

CALL TO ORDER The Regular meeting of the Seaside City Council was called to order at 7:00 PM by Mayor Barber.

ROLL CALL Present: Mayor Jay Barber; Council President Tita Montero, Councilors Steve Wright, Dana Phillips, Tom Horning, Randy Frank, and Seth Morrissey.

Absent: None

Also Present: Mark Winstanley, City Manager; Dale McDowell, Public Works Director; Russ Vandenberg, Convention Center & Visitors Bureau General Manager; Dave Ham, Seaside Police Chief; Joey Daniels, Seaside Fire Chief; Esther Moberg, Seaside Library Director; and RJ Marx, Daily Astorian/Seaside Signal.

AGENDA Mayor Barber stated he would entertain a motion to approve the agenda.

Councilor Frank so moved with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

COMMENTS – PUBLIC Mark Tolan, 454 Fairway Court, Seaside, stated he had two topics. The first topic is that we are coming up on the ten year anniversary that he has been trying to get a permit to grade the south dunes and he has not been able to get one. The Dune Management Plan expired in 2006. There was a number of reasons why Kevin Cupples hasn't been able to get the ball in the end zone, and mostly not of his doing, however we outsourced this project to CREST a couple of years ago and still nothing has been done. Mr. Tolan suggested or requested that a special committee was formed of stake holders, business owners, and residents that are involved and are with the program and know the rules and guidelines and can help manage this program and get the thing done. The Dune Management Plan was important for public safety and also to preserve one of our biggest resources. Mr. Tolan further stated the second topic was that he had a logistics issue that he was trying to get through regarding communication with City Hall on some taxes and he was not seeing eye to eye and he did not want to get into details of that. Mr. Tolan wanted to bring to the attention of the Council that he has appealed the discrepancy using the channels and the ordinance and in the process the City Attorney has cut off all communications between City Hall and myself. I find this very frustrating because this isn't a matter of did I use my blinker or not and is subjective. This was a matter of there was a posted sign that says twenty-five miles an hour and I was or was not going faster than the speed limit. This is an ordinance in black and white and plain English, he feels the City should have open communication and dialogue regardless of whatever the escalation is so that he can understand what the City stance says. Mr. Tolan further stated he believes the City Attorney might have been appointed to the committee for which I am asking to evaluate if the City was in the wrong or if he was in the wrong and he feels there is an additional conflict of interest there because the City Attorney is looking out for the best interest of the City. Mr. Tolan further stated the City Attorney should be present but not be necessarily involved with the casting judgment given since he is also right now is steering and guiding communications with Mark Winstanley. Mr. Tolan further stated those two topics he hoped Council will consider.

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

No one declared a conflict of interest.

CONSENT AGENDA Mayor Barber asked for a motion to approve the consent agenda.

Consent Agenda: Payment of the Bills - \$591,707.39; and Approval of Minutes November 27, 2017.

Councilor Frank so moved with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

UNFINISHED BUSINESS:

VACANCY – PARKS ADVISORY COMMITTEE

Mayor Barber stated there were two vacancies on the Parks Advisory Committee with three applications received from John Carter, Matthew Stolberg, and Melyssa Graeper. Mayor Barber stated the vacancy would be left open until after the New Year when Council would be considering a change in the ordinance.

ORDINANCE 2017-14 AN ORDINANCE OF THE CITY OF THE SEASIDE, OREGON, AMENDING ORDINANCE 2017-04 REGARDING ANNEXING CERTAIN TERRITORY EAST OF THE CITY (Property located at 2145 North Wahanna Road)

Mark Winstanley, City Manager, explained Ordinance 2017-14 was an ordinance that amended Ordinance 2017-04 which was an ordinance that annexed property located at 2145 North Wahanna Road. Mr. Winstanley further stated the ordinance was amended to include the legal description and map of the property as the State Cartographer has required.

Mayor Barber asked for public comments, and there were no public comments.

Mayor Barber asked for Council comments, and there were no Council comments.

Mayor Barber stated he would entertain a motion for third reading by title only.

Councilor Frank so moved to read Ordinance 2017-14 by title only with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Mayor Barber stated he would entertain a motion to adopt.

