



**CITY COUNCIL REGULAR SESSION AGENDA**  
**Monday, November 18, 2019 - 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. 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.*
- 3.A Oath of Office - Police Officers Dustin Kittel and Sean Nieto
- 3.B California Fire Response Presentation by Fire Chief Rob Murphy and Captain Tom Jackson  
[Kinkade Fire Presentation.pdf](#)
4. 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*

## **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 Approve Minutes of the Work Session of November 4, 2019**

[November 4, 2019.pdf](#)

### **5.B Approve Minutes of the Regular Session of November 4, 2019**

[November 4, 2019.pdf](#)

### **5.C Accept a Drainage Easement from the Newport Urban Renewal Agency Described as Parts of Parcels 1 and 2 of the Lincoln County Partition Plat 2010-18, Located South of 40th Street and East of US Highway 101**

[City Manager's Report](#)

[Staff Report.pdf](#)

[EASEMENT City of Newport Tryon 11-12-19.pdf](#)

### **5.D Approve a Recommendation to the Oregon Liquor Control Commission (OLCC) for an "Off-Premises Sales" License due to a Change of Ownership for Grocery Outlet, Located at 721 N. Coast Highway**

[City Manager's Report](#)

[Grocery Outlet Staff Report 11-14-19.pdf](#)

[Grocery Outlet application.pdf](#)

### **5.E Receive the Monthly Financial Report**

[Financial Statement for Council 10-31-19.pdf](#)

### **5.F Receive the Approved Committee Minutes**

[Minutes\\_of\\_Newport\\_60\\_Senior\\_Advisory\\_Meeting\\_August\\_26\\_2019.pdf](#)

[Parks and Rec Minutes 9-25-19.pdf](#)

[Planning Commission\\_Reg\\_Session\\_09-23-19.pdf](#)

[Planning Commission\\_Reg\\_Session\\_10-14-19.pdf](#)

[Planning Commission\\_Work\\_Session\\_09-23-19.pdf](#)

[Retirement Board minutes August 19 2019.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 Related to Management of Public Parking In the Bayfront, Nye Beach, and City Center Areas**

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

[Staff Report.pdf](#)

[Draft Public Parking Amendments to the Newport Comprehensive Plan.pdf](#)

[Draft Ordinance Establishing a Standing Parking Advisory Committee.pdf](#)

[Parking Advisory Committee Meeting Minutes 6-04-19.pdf](#)

[Planning Commission Hearing Minutes 9-9-19.pdf](#)

[Supplemental Testimony 9-9-19 Commission Hearing .pdf](#)

[Planning Staff Report and Attachments for 9-9-19 Commission Hearing.pdf](#)

[City Council Meeting Minutes 10-7-19.pdf](#)

[Testimony from 10-7-19 Council Meeting.pdf](#)

[Mail Notice of the 11-18-19 Hearing.pdf](#)

[News-Times Article and Notice of the 11-18-19 hearing.pdf](#)

[Torp Testimony 11-11-19.pdf](#)

[Peterson email.pdf](#)

[News-Times editorial.pdf](#)

[Victory comment.pdf](#)

**6.B Public Hearing and Potential Adoption of Resolution No. 3872, a Resolution Providing for a Supplemental Budget, and Making Appropriations/Total Requirement Changes for the 2019-2020 Fiscal Year**

[City Manager's Report](#)

[Staff Report for Resolution 3872 City Supplemental Budget - November 18, 2019.pdf](#)

[Resolution No. 3872 City November 18, 2019.pdf](#)

[2019-2020 Budget & Supplementals - Attachment A.pdf](#)

**7. 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.*

**7.A Appeal of the Room Tax Determination of Delinquency Issued to Rogue Ales**

[City Manager's Report](#)

[Rogue Oct 21 2019 Appeal Perry-Linstromberg.pdf](#)

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

[Staff Report - Response to Linstronberg \(Rogue Ale\) appeal Report to Council.pdf](#)

[rogue ale letter.pdf](#)

[Staff Report.pdf](#)

[11-14-19 - Rogue BNB numbers with Est Tax Int Penalty.pdf](#)  
[Room Tax State Form OR-SLT.pdf](#)  
[Room Tax State Schedule SLT-1.pdf](#)  
[Room Tax State Schedule SLT-2.pdf](#)  
[Room Tax State SLT\\_ROL return screens.pdf](#)  
[3.05 Room Tax.pdf](#)  
[Rogue appeal appellant standing with attachments.pdf](#)  
[Rogue November 15, 2019 public comment.pdf](#)

**7.B Consideration and Potential Adoption of an Amendment to the Intergovernmental Agreement (IGA) between the City of Newport and ODOT for Right-of-Way Services Related to US 101: SE 32nd Street to SE 35th Street Statewide Transportation Improvement Program (STIP)**

[City Manager's Report Staff Report.pdf](#)  
[31844 ROW Services Agreement - Amendment No. 1.pdf](#)  
[31844 ROW Services Agreement.pdf](#)  
[Newport Resolution No. 3867.pdf](#)  
[30257 Preliminary Engineering Agreement and Amendment.pdf](#)  
[Project Schedule.pdf](#)

**7.C Authorization for the Oregon PERS Employer Incentive Fund**

[City Manager's Report Staff Report - PERS EIF Report to Council.pdf](#)  
[PERS Projection Tool - Attachment A](#)

**7.D Verbal Report from Public Works Director/City Engineer, Tim Gross, on Federal Lobbying Efforts Regarding Big Creek Dam Funding**

**8. 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.*

**8.A Council Reports**

[Councilor Allen's Report.pdf](#)  
[Councilor Hall's Report.pdf](#)  
[Councilor Parker's Report.pdf](#)  
[Councilor Jacobi's Report.pdf](#)  
[Councilor Botello's Report.pdf](#)  
[Councilor Goebel Activity Report.pdf](#)

**9. 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.*

## **10. ADJOURNMENT**