

- CALL TO ORDER** The Regular meeting of the Seaside City Council was called to order at 7:00 PM by Council President Johnson.
- ROLL CALL** Present: Council President Don Johnson, Councilors Jay Barber, Randy Frank, Seth Morrisey, Dana Phillips, and Tita Montero. .
- Absent: Mayor Don Larson.
- Also Present: Mark Winstanley, City Manager; Dan Van Thiel, City Attorney; Dave Ham, Seaside Police Chief; Dale McDowell, Public Works Director; and Katherine Lacaze, Daily Astorian/Seaside Signal.
- AGENDA** Council President Johnson asked for a motion for approval of the agenda.
- Councilor Frank so moved with a second from Councilor Montero; carried unanimously. (Frank/Montero)
- REPRESENTATIVE** Taylor Barnes, Student Representative, stated last week members of the student council had a chance to go to Gresham High School to visit their student body regarding the Earthquake Tsunami Evacuation Presentation project to raise money for Seaside Schools to be relocated. Gresham High School was doing a Unity week at their school to help raise money for the Seaside project. The news channels interviewed the students and Dr. Dougherty about the project to relocate the Seaside Schools. Sports: The boy's basketball and the girl's basketball were doing very well this season the boys having ten wins and the girls having nine wins. Last weekend was the biggest wrestling tournament in Seaside at the high school. There was a ton of people at the wrestling tournament. The swimming team had a meet that was cancelled because of the snow and was rescheduled. Extra Curricular Activities: The musical was finished with auditions and they were currently rehearsing for the play. Robotics had their annual kickoff presentation on Saturday and they will be building a robot within the next six weeks. Another event was the blood drive at the high school on January 21, 2016. Another function that involved the school was the Tillamook Head gathering at the Seaside Convention Center.
- COMMENTS – PUBLIC** Steve Geiger, 715 8th Street, Gearhart, owner of Highway 420 Medical Marijuana Dispensary, stated he wanted to give Council an update. At this point there had been no issues or problems and he had approximately seventy-five to one-hundred people daily. Mr. Geiger wanted to mention things that were changing with the Oregon Liquor Control Commission (OLCC) draft rules. The plan was to go forward with a recreational license. There were several things that were disconcerting about the OLCC proposed rules. There was a rule that this would eliminate the Medical Marijuana Program. The proposal was that you could not have a recreational marijuana business within the same building or establishment where there is medical marijuana being sold. The plan was to apply for both recreational and medical and hang on to them until a decision was made. Mr. Geiger invited the Council to come by and take a tour of his medical marijuana facility.
- Diane Somers, 3243 Sunset Blvd., stated she was here to comment about the article in the Daily Astorian regarding "Downtown Trash Goes Artistic". The community members were excited about the concept and believed it was a tremendous opportunity to elevate the image of our community. The samples were of concern and there were two well respected, creative, and talented individuals that had expressed a willingness to explore artistic options that would portray Seaside with a rich history, as a carry community, and willingly share with the visitors of our community. Ms. Somers respectively requested the project provide community member input and involvement for providing options and decision making. Ms. Somers was confident the two volunteers who have a track record of accomplishments that reflected their passion about the community, and community image. Our quality of life will lead us to an artistic representation that would be timeless and continuously remind us why we are proud of our community.
- CONFLICT** Council President Johnson asked whether any Councilor wished to declare a conflict of interest.
- No one declared a conflict of interest.
- CONSENT AGENDA** Council President Johnson asked for a motion to approve the consent agenda.
- Councilor Barber moved the approval of the consent agenda with a second from Councilor Montero; carried unanimously. (Barber/Montero)

VACANCY –
BUDGET COMMITTEE

Council President Johnson stated there was one vacancy on the Budget Committee with one application received from Kathleen Peterson.

Councilor Morrissey moved we appoint Kathleen to the Budget Committee with a second from Councilor Barber; carried unanimously. (Morrissey/Barber)

Term expiration for Kathleen Peterson would be December 31, 2016.

