

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 Don Johnson, Larry Haller, Tim Tolan, Gary Diebolt, Dave Moore and Student Representative Clare McEwan.

Absent: None

Also Present: Mark Winstanley, City Manager; Dan Van Thiel, City Attorney; Neal Wallace, Public Works Director; Russ Vandenberg, Convention Center General Manager; Bob Gross, Seaside Police Chief; Mikaela Norval, Tourism Director; Donald Allison, Seaside Signal; Jeff Nelson, KAST; Pamela Robel, Daily Astorian.

AGENDA Motion to approve the February 11, 2008, agenda; carried unanimously. (Lyons/Johnson)

MINUTES Motion to approve the January 28, 2008, minutes; carried unanimously. (Lyons/Tolan)

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

No one declared a conflict of interest.

CONSENT AGENDA Motion to approve payment of the bills in the amount of \$592,660.32; carried unanimously. (Lyons/Tolan)

VACANCY – COMMUNITY CENTER & SENIOR COMM. Mayor Larson stated there was one vacancy on the Community Center and Senior Commission with one application received from Leila Vernor.

Motion to appoint Leila Vernor to the Community Center and Senior Commission; carried unanimously. (Haller/Johnson)

Term expiration for Leila Vernor would be June 1, 2009.

ORD. NO. 2008-02 AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, ANNEXING CERTAIN TERRITORY EAST OF THE CITY (Property located at 980 Queen Street)

The Mayor called for public comments, there were no comments.

Mayor Larson asked for Council comments, there were no Council comments.

Motion to place Ordinance #2008-02 on its third reading by title only; carried unanimously. (Haller/Lyons)

Motion to adopt Ordinance 2008-02; carried by the following roll call vote: (Haller/Lyons)

YEAS: LARSON, HALLER, LYONS, MOORE, DIEBOLT, JOHNSON, TOLAN
NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

BID RESULTS – CONVENTION CENTER ACCOUSTICAL CEILING PROJECT Neal Wallace stated the City recently went out to bid for the Acoustical Ceiling Project at the Seaside Civic and Convention Center. There were five bids received and the low bidder was Bourke Construction. There was one review that was not favorable which left Mr. Wallace hesitant. Mr. Wallace had approximately six other reviews that ranged from being satisfactory to excellent. Mr. Wallace further stated staff recommended Bourke Construction in the amount of \$95,799.00.

Mayor Larson asked Mark Winstanley, City Manager and Dan Van Thiel, City Attorney, if there were any questions they had.

Mr. Winstanley stated there were concerns about the recommendation.

Mr. Van Thiel stated he did not want to discourage any contractors at a public meeting but did not want any issues with any contractors doing a project for the City. Mr. Van Thiel further stated he would like to know what the unfavorable review was on Bourke Construction. Mr. Van Thiel asked if the bid needed to be awarded at the meeting tonight.

Mr. Wallace stated the bid did need to be awarded tonight because of time constraints. Mr. Wallace further stated the unfavorable review was a job that started off on the wrong foot and kept going in the wrong direction. The project was a remodel for a school and the report was that the contractor was difficult to communicate with and that the job was late. The person in charge had stated the job turned into a three ring circus.

Mr. Wallace further stated there were many concerns for not being on time. The follow up comments that were received today were for contracts that had been done for the military. The person in charge of doing contracts for the military group stated Bourke Construction had done three jobs for the military group and his comment was that they had been a breath of fresh air, great to deal with, and readily available. All three jobs had been done very successfully and on the bid numbers. Bourke Construction was now under contract with the military to do a fourth job. Given the military structure the recommendation was very strong. There was also a recommendation from another school district in Washington that was satisfied with the remodel of an old church into a community center building. The job was on time and on budget. There was also another recommendation that stated Bourke Construction was very responsive and they had been satisfied with the overall job.

Mr. Van Thiel asked Mr. Wallace if he had gone back to the contractor and discussed the unfavorable review and talk to them further about the issues that would be of concern.

Mr. Wallace stated he did not speak with the contractor about any of the reference calls.

Mr. Van Thiel asked if the contractor had given Mr. Wallace the reference name of the unfavorable review.

Mr. Wallace stated the contractor did give the name of the reference for the unfavorable review.

Mr. Van Thiel stated he was interested in the reaction of the contractor for the unfavorable remarks that were given.

Mayor Larson asked if the motion could be made with the approval of Mr. Van Thiel.

Mr. Van Thiel stated Council could make the motion subject to Mr. Wallace contacting the contractor and Mr. Wallace could call Mr. Van Thiel with the information received.

