

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, and Dave Moore

Absent: None

Also Present: Mark Winstanley, City Manager; Trish Downey, Asst. to the City Manager; Neal Wallace, Public Works Director; Russ Vandenberg, Convention Center General Manager; Bob Gross, Seaside Police Chief; Mikaela Norval, Tourism Director; Rod Jones, Seaside Signal; Pamela Robel, Daily Astorian.

INTRODUCTION – CITY COUNCIL STUDENT REP. Council President Lyons introduced Clare McEwan who was the Student Representative for City Council. Council President Lyons stated Ms. McEwan was a junior at Seaside High School and an ASB Officer, Honor Student and one of Council President Lyons Drivers Ed. Students.

PRESENTATION – PAT PHILLIPS Mayor Larson stated Pat Phillips was a man in the Council’s presence for many years. Mayor Larson further stated Mr. Phillips had served on the Planning Commission for the City of Seaside for sixteen years. Mayor Larson presented Mr. Phillips with an award that stated “The best planner of all planners, 1991 to 2007”. Mayor Larson sincerely thanked Mr. Phillips.

Mr. Phillips thanked Council for allowing him to serve on the Planning Commission for so many years. Mr. Phillips stated that Kevin Cupples was the finest City Planner in the State of Oregon. Mr. Phillips stated he was proud to have worked with Mr. Cupples.

AGENDA Motion to approve the November 26, 2007, agenda; carried unanimously. (Lyons/Tolan)

MINUTES Motion to approve the October 22, 2007, minutes; carried unanimously. (Tolan/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 \$722,004.02; carried unanimously. (Johnson/Lyons)

PUBLIC HEARING This was the duly advertised time and place to hold a public hearing regarding the application of bio-solids for the 190 acre parcel of land located on the Lewis and Clark County Road, known as Burkhart Farm.

Neal Wallace, Public Works Director, explained the piece of property that the City was looking at which was referred to as the Burkhart Farm was on Lewis and Clark Road. There was a dairy barn and farm on the property which was located close to the road. Several months ago when the City learned the property was for sale there were soil test conducted with Department of Environment Quality (DEQ). DEQ stated the location would be suitable for a summer bio-solids application site. The Burkhart Farm was approximately 190 acres and out of the total acres there was an estimated 70 acres the bio-solids could be applied to.

Mayor Larson opened the public hearing.

There were no public comments and Mayor Larson closed the public hearing.

Mayor Larson asked for Council comments.

Council President Lyons stated the roads in the area were in really good shape and driving to the property was easier to access.

Councilor Tolan asked what the final price of the property was.

Mark Winstanley, City Manager, stated the price of the property was \$1, 090, 000.00.

Mike Agalzoff, 90564 Clark Road, Warrenton, stated he owned the property immediately to South and West of the property being discussed. Mr. Agalzoff further stated he had two easements across the property and the property had an easement across Mr. Agalzoff’s property for a water easement. There were definitely issues with the water system. If the City went forward with the property Mr. Agalzoff asked to be kept in the loop about any problems that occurred and asked to receive more information about the bio-solids applications on the site.

Mr. Wallace stated the bio-solids were not a raw product but a product that had been treated and refined. There were test conducted and DEQ monitored the applications that were applied to the property. Lime was used on the product and was maintained for twenty four hours.

There were guidelines from DEQ and there were only so many gallons per acre per year that could be applied. The soil was tested regularly and Mr. Wallace stated he could supply Mr. Agalzoff with reports of the application and testing process.

Mr. Winstanley stated there were certainly opportunities to use the property for secondary purposes but the primary use the City was looking for was a waste disposal system. The bio-solids applications would only be applied during the summer.

