Hall Report.pdf](#)
[Mayor Sawyer Report.pdf](#)
[Councilor Goebel Report.pdf](#)
[Councilor Parker Report.pdf](#)

11. 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.

12. ADJOURNMENT