

**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 Tim Tolan, Don Johnson, Gary Diebolt, and Dave Moore.

**ABSENT** Councilor Haller

Also Present: Mark Winstanley, City Manager; Trish Downey, Asst. to the City Manager; Dan Van Thiel, City Attorney; Neal Wallace, Public Works Director; Russ Vandenberg, Convention Center General Manager; McKenzie Bauske, Student Representative; Rod Jones, Seaside Signal; Laurel Eddy, Daily Astorian; Jeff Nelson, KAST.

**INTRODUCTION** Council President Lyons introduced McKenzie Bauske, Student Representative for City Council and the high school. Council President Lyons stated Ms. Bauske was an outstanding student at Seaside High School, and was a student athlete and honor student.

**AGENDA** Motion to approve the February 12, 2007, agenda; carried unanimously. (Johnson/Tolan)

**MINUTES** Motion to approve the January 22, 2007, minutes; carried unanimously. (Johnson/Lyons)

**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 \$767,568.38; carried unanimously. (Johnson/Lyons)

**VACANCY - LIBRARY BOARD** Mayor Larson stated there was one vacancy with two applications received from Lea Jordan and Don McKay and Lea Jordan had been interviewed. Mayor Larson asked Council what they wished to do.

Mayor Larson asked for a roll call vote:

HALLER	ABSENT
MOORE	MCKAY
LYONS	MCKAY
DIEBOLT	MCKAY
JOHNSON	MCKAY
TOLAN	MCKAY
LARSON	MCKAY

Mayor Larson stated Don McKay was appointed to the Library Board.

Term expiration for McKay would be December 31, 2008.

**VACANCY – PROMOTIONS COMM.** Mayor Larson stated there was a vacancy on the Promotions Committee with no applications received. Mayor Larson asked the press to continue advertising the vacancy.

**VACANCY – PLANNING COMM.** Mayor Larson stated there was a vacancy on the Planning Commission with no applications received. Mayor Larson asked the press to continue advertising the vacancy.

**SEASIDE AIRPORT HANGERS** Neal Wallace, Public Works Director, introduced members of the Airport Committee Jason Ketcheson and Allen Sprague. Mr. Wallace stated there was a sketch of the new layout plan that was prepared for the Seaside Airport which was near completion. The current hanger project and current hanger location were shown on the sketch and was along the south line of the apron area of the airport. The hanger building was near completion with the final grading for pavement and a draft for the utilities that would be installed. During the construction of the hanger there was a great deal of interest in the hanger space which was sold. There was a proposal for a second hanger project which would be just to the north of the existing building. The Airport Committee was very positive about the new proposal and wanted to present the information to Council for discussion.

Mayor Larson stated further work would need to be done on the lease.

Councilor Johnson stated the Airport Committee had been doing a wonderful job with the airport compared to a few years ago. The committee should move forward on the project.

Council consensus to allow staff to move forward on the Seaside Airport project.

**WATER BEERMAN  
CREEK RESIDENTS**

Mark Winstanley, City Manager, stated there was a petition received from fifteen residents out at Beerman Creek Road which was outside the City of Seaside. There was a request to be hooked up to the City water from the residents of Beerman Creek. The City Council would eventually make a motion on the request and staff wanted to introduce the request to have any questions answered that Council might have from the residents.

Mr. Wallace stated he looked into background information for water service to the City of Seaside which referred to the water policy and delivery of water outside the City limits. In 1992 Ordinance 92.12 amended the comprehensive plan and the rules. Mr. Wallace further stated the Ordinance stated "water service may be extended at the sole discretion of the City Council and at the sole cost to the effected customer to areas outside the Urban Growth Boundaries only under the following circumstances. The City had a legal commitment to provide services prior to the adoption of the comprehensive plan or new service to existing developed parcels within rural development areas of the County, able to connect to the City water line west of the east entrance to Edgewater Terrace and all the following conditions were met". The Ordinance that was adopted that provided water service on Highway 26 stated "The continued use of well water in the area was not feasible due to lack of water, poor water quality, or conflicts with sub service sewage disposal. Provision of water service did not impair the cities long term ability to service land within the Urban Growth Boundary. The proposed extension of water service did not serve any intervening resource lands such as forest lands, agriculture lands, and wetlands. The extension would serve only existing rural uses or rural levels of development authorized under current plan zoning designation. Service extensions could not be used as means in increasing the existing density of development authorized in developed areas". The Ordinance was reviewed with the Seaside Planning Commission and the County Planning Commission to make certain the ordinance was not viewed as being an open door to changing zoning rules or expanding the Urban Growth Boundary or changing from a County zoning to a City zoning. In the past there had been request for City water, when wells were tested and the water was tested as adequate to state standards, those requests were denied. Council needed to discuss the information further with the Planning Commission and the County Planning.