ORD. NO. 2007-17

AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CHAPTER 150.04 OF THE SEASIDE CODE OF ORDINANCES REGARDING WEATHER RADIO REQUIREMENTS

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

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

Motion to place Ordinance #2007-17 on its third reading by title only; carried unanimously. (Haller/Lyons)

Motion to adopt Ordinance 2007-17; carried by the following roll call vote: (Haller/Lyons)

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

**VACANCY –
COMMUNITY CENTER
& SENIOR COMM.**

Mayor Larson stated there were two vacancies on the Community Center and Senior Commission and no applications were received. Mayor Larson asked the press to keep advertising the vacancies.

**VACANCY –
PLANNING COMMISSION**

Mayor Larson stated there was one vacancy on the Planning Commission and one application received from Dale McDowell. Mayor Larson asked Council what they wished to do.

Councilor Johnson stated the vacancy should be left open until the next meeting in two weeks.

Council consensus to keep the vacancy open for more applications.

Mayor Larson asked the press to advertise the vacancy for more applications.

**VACANCY –
TOURISM ADVISORY
COMMITTEE**

Mayor Larson stated there were five vacancies on the Tourism Advisory Committee and five applications were received. Mayor Larson asked Council what they wished to do.

Council President Lyons stated the vacancy should be left open until the next meeting in two weeks.

Council consensus to keep the vacancy open for more applications.

**CONV. CTR. COMM.
MEMBER APPEAL**

Mayor Larson stated there was a Convention Center Commission member appeal. Mayor Larson asked if Nancy McKeown was able to attend the meeting.

Mr. Winstanley stated staff had contact with Ms. McKeown who had a doctor's appointment in Portland and was not sure if she would be back in time to attend the City Council Meeting.

Mayor Larson asked if Council wanted to postpone a decision until the next City Council meeting. Mayor Larson explained that Ms. McKeown had missed meetings and according to Council rules was no longer allowed to be a member but had the right to appeal the decision.

Council consensus to postpone a decision until the next City Council meeting.

**NORTHWEST NATURAL
GAS FRANCHISE**

Mr. Winstanley explained the City of Seaside had different franchise agreements with the utility companies. This was a tentative agreement with Northwest Natural Gas on there franchise agreement since the current franchise agreement had expired. The City was looking into entering into a new agreement with Northwest Natural Gas and the agreement would be for fifteen years with an option to renegotiate the amount of compensation after the first and second five year period. Northwest Natural Gas would compensate the City at a rate of five percent which was an increase compared to the three percent previously. There were changes made concerning insurance liabilities and how the gas company was allowed to cut the streets in the City and especially the streets that were newly redone. There were additional conditions that Northwest Natural Gas would need to follow when they cut up streets in the City. Mr. Winstanley further stated franchise agreements were in place because Northwest Natural Gas needed to use the City right of way in order to transport their products to homeowners or commercial users. The pipes were under the ground and most all of the pipes were under City streets. The franchise agreement allowed Northwest Natural Gas under the streets and the City was compensated for using the right of way.

Motion to accept the franchise agreement with Northwest Natural Gas; carried unanimously. (Haller/Johnson)

**VACANCY –
LIBRARY BOARD**

Mayor Larson stated there were two vacancies on the Library Board and Jan Clausen wished to be reappointed.

Motion to reappoint Jan Clausen to the Library Board; carried unanimously. (Johnson/Haller)

Mayor Larson asked the press to advertise the vacancy for the Library Board.

Term expiration for Jan Clausen would be December 31, 2011.

**VACANCY –
BUDGET COMMITTEE**

Mayor Larson stated there were two vacancies on the Budget Committee and Oliver Vernor and Les McNary wished to be reappointed.

Motion to reappoint Oliver Vernor and Les McNary to the Budget Committee; carried unanimously. (Johnson/Haller)

Term expiration for Oliver Vernor and Les McNary would be December 31, 2010.

**VACANCY –
BUILDING BOARD
OF APPEALS**

Mayor Larson stated there was one vacancy with no applications received for the Building Board of Appeals. Mayor Larson asked the press to advertise the vacancy.