Council President Montero so moved to adopt with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

Mayor Barber asked for a roll call vote:

YEAS: FRANK, BARBER, MONTERO, WRIGHT, PHILLIPS, MORRISEY, HORNING

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

NEW BUSINESS:

PRESENTATION – 2016-2017 AUDIT

Rick Proulx, Kern and Thompson, LLC, stated his firm just completed the audit for the year ending June 30, 2017, there was an audit performed of the financial statements in compliance with the City. Mr. Proulx further stated the audit was performed in accordance with general accepted auditing standards and rendered an opinion. The opinion on the financial statements for the City of Seaside was that the financial statements were fairly stated and all true in respects. Mr. Proulx further stated the amounts and disclosures were proper and adequate and everything was recorded properly in the right year and the statements were suitable for the presentation and were available to the public. Mr. Proulx further stated earlier he met with the Council to discuss the reports in detail.

Mayor Barber stated he would entertain a motion to receive the audit.

Councilor Phillips so moved with a second from Councilor Frank; carried unanimously. (Phillips/Frank)

APPROVAL – CITY OF SEASIDE AUDIT CONTRACT

Mr. Winstanley explained with the City Council approval Kern and Thompson, LLC, will conduct the City of Seaside audit for the period beginning July 1, 2017, and ending June 30, 2018. The amount of the contract is \$41,000.00. Mr. Winstanley further stated the contract price has increased by \$1,000.00. The City of Seaside audit contract for the year beginning July 1, 2016, and ending June 30, 2017, with Kern and Thompson, LLC, was \$40,000.00. Mr. Winstanley further stated staff recommended Council approve the contract with Kern and Thompson, LLC.

Mayor Barber stated he would entertain a motion to approve the audit contract with Kern and Thompson.

Councilor Morrisey so moved with a second from Councilor Phillips; carried unanimously. (Morrisey/Phillips)

ADDENDUM – DOWNTOWN MAINT. DISTRICT

Mr. Winstanley explained Council had approved the bid for the Landscape Maintenance of the Downtown Maintenance District, from Pam Fleming, Natures Helper in February, 2015. The contract will expire on December 31, 2017, and there is an option to renew the contract for a period of three years and the contractor had given notice to renew the contract and asked for a cost of living increase of three percent each year for the rest of the contract. Mr. Winstanley further stated Pam Fleming has been doing the landscaping in the downtown area for years and she does a marvelous job and staff did not have an argument with the cost increase.

Mayor Barber stated he would entertain a motion to approve the addendum.

Councilor Frank moved to approve the new contract with the requested three percent cost of living increase with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

AN ORDINANCE OF THE CITY OF THE SEASIDE, OREGON, AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES REGARDING THE SEASIDE PARKS ADVISORY COMMITTEE

Mayor Barber stated Ordinance 2017-15 was an ordinance amending the Seaside Parks Advisory Committee. Mayor Barber further stated before this was opened for comments he wanted everybody to know that Council was looking at all the Committee's, Commission's and Board's to try and generate some consistencies and structure of each one of the Committee's and membership. Council was starting with this one mainly because there were openings on the Parks Advisory now.

Mayor Barber asked for public comments.

Nancy Holmes, 1520 Cooper Street, Seaside, asked what the options were here, she did not know what the options are that Council was discussing. Ms. Holmes agrees there should be some balance although some of the committee's can't be the same because for instance the Airport had two cities involved. Ms. Holmes asked what Council was discussing doing.

Mayor Barber stated Council was proposing broadening the membership qualifications to get more people, but not just residents but people who owned businesses in the community and may not live here or within the Urban Growth Boundary and people who worked in Seaside as well. Mayor Barber further stated Council was proposing changing the membership so that four out of the seven members on the committee would be residents and three would fit within the other definitions.

Ms. Holmes stated she would certainly be in favor of that and it gives a little more leeway and was always hard to get good qualified people to serve in any of the committees and particularly in parks.

Mayor Barber asked for any other public comments, there were no other public comments.

Mayor Barber asked for Council comments.

Councilor Phillips stated the meeting with Council was so productive but since then she has been thinking about this and this particular committee deals with city property and she really had a problem with Council broadening that to have outside people that do not live in the community making decisions of our parks for our citizens.

Councilor Morrisey stated he was comfortable with one member working in the City but being outside the City but as far as three he thinks that is a little to much and moves too close to a majority. Councilor Morrisey further stated he could see one member and possibly two but three was too much to be comfortable.

