

- CALL TO ORDER** The Regular meeting of the Seaside City Council was called to order at 7:00 PM by Council President Stubby Lyons.
- Present: Council President Stubby Lyons, Councilors Tim Tolan, Don Johnson, Jay Barber, Dana Phillips and Tita Montero.
- Absent: Mayor Don Larson.
- Also Present: Mark Winstanley, City Manager; Kevin Cupples, Planning Director; Bob Gross, Seaside Police Chief; Russ Vandenberg, Convention Center & Visitors Bureau General Manager; Tom Freel, KSWB; Nancy McCarthy, Daily Astorian; and Rosemary Dellinger, Seaside Signal.
- AGENDA** Motion to approve the March 14, 2011 agenda; carried unanimously. (Barber/Montero)
- COMMENTS – PUBLIC** Dale McDowell, 3760 Sunset Blvd., Seaside, thanked the City officials for the job that was done during the Tsunami Warning last Friday, March 11, 2011. The beach was cleared and the sirens could be heard at the Cove area. There was a Tsunami coordinator at the cove directing people where to go and watching the traffic. Mr. McDowell stated the City might consider putting a restroom at the top of the hill and getting rid of the logs at the Cove because if there were any waves that day the logs would have ended up in the road way.
- CONFLICT** Council President Lyons 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 \$315,694.82; and February 28, 2011, minutes; carried unanimously. (Tolan/Phillips)
- ORDINANCE #2011-01** AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CHAPTER 92 OF THE SEASIDE CODE OF ORDINANCE REGARDING ANIMALS
- Mark Winstanley, City Manager, stated the ordinance amended Chapter 92 of the Seaside Code of Ordinances regarding animals. As the Council and public were aware the amendments were made to the current ordinance which was more of a housekeeping measure.
- Bob Gross, Seaside Police Chief explained the ordinance had not been amended since 1988 and the ordinance was rewritten to comply with state statutes. The ordinance was not designed or aimed at any specific breed of animal. The licensing fees and fines were the same as the County so all charges were the same.
- Council President Lyons called for public comments and there were no comments.
- Council President Lyons called for Council comments and there were no comments.
- Motion to place Ordinance 2011-01 on its third reading by title only; carried unanimously. (Barber/Phillips)
- Motion to adopt Ordinance 2011-01; carried with the following roll call vote: (Tolan/Johnson)
- YEAS: TOLAN, PHILLIPS, LYONS, JOHNSON, MONTERO, BARBER
 NAYS: NONE
 ABSENT: LARSON
 ABSTAIN: NONE
- ORD. NO. 2011-04** AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING THE ZONING MAP REFERENCED IN CODE OF SEASIDE ORDINANCE CHAPTER 158, ADOPTING AN UPDATED ZONING MAP OF SEASIDE, OREGON.
- Mr. Winstanley stated the ordinance amended the Zoning Maps that were referenced in Chapter 158. Council would be adopting updated Zoning Maps for the City of Seaside.
- Kevin Cupples, Planning Director, stated this was an electronic housekeeping item which corrected errors that were previously on the map. There were a couple of additional errors that were found and would be corrected on the electronic map.
- Mr. Winstanley stated the City was not changing zoning on property. There were lines misrepresented on the map and those were being corrected.
- Council President Lyons called for public comments and there were no comments.
- Council President Lyons called for Council comments and there were no comments.
- Motion to place Ordinance 2011-04 on its third reading by title only; carried unanimously. (Montero/Johnson)

Motion to adopt Ordinance 2011-04; carried with the following roll call vote: (Tolan/Barber)

YEAS: TOLAN, PHILLIPS, LYONS, JOHNSON, MONTERO, BARBER
NAYS: NONE
ABSENT: LARSON
ABSTAIN: NONE

**VACANCY –
BUDGET COMMITTEE**

Council President Lyons stated there were still two vacancies on the Budget Committee. Council President Lyons asked the press to advertise the vacancies.

**VACANCY –
CONVENTION CENTER
COMMISSION**

Council President Lyons stated there was still one vacancy on the Convention Center Commission with one application received from Chuck Minor. Council President Lyons asked Council what they wished to do.