Dee Dee Pittard, 22602 Beerman Creek, Seaside, stated at the present time there was a well on her property but the well could not be used because everything in the house turned orange. The water came from the creek but in the winter when there was rain the pipes would blow out. At the present time the house was hooked up to the neighbor's garden hose for water. In the summer when the rain stopped water could be taken from the creek. Ms. Pittard further stated they had been residents for fourteen years and every winter there was a problem.

Councilor Diebolt asked if the well water always had high iron content.

Ms. Pittard stated that was correct.

Mayor Larson asked if City water was hooked up would that be used all the time or just when the residents needed the water.

Ms. Pittard stated the water would be used all the time because of the bacteria from the creek.

Ben Olson, Seaside, stated he was not a resident of Beerman Creek but owned a piece of property there. Most of the neighbors were approached and all the residents were interested in City water and had the same problems with the water. Quite a few people were tapped into the creek which was not very safe.

Council President Lyons asked how deep the wells were.

Ms. Pittard stated there were two different types of wells. One was by the creek and was approximately sixteen feet and the other well was approximately fifteen feet deep.

Mr. Olson stated there was a resident that had a drill company come in and they drilled approximately two hundred feet with no success.

Councilor Johnson suggested staff review the water distribution to see if the City would be able to supply the water to the Beerman Creek Residents. Councilor Johnson stated Council should conduct a workshop to discuss the information further.

Councilor Diebolt asked if the residents at Beerman Creek would be willing to share the cost of the water tank that was passed by the bond measure.

Mr. Wallace stated citizens outside the City limits paid double what the City residents paid in water and would need to pay the cost of the development to supply the water and would also pay the system development charges.

Mr. Winstanley stated the City would need to approve the system that was developed if water were to be supplied. Mr. Winstanley further stated Council recommended staff proceed with the information and produce additional information to present to Council before a recommendation could be made.

Mayor Larson stated when a workshop was scheduled the residents of Beerman Creek should be notified.

**TOBACCO FREE  
BROADWAY PARK**

Mr. Wallace introduced members of the Parks Advisory Committee Mary Cornell, Jeff Holwege, and Mike Hinton. The Parks Committee had listened to a presentation from Tara Finch, Clatsop County Health and Human Services, about a Tobacco Free Zone at Broadway Park. The proposal would allow for all of Broadway Park to be tobacco free. After a discussion with Police Chief Gross there was unanimous support for the proposal. The police chief mentioned the existing Ordinance would need to be amended or a new Ordinance written. The Parks Advisory Committee recommended Council direct staff to either amend the existing Ordinances or draft a new Ordinance to make Broadway Park tobacco free.

Councilor Tolan asked Mr. Wallace to clarify what a school function was.

Mr. Wallace stated football and baseball games.

Councilor Tolan asked if the picnic area and Skate Park area was included.

Mr. Wallace stated at this time those areas were not included in the tobacco free zone.

Councilor Lyons asked how the new Ordinance would be enforced.

Mr. Winstanley stated that question was asked a great deal and the City would enforce the smoke free zone like any law which would be based on whether someone was observed using tobacco in the park and what was going on at the time they were observed. The tobacco free zone would compare to enforcing the speed limit or any other laws in the City.

Councilor Johnson asked if the ordinance would include all tobacco products.

Mr. Wallace stated that was correct, even smokeless tobacco.

Councilor Moore stated he recognized the noble intentions of the recommendation but seemed the issue was going too far by not allowing tobacco in the open outside area of the park.

Councilor Diebolt asked if the school zone was a smoke free zone.

Mr. Wallace stated the school zone was a tobacco free zone which included the football field and stands. The new recommendation would add the community area of the park and the Skate Park.

Councilor Tolan stated he was satisfied with the current Ordinance.

Mayor Larson asked if there were any comments from the public.

Donn Bauske, Seaside, stated Council needed to look at what could be enforced. There was non-smoking areas already in the school area and people using the park should not have to go out of the park to use tobacco.

Jeff Holwege, 1670 Spruce, Seaside, stated when he was around someone who smoked he would get very sick. When visiting the park with his granddaughter people should not have to leave the park if someone smoked.

Tara Finch, Clatsop County Health and Human Services, stated with a lot of education in the community and Police Chief Gross's support the enforcement would most likely be a minimal issue. Other policies put in place in Oregon had shown the areas were self enforced by education, fines and residents. There were ninety one percent of Clatsop County Residents who believed people should not be subjected to tobacco smoke. This was a great opportunity for Seaside to show they cared about the youth and the community.

Mr. Winstanley stated staff could prepare an Ordinance that would prohibit smoking in Broadway Park which could be added as an agenda item and Council could take more public testimony before making a motion.