Councilor Wright stated basically he had the same concerns and thought two members would be okay. Also item 31.181 Membership Item C would need to be revised if the members changed. Councilor Wright further stated he would volunteer his services as such they may be to help revise and standardize all of the ordinances.

Mayor Barber thanked Councilor Wright and stated that would be helpful. It is a meticulous job to lay all those down and get consistency.

Councilor Frank stated he was in agreement with fewer non-residents like one maybe two and leave at least five as residents.

Councilor Horning stated he is the representative of the Parks and served on the committee for eight years and he knows there are some very highly qualified people that are interested in serving and bringing there talents to the benefit of the City which was a good thing. The down side is of course that in case of problems or contentiousness that we have outsiders that are participating or controlling or influencing City outcomes so there is a pro and a con. Councilor Horning further stated he would be comfortable settling for increasing a number from one to two so that we could bring in some of that talent without exposing the city too much.

Council President Montero stated she truly feels comfortable with the way it is with the four and three outside and she would feel fine with changing it to five members living in the City and two members residing in the Urban Growth Boundary or work or own a business in the City. Council had the ultimate responsibility for deciding who is on the committees and that is part of what we look at if someone is applying who doesn't own property here. The business owner's success of their business was tied to the success of the city. There are other committees that have that same structure and are successful.

Mayor Barber stated at this time he would entertain any amendments of the ordinance.

Councilor Wright moved to table Ordinance 2017-15 for a future meeting with a second from Councilor Phillips; carried unanimously. (Wright/Phillips)

**BID RESULTS –
SEASIDE FIRE TRACTOR-
DRAWN AERIAL QUINT**

Joey Daniels, Seaside Fire Chief, stated the City of Seaside received the following three proposals to build a new Tractor Drawn Aerial Quint for Seaside Fire and Rescue. The following bids were received: General Fire Apparatus - \$1,181,733.00, True North Emergency Equipment - \$1,184,388.00, and Hughes Fire Equipment – Submitted a No Bid. Chief Daniels further stated after making a detailed comparison of each bid, the fire department staff recommended General Fire Apparatus in the amount of \$1,181,733.00.

Councilor Frank asked what year the City would see the fire truck.

Chief Daniels stated 2019, with an average engine it takes from eight to eleven months and an engine takes twelve to eighteen month.

Mayor Barber stated he would entertain a motion to approve the bid from General Fire Apparatus.

Councilor Frank moved to approve the bid with a second from Council President Montero; carried unanimously. (Frank/Montero)

**BID RESULTS –
BOB CHISHOLM
COMMUNIRY CENTER
MAIN HALL REFRESH**

Mr. Winstanley stated the City went out to bid and received three bids for the Bob Chisholm Community Center – Main Hall Refresh Project. The architect estimate on the project was \$170,000.00 to \$190,000.00 and the lowest bid received was \$257,322.00. That is significantly over what the architect had estimated. Staff recommends rejecting all bids and the city will go back to the architect to look at the project and make sure there were not issues with the refresh.

Mayor Barber started he would entertain a motion to reject all bids.

Council President Montero so moved with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

**SEASIDE COMMERATIVE
LIGHT POLE PLAQUES**

Dale McDowell, Public Works Director, stated the Seaside Public Works Department is responsible for the sales, ordering, installation, and maintenance of the Commemorative Light Pole Bronze Plaques along the Promenade. The current pricing for a bronze plaque placed on a light pole for a period of ten years is \$1,500.00. The cost of the bronze plaque is \$700.00 and the remaining funds are used to pay for the installation and cleaning for ten years. Mr. McDowell further stated after review of the time spent on maintenance and cleaning of the bronze plaques, staff was requesting an increase of the sales price to \$1,800.00. This would be \$800.00 for the plaque and \$1,000.00 for the maintenance for ten years, at which time the existing plaque could be renewed for \$1,000.00 as a maintenance fee for an additional ten years.

Mayor Barber stated he would entertain a motion to accept that.

Councilor Morrisey so moved with a second from Council President Montero; carried unanimously. (Morrisey/Montero)

**FINAL – SEASIDE
LIBRARY GENERATOR**

Esther Moberg, Seaside Library Director, stated the Seaside Public Library’s project for wiring and install of the new library generator and switch has been fully completed and the generator has been tested. The new generator fully powers the building in the case of an electrical outage. Ms. Moberg further stated the completed work has been approved and staff requests that Council release the retainage of \$3,647.50 to Inland Electric.