Councilor Phillips asked Russ Vandenberg, Convention Center and Visitors Bureau General Manager, if there were many people interested in serving on the Convention Center Commission.

Mr. Vandenberg stated there had not been any success at this time in recruiting more people to apply for the vacancy on the Convention Center Commission.

Councilor Barber stated Chuck Minor served on the Seaside Chamber of Commerce Board and would be an asset for him to serve on the Convention Center Commission.

Motion to appoint Chuck Minor to the Convention Center Commission; carried.
(Barber/Phillips)

Councilor Montero stated Council should interview the applicant before appointing him to the Convention Center Commission.

Councilor Phillips stated she had met Mr. Minor but would also like to schedule an interview.

Councilor Barber withdrew his motion to appoint Chuck Minor to the Convention Center Commission.

Councilor Phillips withdrew her second to the motion to appoint Chuck Minor to the Convention Center Commission.

Council President Lyons stated interviews could be conducted prior to the City Council meeting on April 11, 2011, and applications would be accepted until that time.

**ANNUAL REPORT –
WOW**

Laura Leebrick, Western Oregon Waste Government & Community Relations Manager, stated Western Oregon Waste (WOW) shared the news about their partnership with the new minority shareholder, Recology Oregon and announced the plans to fully join forces with Recology by the end of 2010. WOW was satisfied that Recology Oregon's culture and dedication to customers, communities, and employees was as strong. Recology had been around since 1920, and was a 100% employee-owned company, and had over ninety years of experience providing collection services for large and small communities, anticipating and meeting the needs of both urban and rural customers. Recology had been assured that WOW would continue, and the management team would remain intact. WOW had been impressed with Recology's tremendous successes in waste diversion and resource recovery and looked forward to being a part of the same innovation and energy. Combining WOW with Recology brought a synergistic approach to the business philosophy and culture. Serving customers and caring for employees, as well as being stewards of the environment, would continue to be a priority. Ms. Leebrick further stated according to the recently released 2009 Department of Environmental Quality (DEQ) Material Recovery Report for Clatsop County, WOW achieved a recovery rate of thirty-six percent last year. This was an impressive achievement, considering the Recovery Rate goal for Clatsop County was only twenty-five percent currently. WOW was dedicated to assisting the residents of Clatsop County in achieving even greater resource recovery goals through development of innovative programs and educational efforts. Over the previous three years, the average resident of Clatsop County generated just over 3,000 lbs of overall waste per year – roughly 2,000 lbs of garbage, and 1,000 lbs of recyclable (recoverable) material. This is in keeping with trends nation-wide. In a down economy, people were buying less, and creating less waste. Ms. Leebrick further stated the 2010 WOW Man Comics was a big hit with customers, and had been especially popular with kids. There had been many reports of children instructing parents on how to recycle based on what they learned from WOW Man. Education and promotion were fundamental to the success of any recycling program, and Recycling Education Coordinator, Darol Funk, and Commercial Specialist, Debbie Hamil, were out in the community doing just that. As of October, they had visited 144 businesses and schools in Clatsop County. Ms. Leebrick further stated WOW implemented e-statements and online bill-pay late in 2009, and customers were very pleased to have the new, convenient option. WOW was continuing to promote these services, and would be adding the ability to make recurring payments to the online billing services. Ms. Leebrick further stated the new Oregon Paint Stewardship Pilot Program officially rolled out on July 1, 2010. The program was a four year pilot program designed by Paint Care, a non-profit association formed by the American Coatings Association. Over the past year, Paint Care had designated collection sites throughout Oregon to take back both latex and oil-based paints.

