

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 Tim Tolan, Councilors Stubby Lyons, Don Johnson, Dave Moore, and Larry Haller.

Absent: None

Also Present: Mark Winstanley, City Manager; Russ Vandenberg, Convention Center General Manager; Bob Gross, Police Department; Neal Wallace, Public Works Director; Jeff Nelson, KAST; Rebecca Herren, The Coast Times; Jeremy Ruark, Seaside Signal; Nancy McCarthy, Daily Astorian.

AGENDA Mayor Larson asked to add 11 (d) to the agenda under new business for the Sale of Old Library Property.

Motion to approve the October 26, 2009, agenda as amended; carried unanimously. (Lyons/Tolan)

MINUTES Motion to approve the October 12, 2009, minutes; carried unanimously. (Johnson/Haller)

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 \$162,269.17; carried unanimously. (Lyons/Johnson)

SWEARING IN SEASIDE POLICE OFFICERS Bob Gross, Seaside Police Chief, swore in Seaside Police Officer Caleb Hazen and congratulated him.

PUBLIC HEARING This was the duly advertised time and place to hold a public hearing regarding adopting and appropriating a budget reduction for the 2009-2010 City of Seaside Budget.

RESOLUTION #3693 A RESOLUTION OF THE CITY OF SEASIDE, OREGON, ADOPTING AND APPROPRIATING A BUDGET REDUCTION FOR THE 2009-2010 CITY OF SEASIDE BUDGET

Mark Winstanley, City Manger explained Resolution #3693 was a resolution adopting and appropriating a budget reduction for the 2009-2010 City of Seaside Budget. Recently the City was given the exact amount of taxes each taxing district would receive. The taxing district would receive less then anticipated and staff was asking Council to approve the budget resolution reducing the amount of expenditures for the fund which was the Downtown Maintenance District.

Mayor Larson opened the public hearing.

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

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

Motion to read Resolution #3693 by title only; carried unanimously. (Haller/Johnson)

Motion to adopt Resolution #3693; carried unanimously. (Haller/Johnson)

VACANCY – CONVENTION CENTER COMMISSION Mayor Larson stated there were five vacancies with three applications received and three term expirations from Jeff Kilday, Dana Phillips, Terry Bichsel for the Convention Center Commission. Mayor Larson asked Council what they wished to do.

Motion to reappoint Jeff Kilday, Dana Phillips, and Terry Bichsel for the Convention Center Commission; carried unanimously. (Haller/Lyons)

Term expiration for Jeff Kilday, Dana Phillips, and Terry Bichsel would be October 25, 2013.

Council consensus to conduct interviews for the three applicants Shaun Wagner, Shane Dean, and Marc Posalski, prior to the City Council meeting November 9, 2009.

VACANCY – PLANNING COMMISSION Mayor Larson stated there was one vacancy with three applications received for the Planning Commission. Mayor Larson asked Council what they wished to do.

Council consensus to conduct interviews for the three applicants Jay Barber, Steve Winter, and Mark Tolan prior to the City Council meeting November 9, 2009.

AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CHAPTER 110 OF THE SEASIDE CODE OF ORDINANCES REGARDING GENERAL BUSINESS LICENSING

Mayor Larson asked for public comments and there were no comments.

Mayor Larson called for Council comments and there were no comments.

Motion to place Ordinance 2009-07 on its third reading by title only; carried unanimously. (Johnson/Lyons)

Motion to adopt Ordinance 2009-07; carried by the following roll call vote: (Johnson/Haller)

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

VACANCY –
PARK ADVISORY
COMMITTEE

Mayor Larson stated there was one vacancy on the Parks Advisory Committee because a member had resigned. Mayor Larson asked the press to advertise the vacancy.

CONVENTION CENTER
COMMISSION MEETING
CHANGE

Russ Vandenberg, Convention Center General Manager, explained during the regular Commission meeting held on October 8, 2009, there was a proposal to change the meeting date from the second Thursday of each month at 7:00 PM to the second Wednesday of each month at 7:00 PM. Mr. Vandenberg stated the change was being suggested to accommodate several of the existing members in fulfilling their obligations of attending meetings. The Convention Commission members have all agreed to the change. Staff recommends changing

Motion to approve changing the Convention Center Commission meeting from the second Thursday of each month to the second Wednesday of each month at 7:00 PM; carried unanimously. (Haller/Lyons)

CITY COUNCIL
VACANCY

Mayor Larson stated since Councilor Diebolt had resigned from City Council Position Ward 1, Precinct 37, Council needed to determine a process for filling the position that was vacated. Council would use the following process for filling Council vacancies: Announce the vacancy and advertise that Council is seeking applicants, receive applications – interest forms through Monday, November 30, 2009, at 5:00 PM, schedule a date to interview the candidates, Council appoints a candidate by roll call vote at a designated regular Council meeting, and Council reserves the right to not appoint a candidate for the position. Mayor Larson further stated the Seaside Charter Section 28, 29, and 30, refers to Council qualifications and vacancies.