Council consensus for staff to prepare an Ordinance for a tobacco free zone in Broadway Park that would be added to the Council agenda in the future.

**PARKING – SUNSET  
BLVD. & FOREST DR.**

Mr. Wallace stated in response to requests from local citizens the parking situation was examined along Sunset Boulevard opposite the Cove parking area. The situation was discussed with Police Chief Gross and there was an agreement that parking should not be allowed on that side of the street between Highland Drive and the unknown grave. There would be six signs placed along Sunset Boulevard as shown on the map enclosed in the Council packets.

Councilor Diebolt asked if there were still plans to set a dividing line down the center of Sunset Boulevard.

Mr. Wallace stated the dividing line was still planned and the company who striped the lines would be scheduled to take care of the area in the spring.

Councilor Moore stated he was speaking with a resident at Sunset Boulevard and they indicated there was quite a problem with the parking situation.

Council consensus to place no parking signs along Sunset Boulevard.

Mr. Wallace further stated Forest Drive, the entry road to the Suzanne Elise Facility, was identified through planning as being too narrow to allow parking on both sides of the street if there was additional development off the end of the road. The Vista Ridge Subdivision was near completion and was located on an extension of Forest Drive. Staff would like to place no parking signs on the East side of Forest Drive adjacent to Suzanne Elise.

Councilor Diebolt asked if employees parked on the east side of the street.

Mr. Wallace stated most of the employees parked in the front lot. Visitors parked on the east side of the street.

Mayor Larson asked how much visitor parking was in the area.

Mr. Wallace stated he was not certain because when he visited he parked on the east side of the street.

Mayor Larson stated the City had to be sure there would be adequate parking space for the visitors.

Mr. Wallace stated there was quite a bit of room in the front lot that was rarely utilized because that was a longer walk to the facility.

Mayor Larson stated he could not vote on a motion until he knew if there would be adequate parking for the facility.

Mr. Wallace stated he would put together a report on the traffic count for both sides of Forest Drive and would find out whether the senior residents were interested in crossing the street to get to the facility.

Motion to approve the placement of no parking signs along the East side of Sunset Blvd.; carried unanimously. (Johnson/Lyons)

**BID –  
PLAYGROUND EQUIP.  
CARTWRIGHT PARK**

Mr. Wallace stated there were three proposals received for playground equipment at Cartwright Park. The proposals were received from Ross, Northwest, and Sitelines and were presented to the Parks Advisory Committee. The proposals identified a two year building program to utilize the funds set aside for parks by the Hood to Coast organizers and Bob Foot. There was approximately \$17,000.00 donated from the Hood to Coast Relay so far. The three proposals appeared close in the overall features offered and fit the existing play space at Cartwright Park. The Parks Committee was impressed with the presentations and equipment. Sitelines presentation was excellent and there were several existing installations by the company in Clatsop County. The committee members were able to evaluate the installed equipment in person and to see how the equipment had weathered. The Parks Advisory Committee recommended accepting the proposal from Sitelines.

Councilor Tolan asked if there was a warranty on the equipment.

Mr. Wallace stated there were different warranties for different components. There were warranties for ten years and warranties for a lifetime.

Councilor Tolan asked what type of maintenance would be involved in the equipment.

Mr. Wallace stated there would be very little maintenance involved in the equipment.

Motion to approve the proposal from Sitelines for the playground equipment at Cartwright Park; carried unanimously. (Johnson/Diebolt)

**FUNDRAISING TOOL  
BROADWAY PARK**

There were technical difficulties with the power point presentation. The presentation would be added to the February 26, 2007, agenda.

**COMMENTS – PUBLIC**

Dale McDowell, 3760 Sunset Blvd., Seaside, stated he would like to thank Mr. Wallace for the continuance of the project on Sunset Boulevard. Mr. McDowell further stated near Broadway School the speed limit was 20 miles an hour but there was not an indication where the speed limit stopped. Mr. McDowell further stated Spring Break was approaching and there had been a significant amount of trespassing on private property around the area of Whalers Point. There were signs posted and the neighborhood tried to deal with the problems instead of calling the Police. There was now a gate that had been added to keep people out of the area.

Mr. Bauske stated when you drive north on Highway 101 and reach the area by City Hall the school zone sign and the crosswalk were visible by Broadway School. If people did not live in the area they would not recognize there was a school because of getting lost in the jungle of traffic. There needed to be a school zone sign on the other side of the road in front of the Chamber of Commerce.