REPORT –
AD HOC COMMITTEE
CHURCH BUILDING

Veronica Russell, presented Council with a power point presentation. Ms. Russell introduced the Mayor's Ad Hoc Committee for the church building. Ms. Russell presented information regarding the Volunteer Cleanup and Inventory, October 10, 2015. There was some confusion about whether the church had been broken into in September, so the committee decided to put together a work party and clean up and take inventory of the building. WHAT WAS DONE: We spent about 24 man-hours and cleaned up, deodorized, sorted and inventoried the City's assets inside the building. FINDINGS: There was a good deal of mold growing in all the windows; the weep holes are clogged causing water to build up in the windows and cause mold. Also, so much furniture and moldy books were filling the offices, and mold was growing on the west-facing wall of the west (blue) office. Some windows were old style with locking mechanisms that may be easily broken into. To be even more secure, we put sticks in a few of the windows that appeared to need it. There were a lot of church-related items left in the building (offering plates, flags & banners, hymnals, etc.), so I checked with Pastor Rob Sachs from Seaside's Lutheran Church, and he said he'd already gone through the contents of the building when the City first bought the building and got what he wanted. We attempted to clean the carpet in one small office area, but it was not making much of a difference with the smaller machine we were using. We did, however vacuum the carpets in the center room and the two offices. We also moved everything off of the carpet in case someone from the City wanted to come try to clean the carpet or pull it up entirely. It will at least be a clean and safe place to have monthly committee meetings. The bathrooms and kitchen have been cleaned and we tested them for functionality. The large bathroom is fully operational. The small bathroom has a leaky sink and the toilet also leaks, so we put up "Out of Order" signs. The kitchen stove and refrigerator works, we have not tested the dishwasher. The main heat system works, but just barely. We suggest a service call to check the system. The City also needs to have batteries put into the two smoke detectors in the building and to install a carbon monoxide detector, as well. There are two fire extinguishers that need to be updated, as their last checked date was at least 5 years ago. The City will likely need to dispose of the church-related stuff, as much of it is moldy and is the cause of a good amount of the moldy/mildew smell remaining in the building. Steven from Public Works came by to carry away/dispose of garbage. Other furniture items: stackable chairs and a couple of the desks and book cases may be used for whomever ends up using the building, but the surplus may need to be moved to City storage or otherwise disposed of. Ms. Russell presented Council with a Church Action Plan:

PHASE I: Prepare building for "Limited Use" and take advantage of two available offices.

The committee believes that having occupants in the building's office space(s) would protect the City's investment in the property, securing the building. Leaving the building unoccupied will lead to continued break-ins, continued moisture/water damage and mold re-growth. The two small offices in the northwest corner of the building are now ready for immediate occupancy, should the Council decide to go that route. The occupants could potentially take over responsibility of the existing cost of utilities, while watching over the building and provide a level of security. The committee expressed an urgency to "get people in" the building in order to protect the City's investment in the property, and to protect the community's new and valuable asset. The occupants could "watch over/steward" the property if they were allowed to use the offices. The following is a list of items the committee discussed (with Neal Wallace from Public Works and Rich Russell from Russell Construction) that will likely need to be addressed prior to occupancy of two office spaces: Secure the building to prevent further vandalism (doors, windows, locks, lighting), Make the building safe for "limited use", clean carpets (volunteer work party, so cost was zero), mitigate mold on windows and on one office wall (volunteer work party, so cost was zero), test/repair restroom functionality to at least one bathroom** (new toilet and minor parts may be necessary; speak to public works about supplies and Public Works staff?), contact Fresh Air, the City's HVAC contractor, for a service call to check heating system (minimal cost for service call), Obtain fire inspection and proper occupancy permit (cost is zero to inspect, may have minimal cost to update fire extinguishers).

