



**CITY COUNCIL REGULAR SESSION AGENDA**  
**Monday, June 15, 2020 - 6:00 PM**  
**Council Chambers, Newport City Hall, 169 SW Coast Highway**

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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.

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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 General Public Comment**

[Sue Graves General Public Comment.pdf](#)

**4. 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.*

**4.A Approve the Minutes of the Regular Session of June 1, 2020**

[June 1 2020.pdf](#)

**4.B Favorably Recommend to the Oregon Liquor Control Commission (OLCC) for an “Off Premises” License for Mo’s Enterprises, Located at 657 SW Bay Boulevard**

[City Manager's Report](#)

[Mo's 6-9-20 Staff Report.pdf](#)

[Mo's OLCC Application.pdf](#)

**4.C Adopt Resolution No. 3889 Extending Worker’s Compensation Insurance to Volunteers of the City**

[City Manager's Report](#)

[Staff Report.pdf](#)

[Res. No. 3889 - Extending Worker's Compensation Insurance to Volunteers.pdf](#)

**4.D Receive Approved Committee Minutes**

[April 28 2020 Vision 2040 minutes.pdf](#)

[March\\_10\\_2020 Airport.pdf](#)

[Planning Commission\\_Reg\\_Session\\_04-13-20.pdf](#)

[Minutes 2-26-20 Parks and Rec.pdf](#)

**4.E Receive the Monthly Financial Report**

[Financial Statement for Council 04-30-20.pdf](#)

[Financial Statement for Council 05-31-20.pdf](#)

**5. LOCAL CONTRACT REVIEW BOARD CONSENT CALENDAR**

**5.A Authorization of Task Order No. 5 for Storm Pipe Rehabilitation and Outfall Erosion and Slip Repair for the Maximum Amount of \$269,500 and Task Order No. 6 the Lake Creek Mitigation Culvert Services in the Amount of \$209,400 and Authorize the City Manager to Execute the Task Orders Subject to FAA Approval**

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

[Staff\\_Report.pdf](#)

[Letter\\_to\\_FAA\\_for\\_PAE\\_Request\\_For\\_Approval\\_and\\_Services\\_During\\_Construction.pdf](#)

[PAE\\_agreement\\_2091.pdf](#)

[TO#5\\_NPT009-StormDrnge\\_DSDC.pdf](#)

[TO#6\\_NPT009-Storm Drnge-LC-SDC.pdf](#)

[City of Newport\\_Regional Airport - CWE IFE.pdf](#)

[Copy of 1\\_NPT009\\_Design\\_Storm\\_IFE Fee Worksheet\\_2020.pdf](#)

[Copy of 2\\_NPT009\\_SDC\\_Storm\\_IFE Fee Worksheet\\_2020.pdf](#)

[Copy of 3\\_NPT009\\_SDC\\_LakeCreek\\_IFE Fee Worksheet\\_2020.pdf](#)

- 5.B Notice of Intent to Award the Storm Drain Pipe Rehabilitation and Outfall F Erosion and Slope Repair Project to Michels Corporation in the Amount of \$1,668,787 and Contingent Upon No Protests Within Seven Days, Authorize Award and Direct the City Manager to Execute the Contract on Behalf of the City of Newport**

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

[Staff\\_Report.pdf](#)

[NPT009\\_L01\\_Recommending Award\\_Michels.pdf](#)

[2\\_NPT009C\\_Storm Rehabilitation SDC Scope of Work\\_20200505.pdf](#)

[Michels\\_Corporation\\_winning\\_bid\\_2020.pdf](#)

- 5.C Notice of Intent to Award the Lake Creek Mitigation Culvert Project to K & B Quality Excavating, LLC. In the Amount of \$933,009.10 and Contingent Upon No Protests within Seven Days, Authorize Award and Direct the City Manager to Execute a Contract on Behalf of the City of Newport**

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

[Staff\\_Report.pdf](#)

[NPT009\\_L02\\_Recommending Award\\_KB.pdf](#)

[3\\_NPT009C\\_Fish Passage SDC Scope of Work\\_20200505.pdf](#)

[K&B\\_Quality\\_Excavating\\_LLC\\_Winning\\_Bid\\_2020.pdf](#)