Mike Hinton, 1015 S. Irvine Pl., Seaside, stated there was a fundraiser at the Convention Center on Saturday night called a Sweet Affair. There was a mini event held that was the Stan Brown Memorial Endowment Marbles. Stan Brown was the Astoria marble man and was an advocate for the youth. Mr. Brown was tragically killed last year and his family was auctioning off his estate and had donated the marbles to use for a raffle. There were bid sheets that auctioned the marbles and Mayor Larson had been one of the high bidders. The money raised from the many items raffled would go towards after school events for Seaside Kids at the Sunset Empire Park and Recreation District and would be shared with the Astoria Park and Recreation District after school programs. Mr. Hinton thanked everyone who helped participate in the fundraiser.

Steve Meredith, 320 Necanicum Dr. #9, Seaside, stated the tenants were evicted in the apartments where he lived so the owner could turn them into condominiums. Mr. Meredith further stated he could not afford to buy the condominium since they would be selling for \$300,000.00. There was no place to move in Seaside.

Councilor Moore asked Mr. Meredith to state what apartment complex he was speaking about.

Mr. Meredith stated the Riverview Apartments at 320 Necanicum Drive.

Councilor Moore stated the apartments were going to be turned into condominiums and everyone had been evicted. Councilor Moore had received a phone call from another tenant about the situation.

Katherine Head, 1601 Broadway, Seaside stated the Mayor and her had a lengthy discussion and she also spoke with the Planning Director, Kevin Cupples about the issue of affordable housing. Ms. Head stated as Councilors there was a limit to what could be done for people who were being evicted from their apartments. There was something that Council could do and that was to be a voice for the people and hold some accountability. At both of the permit hearings for the transition of the apartments to condominiums no one spoke in opposition. The people in the units were not getting a fair notice of eviction. The sale of the Riverside Apartments just closed last week and a month ago the conversion was approved by the planners. The people who lived in the apartments had no idea what was going on with their homes. Ms. Head asked Council to review the ordinances and see if there was anything that could be done in order to insure that affordable housing was not completely demolished in the City.

#### COMMENTS – COUNCIL

Councilor Moore stated a person from the ward he represented had received a letter in the mail that stated her rent would be raised eighteen to twenty percent which was discouraging.

Councilor Lyons asked if the intersection on Highway 101 and Broadway would be fixed this year. There were several requests for the intersection to be fixed.

Mr. Wallace stated the Oregon Department of Transportation (ODOT) had talked about a fairly extensive project at the intersection which included adding a new light signal and widening of the turn lanes in 2008. Mr. Wallace stated he would make contact with ODOT and get an update on the project.

Councilor Diebolt stated along the lines of affordable housing, next to the Gilbert Inn the property was sold and condominiums would be built which would be forty five feet tall. Councilor Diebolt further stated there was a workshop scheduled for late April and requested Council schedule a workshop earlier to discuss the information. Councilor Diebolt stated Tita Montero was the new Promotions Committee Chairperson.

Councilor Johnson commended Russ Vandenberg, Convention Center General Manager, on the report for the Convention Center.

Mayor Larson stated the Health Fair was extremely well attended. The Sweet Affair Fundraiser at the Convention Center on Saturday night was well attended. Mayor Larson further stated today the wiring was being installed underground for the pole on Columbia which the Mayor had been trying to get cut down for three years.

#### COMMENTS – STUDENT REPRESENTATIVE

McKenzie Bauske stated for the first time the school had partnered with the Sunset Parks and Recreation District and the American Association of the University of Women (AAUW) to conduct in conjunction with the Student Pacifica Project, Seaside's Family Health and Wellness Fair and all Seaside High School Students were required to attend. Winter sports were currently finishing up and practices for spring sports would began next week.

Districts for wrestling and swimming just ended Friday and Saturday and everyone did very well. Students were still waiting for results from basketball. PBL in conjunction with the Seaside Boosters Club had generously donated new score boards for the Seaside High School Gymnasium. The Assistant School Principal Mr. Loving would address the issue of underage drinking at a student body assembly on March 16, 2007 and had extended invitations to Representative Deborah Boone and Senator Betsy Johnson who would speak at the assembly. Mr. Loving extended a special thanks to Mayor Don Larson for agreeing to speak about the issue. The Seaside High School had now implemented the state wide graduation requirements and everyone graduating in the class of 2007 must have the requirements completed. Ms. Bauske thanked everyone for allowing her to be involved in student government and hoped to serve everyone well.

**COMMENTS – STAFF**

Mr. Winstanley stated the League of Oregon Cities was sponsoring a Governing 101 class that was being offered in Astoria on March 9, 2007.

Mr. Vandenberg stated there was a third sign added to the Convention Center Reader board which was now visible from Broadway. There could be one message on all three sides or a different message could be added to each side.

**ADJOURNMENT**

The regular meeting adjourned at 8:30 PM.

---

Kim Jordan, Secretary

---

DON LARSON, MAYOR