

<b>MINUTES</b>	<b>SEASIDE CITY COUNCIL</b>	<b>AUGUST 11, 2008</b>	<b>7:00 PM</b>
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**CALL TO ORDER** The Regular meeting of the Seaside City Council was called to order at 7:00 PM by Mayor Don Larson.

**ATTENDANCE** Present: Mayor Don Larson, Council President Stubby Lyons, Councilors Larry Haller, Tim Tolan, Don Johnson, Dave Moore and Gary Diebolt.

Absent: None

Also Present: Trish Downey, Asst. to the City Manager; Bob Gross, Police Chief; Mikaela Norval, Tourism Director; Russ Vandenberg, Convention Center General Manager; Donald Allison, Seaside Signal; Pamela Robel, Daily Astorian.

Mayor Larson asked for a moment of silence for the people involved with the tragedy in Gearhart. Mayor Larson asked the public to be appreciative of the fire departments and police departments in the area who stood in when needed and did the job in this very tragic accident.

**AGENDA** Motion to approve the August 11, 2008, agenda; carried unanimously. (Lyons/Diebolt)

**MINUTES** Motion to approve the July 28, 2008, minutes; carried unanimously. (Lyons/Diebolt)

**CONFLICT** Mayor Larson asked whether any Councilor wished to declare a conflict of interest.

Councilor Tolan stated he did have a discussion about the request to pave the gravel access at Avenue 'G' and the Prom with an owner near the area and further stated there was no conflict.

**CONSENT AGENDA** Motion to move Consent Agenda item (7b) Request – Pave Gravel Access at Avenue 'G' and the Prom, to New Business item (10c); carried unanimously. (Tolan/Lyons)

Motion to approve payment of the bills in the amount of \$621,753.08; Resolution #3669 – A Resolution of the City of Seaside, Amending Resolution #3664 Regarding Extending Seaside's Workers' Compensation Coverage to Volunteers of the City of Seaside. (Lyons/Diebolt)

**PRESENTATION – JAPANESE 4-H EXCHANGE STUDENTS** Mayor Larson stated Clatsop County 4-H World Citizenship & Exchange Program was a youth exchange program for ages 12 – 18 that promoted global awareness, foreign language, and cultural exchange through a home stay experience. Mayor Larson stated Rain Mashlan from Seaside was the host for the Japanese Student this year.

Rain Mashlan, Seaside, introduced Japanese Student Shirori Tachiki, from Nagoya, Japan.

Mayor Larson presented Rain Mashlan with a Certificate of Appreciation for being host to Shirori Tachiki.

Mayor Larson presented Shirori Tachiki with a certificate and gift to welcome her to Seaside.

**VACANCY – COMMUNITY CTR. & SENIOR COMMISSION** Mayor Larson stated there was one vacancy on the Community Center and Senior Commission. Mayor Larson asked the press to keep advertising the vacancy.

Council President Lyons stated he had picked up two applications for potential candidates.

**REPORT – SALT MAKERS** Gloria Linkey stated from Friday, August 15, 2008, 5:00 pm to Sunday, August 17, 2008, 3:00 pm, the Salt Makers would be on the beach at Avenue 'U'. There would be a shelter on the beach and the men would be practicing their roles constantly. The date of the actual event was January 9, 1806, when Captain Clark stopped by the camp to meet the men as he was heading over Tillamook Head to watch the whales. This year the Oregon Public Broadcasting would be in Seaside to film the event which would be shown on the Oregon Field Guide which would be great publicity for the City. The sponsors this year were TLC Federal Credit Union, City of Seaside – Mikaela Norval, Public Works, Lewis and Clark Heritage Foundation, Tides Motel, Living Historians, Seaside Museum, and Lewis and Clark National Park Service.

Mayor Larson stated the public really needed to see the Salt Makers event which was wonderful.

Ms. Linkey stated there were people who planned on this event every year and visited at this time. Ms. Linkey further stated food could be brought down to trade like apples, bananas and grapes but Ms. Linkey warned the public to not bring tomatoes because in 1806 tomatoes were considered to be poisonous.

**DISCUSSION –  
TSUNAMI WARNING  
SYSTEM LOCATION**

Mayor Larson stated there were three locations selected to install the Tsunami Warning System at the North end of the Prom. The locations were 12<sup>th</sup> Avenue and the Prom, 11<sup>th</sup> Avenue and the Prom, and 12<sup>th</sup> Avenue Restrooms on the Southeast corner of the beach. The Ordinances for beaches Chapter 93.01 (B) stated “The use and occupancy of the beaches herein described are hereby limited to recreational purposes, and no building or structure shall be built westerly of the Promenade without permission of the Council”. If Council chose to select the 12<sup>th</sup> Avenue Restroom location the Warning System would be installed on the beach and a motion for approval would be needed.