- 5.D Authorization to Purchase Property and Liability Insurance from CIS for the 2020/2021 Fiscal Year in the Amount of \$402,415.04, and Worker's Compensation Insurance from SAIF in the Amount of \$136,766.37, and a \$30,000 Broker's Fee**

[City Manager's Report](#)

[CIS - Property and Liability Insurance Renewal - 2020-2021.pdf](#)

[SAIF Renewal - 2020-2021.pdf](#)

- 5.E Approval of Addendum No. 1 to Task Order No. 5 with HDR Engineering, Inc. for Water Treatment Plant Standby Power Improvement Project in the Amount of \$62,886, and Authorization for the City Manager to Execute the Task Order.**

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

[Staff Report.pdf](#)

[HDR Addendum No 1 to Task Order No 5 4-28-20.pdf](#)

- 5.F Notice of Intent to Award the Water Treatment Plant Generator Installation Project to Anderson Construction Company of Oregon in the Amount of \$411,340.20 and Contingent Upon No Protest Within Seven Days of Approval,**

**and Authorize the City Manager to Execute the Contract in Conjunction with the Fiscal Year Beginning July 1, 2020**

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

[Staff Report.pdf](#)

[WTF Generator Installation Bid Tabulation.pdf](#)

- 5.G Approval of Task Order 1.01 with Dig Deep Research for Strategic Grant Planning General Services in the amount of \$116,750, and Authorize the City Manager to Execute the Task Order**

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

[Staff Report.pdf](#)

[Newport GS Scope Task 1.01.pdf](#)

- 5.H Approval of Task Orders 2.01, in the amount of \$103,875; 2.02, in the amount of \$79,250; 3.01, in the amount of \$101,025; 3.02, in the amount of \$122,513, and 4.0, in the amount of \$57,188 with Dig Deep Research for the Big Creek Dam Public Outreach, Grant Pursuits and Strategic Funding, State and Federal Legislative Outreach and Lobbying and Travel Expenses and Authorize the City Manager to Execute to Task Orders**

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

[Staff Report.pdf](#)

[Newport BCD Public Outreach Task 2.01.pdf](#)

[Newport BCD Grant pursuits Task 2.02.pdf](#)

[Newport BCD State Lobbying Task 3.01.pdf](#)

[Newport SOW-BCD Fed Lobbying Task 3.02.pdf](#)

[Newport SOW-BCD Travel Task 4.pdf](#)

- 5.I Authorize the City Manager to Execute a 3-year Contract with KPTV for Weather Camera Sponsorship for \$35,100 the First Year and \$42,000 in the Second and Third Years**

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

[Staff\\_Report.pdf](#)

[FOX 12 WeatherCameraSponsorshipCityofNewport2020.pdf](#)

[Expired 2017 Agreement\\_2419.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 and Potential Adoption of Ordinance No. 2165, an Ordinance Prohibiting Residential Use at Street Grade Along a Portion of NW Cliff Street in the Nye Beach Design Review District**

[City Manager's Report.pdf](#)  
[Staff Report.pdf](#)  
[Draft Ord. No. 2165.pdf](#)  
[File 2-Z-20 Planning Staff Memorandum.pdf](#)  
[File 2-Z-20 - Additional Public Testimony - Engler.pdf](#)  
[File 2-Z-20 - Additional Public Testimony - Kaplan.pdf](#)  
[PC Minutes 04-13-20.pdf](#)  
[Draft PC Minutes 05-26-2020.pdf](#)  
[Public Notice.pdf](#)

**6.B Public Hearing and Potential Adoption of Ordinance No. 2166, an Ordinance Amending the Newport Comprehensive Plan and Municipal Code to Establish a Tsunami Hazards Overlay Zone**

[City Manager's Report.pdf](#)  
[Staff Report.pdf](#)  
[Draft Ordinance No. 2166.pdf](#)  
[Planning Staff Memorandum and Attachments.pdf](#)  
[Public Testimony to Planning Commission.pdf](#)  
[PC Meeting Minutes\\_04-13-20.pdf](#)  
[Draft PC\\_Reg\\_Session\\_Minutes\\_05-26-2020.pdf](#)  
[Public Notice.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 From Sophie Goodwin-Rice, Jenny Beltran, and Ruben Krueger Regarding Action Against Racism in the Community**