To pay for the new program, assessment fees were charged on every container of new paint sold in Oregon. Astoria Builder's Supply and Sherwin-Williams in Gearhart were currently the two retail locations in Clatsop County where residents could bring in their old paint products to be recycled, or otherwise properly disposed of. Ms. Leebrick further stated during the past spring's Rate Review, the City approved a rate increase specifically to help fund the new Clatsop County Household Hazardous Waste Program. The program, designed by a Planning Committee comprised of representatives from all cities in Clatsop County as well as other important stakeholders, was funded through the "tip fee" (garbage disposal fee) at the Astoria Transfer Station. The fee went into effect on July 1, 2010, and plans were underway to hold a county-wide Hazardous Waste collection event in Warrenton sometime June, 2011. The County had assembled a Steering Committee, again with representatives from all cities in Clatsop County, to guide the development and implementation of the new program. WOW has been happy to be a part of bringing the valuable new service to the residents of Clatsop County. Ms. Leebrick further stated WOW continually strived to resolve all customer complaints in a timely and considerate manner. The second customer survey was completed recently, and with incredible response – there were nearly 3,000 more respondents this year than in 2009! WOW would further analyze the survey results to help evaluate processes, current services and potential services for the coming years. There were 530 households that responded from Seaside, the low score was a 4.93 which was for drop off facilities which Seaside does not have one for garbage service. The type of new services that people were interested in receiving was curb side yard debris pick up. Ms. Leebrick further stated at WOW, the attention and dedication to safety was of critical importance. The goal was to reduce the number and severity of injuries and accidents every year. WOW tracked even the most minor issues as incidents and reviewed them monthly. Ms. Leebrick further stated as WOW approached 2011, the company was excited about the new opportunities now possible as a result of joining with Recology. WOW had donated services for the SOLV Great Oregon Beach Clean Up for many years. This year, a team of over 15 employees and their family members pitched in to help clean up the beaches in Clatsop County. In the past year, WOW had contributed to 61 different organizations and events at the coast, 12 of them located within the City of Seaside. WOW always looked forward to being a part of Seaside's community events, like the Beach Volleyball tournament, and was greatly looking forward to continued involvement in 2011. Ms. Leebrick further stated she had the pleasure of meeting Russ Vandenberg who was part of the All American City Application that was sent in recently. WOW would contribute \$2,500.00 towards the All American City Committee's expense fund if selected to the finals in Kansas City for the All American City Award.

Councilor Barber asked if a percentage of yard debris went into the garbage cans since there was not any service for collection.

Ms. Leebrick stated that was correct since Seaside did not offer a collection for yard debris.

Councilor Montero asked Ms. Leebrick to discuss the wind locks on the garbage and recycling containers since Seaside seemed to have very windy weather.

Ms. Leebrick stated there were wind locks available and a gentleman who worked for WOW was the person who invented the wind latch. The lids do stay down in high winds but the lock does not keep the cart from tipping over. There was also walk in service available because of the weather in the area.

**POLICE ASSOCIATION
COLLECTIVE
BARGAINING
AGREEMENT**

Mr. Winstanley stated on June 30, 2010, the Collective Bargaining Agreement between the City of Seaside, Seaside Police Department, and Seaside Police Association expired. After months of negotiations the City and the Police Department had finally agreed on a new Collective Bargaining Agreement (CBA). Mr. Winstanley further stated to summarize the current document; the term would run from July 1, 2010 to June 30, 2013 with an agreement to open negotiations for the next contract no later than February 1, 2013. Mr. Winstanley further stated the changes in Article 2 – Nondiscrimination, Association Membership and Check off – Residency requirements had been added requiring new hires, after employed for six months or released to solo status must live within thirty miles of the Seaside Police patrol district boundaries. The changes in Article 3 – Hours and Overtime – Changes were made to scheduling which allows employees to choose to alter their regular work shift start time or alter their regular days off. Also language was inserted allowing the City to create temporary work schedules for the purpose of scheduling a two to three day Mini Academy once each calendar year. The changes in Article 5 – Sick Leave – Language was added regarding employees who must have time off for out of town health care. The changes in Article 8 – Health and Welfare – Members currently had Blue Cross/Blue Shield Plan V-B wPPP (\$200 deductible) through City Insurance Services. The Plan included Medical, Dental, Ortho, and Vision. The City pays ninety-three percent of the premiums and the employee pays seven percent. Beginning August 1, 2011, and for the duration of the contract the employees agreed to go to Plan V-E wPPP (\$500 deductible). The changes in Article 9 – Cost of Living Increase – There would be no wage increase during the life of the agreement. The changes in Article 14 – General Provisions – Language was added so that no officer would be required to operate any Police vehicle that had been documented as unsafe. The changes in Article 15 – Education Incentive Program – Language was added regarding employee notification of intent to attend school. The changes in Article 21 – Legal Defense Fund – New language was added to insure all eligible members were enrolled as participants for benefits and coverage provided by the Legal Defense Fund of the Peace Officers Research Association of California. Mr. Winstanley further stated staff recommended City Council accepts the contract for the Police Department Collective Bargaining Agreement.