Motion to accept the bid from Bourke Construction in the amount of 95,799.00 for the Acoustical Ceiling Project at the Seaside Convention Center subject to the City Attorney's approval of the contractor; carried unanimously. (Haller/Lyons)

**PRESENTATION –
COASTAL FAMILY
HEALTH CENTER**

Jim Coffee, Coastal Family Health Center, Executive Director, stated the Coastal Family Health Center was located in Astoria, opened in 2003 and Seaside was part of the service area. Mr. Coffee introduced board members Ron Blin, Tita Montero, and Alyce Burgess. Mr. Coffee further stated the Coastal Family Health Center was a private, non-profit community health center providing comprehensive medical care for families and individuals, of all ages, incomes and occupations. Mr. Coffee further stated the Coastal Family Health Center provided high quality, affordable health care to the residents of Clatsop County and the surrounding area and the doctors and staff were committed to keeping families healthy at rates that could be afforded. Mr. Coffee further stated the Coastal Family Health Center was not a free clinic and the center collected money from all patients in order to continue to provide service to the community. The City of Seaside provided ten percent of the patients in 2007. Mr. Coffee further stated the Coastal Family Health Center would be moving into a new clinical space in March, 2008, which would give the center the opportunity to provide more care to more people. One of the challenges was to continue to be financially viable, continue to grow and to be solid. The Board of Directors was looking at expanding to South County because there was a definite need in the area because there were still underserved and un-served people in the county. Mr. Coffee further stated Council was invited to attend the open house May 8, 2008, to help celebrate the fully remarkable achievement and to proclaim May 8, 2008, as Coastal Family Health Center Day in Seaside.

Councilor Moore asked if the community health center concept was new.

Mr. Coffee stated this came out of Lyndon Johnson's war on poverty back in the 1960's. There were twelve hundred community health organizations throughout the United States and all were private and non-profit.

Alyce Burgess stated one thing to keep in mind was that the center was a federally qualified health center and received approximately \$500,000.00 in grant money. The rest of the money that was received was by actual insured patients. Ms. Burgess stated she had been a patient at the center for over two years and the health care she was provided had been equal to if not better than some of the private physicians in the community.

Mayor Larson stated if Mr. Coffee was interested in funding, the center could apply as a non-profit organization with the City of Seaside for the next budget year.

AUDITORS REPORT

Rick Proulx, Delap White Caldwell & Croy, which was the CPA firm that performed the annual audit with the City of Seaside and Seaside Urban Renewal Agency. Mr. Proulx thanked the Council and City Manager for allowing the firm to be the City's Auditors. Mr. Proulx further stated there was a detailed report given to the Council earlier today in a workshop. The report had been delivered to the Secretary of State Division of Audits and had been accepted on time for the fiscal year June 30, 2007.

There was a discussion about the recommendations for improvements which many the City had started implementing and the firm looked forward to working with the City going forward in the future.

Mr. Winstanley thanked Mr. Proulx and stated the auditing firm worked very well with the City staff and the City was excited to get the audit finished.

Motion accepting the audit for the year 2007; carried unanimously. (Lyons/Haller)

LIQUOR LICENSE APPLICATION

Council considered an application for a liquor license for Seaside Discount Cigarettes at 1150 N. Holladay Drive. The applicant was applying for an Off-Premises sales license.

Motion to approve an Off-Premises Sales License for Seaside Discounted Cigarettes; carried with Diebolt, Johnson, and Larson opposed. (Tolan/Moore)

COMMENTS – PUBLIC

Marti Wajc, 223 15th Avenue, Seaside, stated she was here to talk about a situation because she was really disappointed in not only the way the City did business but in the way that Mr. Van Thiel failed to uphold the City Ordinances, laws and the rights of the people that lived in Seaside. Ms. Wajc further stated last July a neighborhood dog was allowed to wander about and killed two of her cats. The police were called, citations were issued, and the dog was incarcerated and according to a Seaside Ordinance should have been euthanized. The dog's owner was instead allowed to move out of Seaside with the dog. Ms. Wajc further stated Mr. Van Thiel, the defendant's attorney, and Judge Moberg decided that the dog was not guilty because the owner stated his dog had not killed the cats. There were witnesses in the Police report that stated the dog was the perpetrator but no one asked Ms. Wajc to present any witnesses. Ms. Wajc asked Mr. Van Thiel to resign from his position as the City of Seaside's Attorney because Mr. Van Thiel was not able to uphold the City's laws or protect the people who lived in Seaside.

Mayor Larson stated the discussion was a personnel issue and should not be discussed at a Council Meeting.

COMMENTS – STUDENT COUNCIL REP.

Clare McEwan stated the girls swim team received first place in the district, two of the wrestlers were going to state, and the basketball season was almost over and they were hoping to go to state.

COMMENTS – COUNCIL

Councilor Diebolt stated Wednesday, February 13, 2008, 6:30 PM, at the Convention Center would be the first meeting for the Visioning Committee. What would the citizens like Seaside to look like in the year 2020?

Mayor Larson stated the Tourism Advisory Committee's first meeting would be February 20, 2008, at 3:30PM. Mayor Larson further stated the members selected for the Ad Hoc Committee that was formed, to look at the possible expansion of the Seaside Civic and Convention Center would be Jeff Kilday, Les McNary, Mary Blake, Jeff Herrington, and Mary Davies. Council representatives would be Larry Haller and Don Johnson.

COMMENTS – STAFF

None

ADJOURNMENT

The regular meeting adjourned at 7:42pm.

Kim Jordan, Secretary

DON LARSON, MAYOR