[City Manager's Report.pdf](#)  
[Perspectives on Race and Policing in our Community.pptx](#)  
[Nancy Steinberg Public Comment.pdf](#)  
[Andra Bobbitt Public Comment.pdf](#)  
[Barbara Turrill Public Comment.pdf](#)  
[Cait Goodwin Public Comment.pdf](#)  
[Eric Pawlisko Public Comment.pdf](#)  
[Jessica Miller Public Comment.pdf](#)  
[Emy\\_Syrop\\_Public\\_Comment.pdf](#)

**7.B From Oregon Coast Council for the Arts - Operation of Visual Arts Center and Performing Arts Center**

[City Manager's Report.pdf](#)  
[OCCA Management Letter to City.pdf](#)

**7.C From the Short-Term Rental Ordinance Implementation Work Group  
Regarding an Update on the Implementation of Vacation Rental Ordinance  
Requirements**

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

[Staff Report.pdf](#)

[Draft Ord. No. 2168.pdf](#)

[STR Work Group Memo on NMC 4.25 Revisions.pdf](#)

**7.D From the Planning Commission Regarding the Nye Beach Core Zone Proposal  
and Other Potential Changes to the Nye Beach Design Review District.**

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

[Staff Report.pdf](#)

[Planning Commission Letter 6-8-20.pdf](#)

[Public Testimony for 6-8-20 PC Regular Meeting.pdf](#)

[Draft PC Work Session Minutes 5-26-2020.pdf](#)

[Public Testimony for 5-26-20 PC Work Session.pdf](#)

[PC Work Session Minutes 03-09-20.pdf](#)

[Planning Staff Memo 3-9-20 Work Session.pdf](#)

[Public Testimony for 3-9-20 PC Work Session.pdf](#)

[Cathey Briggs Public Comment.pdf](#)

**7.E From Councilor Jacobi - Authorization of a Letter to ICE Regarding In-Person  
Check-Ins for Asylum Seekers During the COVID Emergency**

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

[Councilor Jacobi's sample letter.pdf](#)

[Ginger Gouveia Letter to ICE.pdf](#)

[Jesus Hernandez Public Comment.pdf](#)

[Virginia Gibbs Public Comment.pdf](#)

[Aracelly Guevara Public Comment.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 Appointment to Fill A Vacancy on the City Council**

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

**8.B Authorization of a CARES Act Grant Agreement with the Federal Aviation  
Administration for Operating Funding for the Newport Municipal Airport**

[City Manager's Report.pdf](#)  
[Staff\\_Report.pdf](#)  
[Federal\\_CARES\\_ACT\\_Award\\_agreement\\_2020.pdf](#)

**8.C Authorization of an Application for Federal Assistance SF-424 Funding from the Federal Aviation Administration**

[City Manager's Report.pdf](#)  
[Staff\\_Report.pdf](#)  
[Newport AIP-27 Grant Application\\_20200603.pdf](#)  
[June\\_10\\_AIP\\_FAA\\_update\\_page 3.pdf](#)  
[Update\\_AIP\\_27\\_02-faa-form-5100-100-application-for-federal-assistance-2019\\_page 5 and 6.pdf](#)

**8.D Report and Potential Action on Participation in the PERS Employer Incentive Fund (EIF)**

[City Manager's Report.pdf](#)  
[Staff Report.pdf](#)  
[PERS May 29 2020 Letter.pdf](#)

**8.E Report on Newport's Small Business Grants**

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

**8.F COVID-19 Response by the City of Newport**

[City Manager's Report](#)  
[Report to Council on COVID 19 6-15-20.pdf](#)  
[Emergency Order No. 2020-18 with Attachment A.pdf](#)  
[Emergency Order No. 2020-19.pdf](#)  
[Hallmark Public Comment.pdf](#)  
[Jay Kemble Public Comment.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 Council Reports**

[Councilor Goebel's Report.pdf](#)  
[Councilor Hall's Report.pdf](#)  
[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. EXECUTIVE SESSION**

### **11.A Pursuant to ORS. 192.660(2)(e) Regarding Real Property Transactions** [City Manager's Report.pdf](#)

## **12. ADJOURNMENT**