PHASE II: Prepare building for "Public Use-Under 75 Occupants": This phase will require more extensive repairs and maintenance, and will be more expensive to complete, as the City will likely need to purchase equipment and hire out work. Some of the items we anticipate the City needing to address are: Repair of structural issues in cinder block walls around northwest Sanctuary doorway (per Bob Mitchell); approximate costs could be in the area of \$3,000+ depending on how extensive the damage is (according to Russell construction) New furnace (according to Neal Wallace, old unit works, but is very outdated and inefficient; approximate costs could be in the area of \$3,000+ depending on how much duct work is involved), Removal of structures, (altar, cross on top of building, cyclone fencing and small brick signage location in yard), Make/Retrofit ADA accessible: ramps to door, etc., Paint interior walls with fresh coat of white paint.

PHASE III: Improve property for "Public Use-Over 75 Occupants": This phase will require improving the property to make it conform to legal guidelines for public buildings hosting functions over 75 people, such as school plays, symphony concerts, speakers/lecture series, etc., Improve facility with new flooring (durable, water-resistant laminate in center room was suggested), removal of thick red carpet and re-finishing of wood floors in sanctuary room, Leveling of steep hill on west edge of property to possibly create a small parking area on site, Discuss seating in main Sanctuary; possible removal of pews and replacing them with chairs, Landscaping updates for front yard, Potential parking spaces on property, Removal or repair of storage shed on the west said of building, Members of the committee added ideas regarding contributions to the operation of the building once it's open to the public. Jon Burke mentioned that the Library can assist with keys for the building, as the Seaside Library is right next door and has longer hours than City Hall on most days. Neal Wallace mentioned that the light janitorial work (bathrooms, exterior) could be added to the route of the existing sweet sweeper from Public Works who currently cleans restrooms in City Hall, Public Works, Chisholm Center, etc., Darren Gooch (SEPRD) and John McAndrews (SSD) noted that they have "Use of Building" forms we could use to create the form for this building's use. Ms. Russell asked if there were any questions.

**PRESENTATION –
CARTWRIGHT PARK
OUTDOOR GYM**

Dale McDowell, Public Works Director, stated Berkley Posalski was not able to attend the meeting and Mr. McDowell would be presenting to Council the Cartwright Park Outdoor Gym which was Mr. Posalski's Pacifica Project. Mr. McDowell read Mr. Posalski's presentation. "Hello my name is Berkley Posalski, and I am an Eagle Scout, and a senior at Seaside High School. For my Eagle Scout Project last May I designed, and assembled three stations for an outdoor gym at Cartwright Park at Seaside. I now want to complete my vision for this outdoor gym. For my Pacifica Project I will be adding three more stations to the gym for the public to use. These stations will allow people to have even more opportunities to exercise and give them more ways to exercise as well. I will design these stations keeping in mind some of the challenges we faced during the previous project. Along with the added stations, we will be expanding the concrete border of the current stations to make the area around them safer." Attached to the form were a few drawings for the upcoming project. Mr. Berkley apologized about not making it to the meeting due to prearranged plans out of town.

Councilor Barber moved to approve the project with a second from Councilor Phillips; carried unanimously. (Barber/Phillips)

**PROPOSAL –
NORTH HOLLADAY
CONSTRUCTION
STAKING SURVEY**

Mr. McDowell stated the North Holladay 2015 – Construction Staking project was for providing construction staking for the North Holladay Project. In general, the project consisted of: Construction staking for – sewer manholes, sewer laterals, storm manholes, catch basins, curbs – ADA Ramps and Street 'bulb-outs', survey monuments, construction/material quantities, and road grades. The request was sent to: OTAK-HLB and CKI who were two local firms. OTAK was the only firm that provided a bid. CKI declined to submit a bid. OTAK's bid was for \$70,180.00. Staff recommended accepting the bid from OTAK for \$70,180.00.

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

ORDINANCE #2016-01

AN ORDINANCE OF THE CITY OF THE SEASIDE, OREGON, AMENDING CHAPTER 91 – CEMETERY REGULATIONS

Mr. McDowell explained the ordinance was amending Chapter 91 – Cemetery Regulations. This was an old ordinance and staff went through it and corrected some of the verbiage and increased the fees from \$200.00 to \$500.00 for a plot.

Council President Johnson asked for public comments and there were no public comments. .

Council President Johnson asked for Council comments.