Mayor Barber asked for a motion to release the retainage.

Councilor Frank moved to release the retainage to Inland Electric with a second from Council President Montero; carried unanimously. (Frank/Montero)

**VACANCY –
BUDGET COMMITTEE**

Mayor Barber stated there were three vacancies on the Budget Committee with three term expirations from James Shipley, Rebecca Buck, and Nancy McCune who wished to be reappointed.

Councilor Phillips moved to reappoint James Shipley, Rebecca Buck, and Nancy McCune to the Budget Committee with a second from Councilor Wright; carried unanimously. (Phillips/Wright)

The term expiration for James Shipley, Rebecca Buck, and Nancy McCune would be December 31, 2021.

**VACANCY –
TOURISM ADVISORY
COMMITTEE**

Mayor Barber stated there was one vacancy on the Tourism Advisory Committee with one term expiration from Ruth Swenson who wished to be reappointed.

Councilor Frank moved to reappoint Ruth Swenson with a second from Councilor Morrissey; carried unanimously. (Frank/Morrissey)

The term expiration for Ruth Swenson would be December 31, 2021.

**COMMENTS –
CITY STAFF
AND OTHERS**

Chief Daniels updated the Council on the fire crew that is in California helping to fight the Thomas Fire which was 230,000 acres and fifteen percent contained. The fire crew should be back home by Christmas.

Dave Ham, Seaside Police Chief, wished the Council Merry Christmas and Happy New Year.

Russ Vandenberg, Convention Center & Visitors Bureau General Manager stated the convention center was hosting the Foster Children's Holiday Party this evening and on Friday, December 15, 2017, Encore was doing their annual dance and toy drive, and Saturday, December 16, 2017, was the Providence Hospital Christmas Party.

Mr. McDowell wished the Council Merry Christmas and a Happy New Year.

Brien Owen, Chamber of Commerce Director, stated the Chamber of Commerce Holiday Christmas Party was Thursday, December 14, 2017, 5:00 PM.

Ms. Moberg stated on Saturday, December 9, 2017, was Star Wars Reads Day for families and there were seventy-five kids and adults that showed up. There was an Art Show at the library at this time.

COMMENTS – COUNCIL

Councilor Wright stated Helen Gaston passed away which was sad news and she was the driving force behind the museum. The Gingerbread Tea finishes up on Saturday, December 16, 2017. Councilor Wright wished all a Merry Christmas and Happy New Year.

Councilor Morrissey stated he wanted to give kudos to Mark and the great job he does with the finances in the City and it has a lot to do with his expertise. Councilor Morrissey stated kudos go out to the firefighters in California also.

Council President Montero stated the Seaside Museum was awarded a grant from the Clatsop County Cultural Coalition which is funded through the Oregon Cultural Trust which is a great way for people to contribute for taxes. The grant will be used to fund field trips for the fourth graders in the Seaside School District. This was the third year in a row the museum received a grant. Council President Montero wished everyone a Merry Christmas and Happy New Year.

Councilor Phillips stated she was so proud to live in this Community because of what we accomplish and that is because of this incredible staff that is so supportive and goes above and beyond their job descriptions all the time. Councilor Phillips wished everyone a Merry Christmas and Happy New Year.

Councilor Frank stated he hoped everyone realizes this report is like Christmas to Mark. Congratulations to Mark Tolan who has a new son. Councilor Frank wished everyone a Merry Christmas and a Happy New Year.

Councilor Horning stated the last few months everything has been smooth sailing and the community was doing good work and the Council and staff and agencies in the City have been doing a good job. Councilor Horning wished everyone a Merry Christmas.

Mr. Winstanley stated he and the Mayor served dinner for the Senior Service Club Council and it was a great turnout.

Mayor Barber stated the Service Club Council dinner was a great event and he was honored. Mayor Barber wished all a Merry Christmas and Happy New Year. Mayor Barber further stated the message of Christmas as Peace on Earth and Good Will and this was the time of year where we can start peace in our own neighborhoods. Mayor Barber further stated he came across a quote from one of his admired former Presidents, Ronald Regan. He said this: "Peace is not the absence of conflict it is the ability to handle conflict by peaceful means".

ADJOURNMENT

The regular meeting adjourned at 7:58 PM.

Kim Jordan, Secretary

JAY BARBER, MAYOR