Motion to approve the Seaside Police Department Collective Bargaining Agreement for the term of July 1, 2010 to June 30, 2013; carried unanimously. (Johnson/Phillips)

Councilor Barber asked under what circumstance a Police Officer would drive a vehicle that was unsafe.

Chief Gross stated under no circumstance would a Police Officer drive a vehicle that was unsafe. If a vehicle was reported to be unsafe the department would have the vehicle inspected and a written response would be given about the inspection.

**DISCUSSION – CITY
COUNCIL MEETING
MARCH 28, 2011**

Mr. Winstanley stated there was agenda items for the March 28, 2011, City Council meeting and Mayor Larson would be absent and Council President Lyons would also be absent. The Council rules indicate the Council would need to appoint a senior Council member to preside over the Council if the Mayor and Council President were unavailable.

Motion to appoint Councilor Tolan to preside over the Council at the March 28, 2011, City Council meeting; carried unanimously. (Phillips/Barber)

**COMMENTS – STUDENT
REPRESENTATIVE**

Absent

COMMENTS – COUNCIL

Council President Lyons stated there were three or four students who had Pertussis (Whooping Cough) at Seaside High School and there were immunizations available for students at the school. Council President Lyons further stated the second trimester of school would end this next week and then students would be out of school for Spring Break.

Councilor Phillips stated she wanted to give a hats off to the City Manager and department heads for all their effort and time and energy protecting the community. Councilor Phillips thanked the department heads for the incredible presentations to the Council during the Goal Setting meeting.

Councilor Johnson stated he agreed with Councilor Phillips.

Councilor Barber stated his heart goes out to the people of Japan.

Councilor Montero stated she agreed with Councilor Phillips.

Council President Lyons stated Mr. Winstanley was now a television star and was interviewed by every news channel out there.

COMMENTS – STAFF

Mr. Winstanley stated there was some excitement Friday, March 11, 2011. The biggest compliment that morning and day was the citizens and visitors of Seaside and how they reacted. The Emergency Operation Personnel facilitate what should be done. If people do not do the right thing then the emergencies do not flow so smoothly. The department heads were the people with the expertise and everyone worked very well together to get things done. Mr. Winstanley further stated the phone call came in at 11:45 pm as an advisory. The advisory stated Japan had a very big earthquake and the City activated the Emergency Operation Center. Mr. Winstanley showed Council and the public a record of three pages of the times and actions that were being taken throughout the operations. The Emergency Operations Center opened at approximately 12:15 am and the incident was worked from that time until 12:00 pm in the afternoon. Mr. Winstanley further stated the City received thirty-five messages from Palmer, Alaska, which provided the west coast with all earthquake and Tsunami information. In addition the Pacific Tsunami Warning Center located in Hawaii was sending out information. The City used the reverse 911 system to send out information to the residents of Seaside. There was a map of the City of Seaside and boxes could be drawn around different areas of Seaside and calls would go out to different locations which could be prioritized and notified. The process of the calls went out to people depending on the priority of their locations. The warning and notifications went on until the late afternoon on Friday, March 11, 2011. When the first wave was to come in at 7:24 am, you could look outside and there was not a person in site which was what the City wanted to see. The EOP determined at 12:00 pm the City had seen enough events that people could go back home and notification was sent out. The City did notify people to stay off the beach and near the river areas. The City should be very proud of their community and how well things were handled.

ADJOURNMENT

The regular meeting adjourned at 8:03 PM.

Kim Jordan, Secretary

STUBBY LYONS, COUNCIL PRESIDENT