Councilor Montero stated she was talking to someone today about the cemetery and the price of a plot.

Councilor Frank stated it was nice that the city looked over and maintains the property and for however many years the city has been doing that there were cost and even with the price increase it was still very reasonable.

Councilor Montero moved to approve the changes to Ordinance 2016-01 on its first reading by title only with a second from Councilor Frank; carried unanimously. (Montero/Frank)

Dan Van Thiel, City Attorney, stated there were two or three changes suggested. Section 1 was not a decent plot but was a descent plot.

Section 3 it should read “it may be sold” and then Section 4 it should read “The City shall charge \$500.00 for each plot not lot”.

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

Council President Johnson stated this would be put on the agenda in two weeks as amended.

COMMENTS – COUNCIL Councilor Frank stated he would not be attending the City Council meeting January 25, 2016.

Councilor Phillips stated she already congratulated our Student Council Representative for the scholarships and it just reinforces there are so many incredible people in the community.

Mr. Barnes stated it was really a pleasure to give back to the community after it has really given so much to him growing up. It was our motivation so far in what we still hope to achieve.

Councilor Montero stated on Saturday, January 9, 2016, she attended the Town Hall meeting that Senator Wyden had in Astoria. There were not that many people there but he did an excellent job and there were a lot of very good questions. Councilor Montero further stated she would like to revisit the Itinerant Merchant Ordinance in a small way. Last week a lady came and visited her and started talking about the ordinance and musicians. She relayed her concerns and shared with me what they do at the Pikes Place Market in Seattle. Councilor Montero further stated she looked up the information and there was a permit and there are certain places in the market people can play music and they pay \$30.00 a year fee and they were allowed to play their music one hour at a time. Councilor Montero further stated when she made the motion to table this at a previous meeting; her purpose was to find out how this was handled in other cities and looked at Seattle. Councilor Montero further stated she would like to hand over the information and request that staff look at what other cities were doing so that Council can get back on track with the whole topic. Councilor Montero further stated she has looked up panhandling because that was sort of the next step and had given Mark a monograph asking for maybe Mr. Van Thiel to read over it. It was a legal panhandling ordinance and was written by a legal entity. She was getting complaints downtown again and since it has been a few months she would like to see Council get back on track. Councilor Montero further stated Mr. Winstanley did a very good job at a presentation of sorts for an open discussion meeting for the Seaside Downtown Development Association (SDDA) and there was a lot of discussion from the merchants and businesses. One thing that Mr. Winstanley stated strongly was that people needed to come to the City Council meeting and make your opinions known.

Councilor Barber thanked the Ad Hoc Committee for their work on the church. That is such a valuable piece of property for the City of Seaside and we hope to find good uses for it and there have been great ideas brought to Council. Councilor Barber further stated he would like to thank the leader of SDDA for bringing forward a great idea for beautification in the downtown regarding garbage cans and also thanks the citizens for stepping forward for input on how the garbage cans could be used long term.

Council President Johnson stated he attended the Seaside Fireman’s Banquet along with Councilor Frank and Mayor Larson. The city was sure lucky to have those volunteers and the great job they do. There were many awards given and the Fire Chief won firefighter of the year.

COMMENTS – STAFF Mr. McDowell stated there was a grant received for \$30,000.00 for the infrastructure authority and Melyssa Graeper was actually responsible for that.

Melyssa Graeper stated approximately one year ago she spoke to Council about the city’s decision to harvest within the watershed and the lack of planning for that. Ms. Graeper further stated she found out in February, 2015 that the city did not have an intervention plan. There was a perfect grant through the Department of Health Services and Environmental Quality for source water protection plan. The grant was written and Neal Wallace submitted it and there was no match to the grant.

Mr. McDowell stated the Airport Project the building was up, the roof was on and they were getting ready to side it. WHPacific was coming Wednesday to look at cracked ceiling and seal coat with another grant available to us.

ADJOURNMENT The regular meeting adjourned at 7:47 PM.

Kim Jordan, Secretary

DON JOHNSON, COUNCIL PRESIDENT