Mr. Winstanley explained the Building Board of Appeals did not require a large number of meetings. The purpose of the Building Board of Appeals was to provide a forum for people that were in the building trade that had concerns about decisions made by the Building Official for the City. They could ask to have the decision reviewed before the Building Board of Appeals. Unless someone was making an appeal the Building Board of Appeals did not meet and there had been a number of years since the Building Board of Appeals had met.

**APPROVAL –
BROADWAY PARK
BROCHURE**

Mr. Wallace explained the Broadway Park Brochure was a three fold brochure and were prepared by the marketing department at the TLC Credit Union. TLC did an excellent job and the layout and graphics used were from the Parks Master Plan for Broadway Park. Mr. Wallace further stated before the brochures were printed in large numbers the Council might want to add some changes.

Mayor Larson asked if there were any problems with the statement that the ball fields did not meet Oregon School Activities Association (OSAA) rules.

Council President Lyons stated that depended because if the Tillamook Field was looked at the end zone looked like a big brick of cheese. According to OSAA standards there were not suppose to be any type of logo's on the fields. As long as the building of the field was with the specifications there would be no problems.

Mr. Wallace stated the baseball field with the back stop was to close to home plate which did not meet the OSAA guidelines. There were elements with the way the park existed today that did not meet the OSAA guidelines. The issue was not critical but was a true statement.

Dale McDowell 3760 Sunset Blvd., Seaside, stated there might be a copy right on the word pitch in.

Motion to approve the brochure for Broadway Park by TLC Credit Union with the provision that the word pitch in was not a copy right; carried unanimously. (Haller/Johnson)

**CITY COUNCIL MEETING
December 24, 2007**

Motion to cancel the City Council Meeting for Monday, December 24, 2007; carried unanimously. (Johnson/Diebolt)

COMMENTS – PUBLIC

Mr. McDowell updated Council on the library project. Rebar went into the ground today and concrete would be poured Wednesday for the footings.

Bernie Bjork 36293 Bartoldus Loop, Walluski, stated the Port of Commission meeting would be held on Tuesday, December 11, 2007, 4:00 pm, and Tuesday, December 18, 2007, 6:00 pm. Mr. Bjork further stated he could attend another Airport Committee meeting if needed. There was an \$800,000.00 grant received for the Astoria Airport and Newport Airport.

COMMENTS – COUNCIL

Council President Lyons stated he had received phone calls from the Seaside, Gearhart, and Cannon Beach Communities in regards to Tsunami Barrels.

Councilor Moore urged everyone to attend the public meeting Thursday, Destination of the Pacific, to give input from the public for the National Heritage Area.

Mayor Larson welcomed Clare McEwan to the Council meeting and stated she could update Council on any news happening at the Seaside High School.

**COMMENTS – STUDENT
REPRESENTATIVE**

Clare McEwan stated last weekend the high school finished the Thanksgiving Food Drive which produced approximately six hundred pounds of food that was donated to the Food Bank. Winter sports were beginning and the school was going to start a winter week celebration which would be like Homecoming but not as large.

COMMENTS – STAFF

Mikaela Norval, stated there was opportunity to advertise in a German Publication called American German Journal. There would be three publications on Oregon, Oregon Coast and Pacific Northwest.

Bob Gross, Seaside Police Chief, stated the department was going to select a new Community Service Officer and two new Police Officers Friday, November 30, 2007.

Russ Vandenberg, Convention Center General Manager, stated he was happy to announce another addition, Terry Gizdavich to the Convention Center Staff starting Monday. The Convention Center would be closed this week for facility upgrades.

Mr. Winstanley stated the City Manager only does as well as the Department Heads and things were going very well. Mr. Winstanley announced that City Hall was down one staff member.

ADJOURNMENT

The regular meeting adjourned at 7:47pm.

Kim Jordan, Secretary

DON LARSON, MAYOR