AGREEMENT –
SALE OF OLD
LIBRARY PROPERTY

Mr. Winstanley explained at a previous Council meeting Council went into executive session and considered a proposal that was made by Cleanline Surf Company for the purchase of the old library property at 60 N. Roosevelt. Council accepted the offer in an open session and asked that the two attorneys finish the negotiations as far as a donation agreement and contract sale on the property. Mr. Winstanley stated conditions for the sale of the property are as follows: Purchase Price would be \$409,000.00 and Earnest Money would be \$36,000.00 to be credited to the purchase price at closing. Mr. Winstanley further stated in addition to the purchase price buyer has offered a total of \$100,000.00 for the “Lifeguard Program Donation” as follows: June 1, 2010 - \$10,000.00 cash and \$10,000.00 worth of equipment and merchandise together with a cash payment of simple interest at 5% on the unpaid balance, June 1, 2011 - \$15,000.00 cash and \$5,000 worth of equipment and merchandise together with a cash payment of simple interest at 5% on the unpaid balance, June 1, 2012 - \$15,000.00 cash and \$5,000 worth of equipment and merchandise together with a cash payment of simple interest at 5% on the unpaid balance, June 1, 2013 - \$15,000.00 cash and \$5,000 worth of equipment and merchandise together with a cash payment of simple interest at 5% on the unpaid balance, June 1, 2014 - \$20,000.00 cash together with a cash payment of simple interest at 5% on the unpaid balance. Mr. Winstanley further stated the City would allow a maximum of \$500.00 each year for the cost of advertising to be deducted from the equipment and merchandise donation. Language had been included to permit the buyer to install a temporary sign on the library building advertising that the building shall be the future home of Cleanline Surf, provided the buyer complies with City sign ordinances. City Attorney Dan Van Thiel had reviewed the agreement; staff recommended Council approve the agreement.

Motion to approve the Lifeguard Program Donation Agreement and Commercial Property Sale Agreement for the Old Library Property, 60 N. Roosevelt; carried unanimously. (Haller/Lyons)

COMMENTS – PUBLIC

John Dunzer, 2964 Keepsake Drive, Seaside, stated he noticed Ann Samuelson had a four by eight political sign on the highway in front of the Clatsop Community College in Seaside. The City does have a sign ordinance that should be followed and according to the Planning Department if the word political was taken out of the temporary sign area of the ordinance then the sign would be enforceable. Mr. Dunzer further stated he did not know if anyone remembered the four by eight signs that were along the highway and if one word was taken out of the ordinance then the four by eight signs could not be used anymore. Mr. Dunzer further stated if a person looked on Edgewood Street around the corner from Avenue 'U' the area looked like a junk yard. Was there anything that the City could do about the mess?

Mr. Dunzer further stated he had the pleasure of attending the City Council/Planning Commission work shop where the Transportation System Plan (TSP) was discussed and Mr. Dunzer wanted Council to know that he wrote a letter to the editor because he was quite disappointed in where Seaside was going with the plan.

Dale McDowell, 3760 Sunset Blvd., Seaside, thanked the City and Public Works for restriping crosswalks, center lines, and Avenue 'B'.

Merlin Humpal, 2481 Oregon Avenue, Seaside, thanked the City and Council for adding the rock in the corner of 24th and Oregon Street. Mr. Humpal further stated he had read a letter to the editor and there was a comment that the County Commission had voice recordings of their meetings that could be purchased. Mr. Humpal asked if that was true for the City Council meetings in Seaside.

Mr. Winstanley stated the City Council meeting tapes could be purchased.

COMMENTS – COUNCIL

Councilor Lyons stated there would be a Veterans Day Event on Wednesday, November 11, 2009, at the Convention Center with refreshments and juice. There would be a wreath to put over the bridge on 1st Avenue with a Seaside Student who graduated in 2003 singing the Star Bangle Banner. The Seaside High School Music Teacher, Terry Dalgren, would be playing taps. The new Cannon, Little Smokey, from Camp Rilea would be fired down the river and possibly the firing squad from Camp Rilea or a Fly Over from the Coast Guard. On Saturday, November 14, 2009, there would a Veterans night event at the Elks Lodge.

Mayor Larson asked Tita Montero what would be going on at Tongue Point Job Corp for Veterans Day.

Ms. Montero stated Tongue Point Job Corp would have a Veterans Day assembly for the students which was not open to the public. There would be a squad from Camp Rilea to do the colors and Mayor Larson was invited to speak at the event.

Councilor Tolan asked how the Convention Center chair distribution was going.

Russ Vandenberg, Convention Center General Manager, stated there had been numerous calls received all the chairs had been given away except there were one hundred and sixty left out of the nine hundred that the Convention Center started with.

COMMENTS – STAFF

Mr. Winstanley stated there was a request for another TSP City Council/Planning Commission workshop on Monday, November 30, 2009, 6:00 PM to 8:00 PM.

Neal Wallace, Public Works Director, stated the City was out to bid on the North Holladay Project.

ADJOURNMENT

The regular meeting adjourned at 7:33 PM.

Kim Jordan, Secretary

DON LARSON, MAYOR