Motion to install the Tsunami Warning System at the 12<sup>th</sup> Avenue Restroom location on the Southeast corner of the beach; carried unanimously. (Haller/Lyons)

**REQUEST –  
GRAVEL ACCESS  
AVENUE ‘G’**

Mayor Larson stated Mike Meyer owned the property at 761 South Prom, the third lot south of Avenue ‘G’. Access to the second, third, and fourth lots south of Avenue ‘G’ was from the public street right of way that fronts the Prom and the City of Seaside owned the public street right of way. Mr. Meyer had requested permission to upgrade the gravel access and was requesting permission to build a concrete driveway twelve feet in width and 150 feet long to service the three lots. The pavement would end at the south end of the Meyer property. Mr. Meyer had the support of the two property owners to the north (Dallas and Horowitz) and was planning some low and simple landscape for the area, clean up the frontage and delineates the driveway from Avenue ‘G’. Public Works had no issue with the request as long as Mr. Meyer agreed the maintenance of the driveway was his responsibility, and not the City’s. The drive was also in the public right of way and the City reserved the right to utilize the public right of way in the City’s best interest. Mayor Larson asked Council what they wished to do.

Councilor Johnson stated the property should stay the same.

Mayor Larson stated he spoke with the owners in the area to discuss the possibility of making that area part of the Prom and he was met with an extremely strong opposition from the property owners. Mayor Larson stated he spoke with one of the property owners recently about purchasing the property and that discussion did not go well neither.

Councilor Tolan stated he was concerned the area would become a parking lot but after discussing the concerns was reassured the area would not become a parking area. The area allowed access to the homes to let people out and was not a parking area. Councilor Tolan further stated allowing this to happen would improve the look of the area especially with the landscaping and maintenance of the area.

Mayor Larson stated the owner would maintain the asphalt but were there any concerns about the grass area.

Councilor Tolan stated his understanding was that both areas would be maintained and there was landscaping planned.

Councilor Diebolt stated he was concerned with the run off of water and where it would go once there was a concrete driveway. Councilor Diebolt further stated currently the area was being used as a parking area.

Mayor Larson asked Trish Downey, Assistant to the City Manager, what Neal Wallace, Public Works Director thought about the issue.

Ms. Downey stated the memo in the packet was from Mr. Wallace and he specifically stated that Public Works had no issue with the request as long as Mr. Meyer agreed to maintain the driveway which would be Mr. Meyer’s responsibility and not the City’s.

Councilor Diebolt stated the only access for this particular house was to drive across City property.

Ms. Downey stated if the Council wished to pursue the issue there could be conditions made with the approval.

Councilor Tolan stated an agreement of understanding was needed by the staff and City Attorney.

Councilor Haller stated the agreement should state the owner could add a concrete driveway and landscaping in the area but the property belonged to the City. Councilor Haller further stated the agreement should also stated the owner was responsible for taking care of the property and that vehicles were allowed to unload but not to stop and park in that area.

Councilor Diebolt reminded Council that 150 feet was half the length of a football field and stated that vehicles could back into the grass area but once the improvements were made the vehicle would be backing out of the area.

Mayor Larson stated the Sand and Sea Condominiums was a good example because most of the yard was the City's property and the Sand and Sea maintained the area. Mayor Larson asked Bob Gross, Seaside Police Chief, if he had any concerns with the request from the owner to have the area paved.

Chief Gross stated from a Police prospective he did not think that would make a difference because vehicles traveled on the gravel area to load and unload at this time.

Councilor Tolan asked if the issue could be tabled until there was an agreement between the City and the owner.

Councilor Johnson stated there were issues with drainage, what type of landscaping, and maintaining the landscaping,

Ms. Downey stated Council could direct staff to put together a letter of understanding or a letter of agreement that could be drafted and brought back to Council for review.

Councilor Moore stated Council may want to schedule a workshop to discuss the information further.

Motion directing staff to prepare an agreement of understanding with the conditions that Council had discussed; carried with Diebolt and Johnson opposed. (Tolan/Haller)

Mayor Larson stated Council would review the agreement of understanding and make a decision to approve or oppose the agreement at that time.

**COMMENTS – PUBLIC**

Merlin Humpal stated he was surprised Council had not discussed the cost of the project.

Councilor Tolan stated there would not be any cost to the City the owner would pay for any expenses.

**COMMENTS – COUNCIL**

Councilor Lyons stated he had a chance to partake in the Astoria Regatta and there was a very deep emotional event on the USS Princeton which was a heavy cruiser in town. There was a fellow from Portland and himself who were honored on the ship and presented with a USS Princeton hat and pin. There were approximately 200 people who attended and the event was catered.

Mayor Larson stated he attended the Mayors Conference in Pendleton and had a very good time in the Pendleton area. Mayor Larson reminded Council the League of Oregon City's Conference would be in Salem the first part of October. Mayor Larson stated there would be a Sesquicentennial (150 year) celebration for the state of Oregon and a volunteer was needed from the City of Seaside.

Councilor Lyons stated he would like to volunteer for the celebration.

**COMMENTS – STAFF**

Robert Gross, Seaside Police Chief, stated Beach Volleyball was over and the City was headed for the Hood to Coast event.

Mayor Larson stated there was a very good article in the Daily Astorian about the Volleyball Tournament.

Mikaela Norval, Tourism Director, stated there would be a Tourism Advisory Committee Meeting Wednesday, August 20, 2008.

Laurie Oxley, Seaside Downtown Development Association Director, stated SDDA was gearing up for the Wheels and Waves event in September.

**ADJOURNMENT**

The regular meeting adjourned at 7:32 pm.

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Kim Jordan, Secretary

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DON LARSON, MAYOR