

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 Randy Frank; Councilors Tita Montero, Steve Wright, and Tom Horning.

Absent: Councilor Seth Morrissey and Dana Phillips

Also Present: Mark Winstanley, City Manager; Dan Van Thiel, City Attorney; Jon Rahl, Assistant City Manager; Dale McDowell, Seaside Public Works Director; Esther Moberg, Seaside Public Library; Kevin Cupples, Seaside Planning Director; and Jeff Flory, Seaside Compliance Officer; JudyAnn Dugan, filling in Kim Jordan.

MAYOR STATEMENT **OPENING STATEMENT FOR MONDAY, JUNE 22, 2020 COUNCIL MEETING**

Mayor Barber stated just a, kind of an introductory comment that I've been reading before each of the meetings for the past two months. Electronic meetings have provided us the opportunity to allow for public comment via telephone or through electronic zoom meeting platform with the meetings returning now to in-person gatherings the public now has two ways to participate in public comment periods. The first is up to 25 people will be allowed into city hall during the meeting. And for those wishing to speak, a microphone will be set up with social distancing in mind. It's pointed out over here to your right. If capacity is reached, participants will be able to wait outside until their time to speak. Citizens can also submit public comment in writing. And one of two ways first by submitting a copy via email to publiccomment@thecityofseaside.us or by dropping off their written comment to city hall no later than 5:00 PM on Monday before a council meeting. City hall reopened, last week and will remain open, moving forward with regular business hours, a full agenda of tonight's meeting, as well as all meetings can be found on the city's [website@cityofseaside.us](http://www.cityofseaside.us). Later in the meeting, there will be an opportunity for public comments. And as usual, we'll ask you to go to the microphone, give us your name, your address and public comments are limited to four minutes. Keep that in mind, as you prepare to make any comments, that'll be a little later in the agenda.

INTRODUCTION – SEASIDE COMPLIANCE OFFICER

Mayor Barber stated Kevin, I think you have someone special to introduce to us tonight before we get into our business, let's do that.

Kevin Cupples, Seaside Planning Director, stated I did Mayor and Council, last meeting. I indicated that we had filled the transient rental, the compliance officer position. That's filled by Jeff Flory here. I won't give you his background. I'll let him provide all that to you. And, I'll, let you talk to him.

Mayor Barber stated Jeff, welcome.

Jeff Flory, Seaside Compliance Officer, stated thank you Mayor and City Council. It's nice to finally meet you guys, and I'm really excited and I appreciate the opportunity for this, position you guys have.

Mayor Barber stated can you tell us a little bit about yourself, your background and what brought you to Seaside?

Mr. Flory stated well, I'm originally from Hood River, Oregon. I was born and raised, worked up on the ski resort, have been familiar with living in tourist driven communities and working for the tourism industry, working for Mount Hood Meadows for, a few years. I was hired by the Beaverton Police Department in 2007. And I've been there up until accepting this position here. About three years ago, my wife and I moved to Seaside and I've been making the commute over the mountain, for that time. And, we absolutely love living in this community, love living on the North coast and, we're here to stay.

Mayor Barber stated good. Any other questions or comments from the Council?

Council President Frank stated so you already knew your way around. It's not like you're anywhere new.

Mr. Flory stated nope, we've been here for a few years. Well, I guess I was part time here because I was in the city for three or four days a week, but now I'm full time here, it's great.

Mayor Barber stated that's great. Welcome, Jeff, we're glad to have you. This is a position that we've been waiting for a long time for and I think it's going to make our community an even better community. Thank you very much.

Council President Frank stated we've heard good things.

AGENDA Mayor Barber stated now I will entertain a motion for approval of the agenda as circulated.

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

PROCLAMATION

Mayor Barber stated we have a Proclamation for National Flag Day which was last Sunday. Tom will read the proclamation.

Councilor Horning read the Proclamation for National Flag Day.

Mayor Barber stated on the 14th, a large group of people appeared at the Elks site and did the Pledge of Allegiance. Maybe some of you were there.

COMMENTS – PUBLIC

Mayor Barber stated I will open the floor for public comments. If you're going to speak, be sure you speak directly into the microphone so that we get everything that you're saying on the record, come forward and give us your name, your address, and keep your comments to four minutes please.

Joyce Hunt, 510 13th, Seaside, stated good evening everybody. I would like to read a letter that I sent to the Mayor and Chief Ham last week. And then I also had published in the Seaside Signal. Dear Mayor Barber and Chief Ham. The turmoil in our country the last few weeks has made me try to look at myself and my community and to try to educate myself. I've been reflecting on my encounters with SPD. For the most part, I've felt comfortable with the Seaside police. I've always been treated with respect and the several encounters of the 20 plus years I've lived in Seaside, but I realize I'm a privileged white person. And I have wondered is everyone in my community treated in the same manner. I've observed encounters with SPD and homeless people that were handled with skill, firmness and compassion. I was feeling pretty good about our police acting as guardians instead of warriors. Until I started exploring the SPD website, the mission vision and values statement seemed pretty generic could apply to a warrior police force as well as a guardian philosophy. I started going through the different parts of the website, was surprised that Chief Hams page was basically blank. But my biggest shock was looking at the annual reports. The latest annual report posted is 2016, going back to 2006, with 13 and 14 missing. First, I looked through the 2016 report, looks good, lots of graphs and photos. And then I went to the 2006 annual report. I was blown away when I saw the cartoon on the title page, a moving cop car filled with cops blazing away with guns and rifle may have been funny in 2006, but it is shocking in 2020. It was even more disturbing that one of the big accomplishments that year was the development of our mission, vision and value statements. If these statements were formed with the mentality that thought the cartoon was funny and represented their mindset, it's time for SPD and the community to revisit the mission, vision, and value statements. I would to see a community discussion with our police department. I want to hear how all different segments of our community feel about our police and how the police view our community. I want to believe our police are guardians, but I need more information to know this is SPD goal. In the letter I sent to just the mayor and the chief. I did add four questions. Where are the missing annual reports? I know there have been more reports since 2016. I've heard them at City Council. What happened to the 2013 and 2014 reports? It looks like there were big changes in the department, those two years. Later I did find 17 and 18 and 16 on the city website. Two, where can I find the policies on the use of the equipment that is under patrol under the website? Some of the equipment include quote, firearms, tasers, body armor, impact weapons, chemical agents, restraining devices. I want to know what the policies are on their use. I also want to know what military equipment from the department of defense that Seaside received that was valued at \$1,996. And, my last question is when will the police website be updated, especially Chiefs Hams page? The way I've looked at different ways, there's a lot of different ways to get the conversation. One thing that I really appreciate was the #8cantwait, I don't know if you received a sheet and if you looked at that. And I think we probably have policies on most of these. I would hope so. If not, I'd like us to develop it. And I know there's other ways to start community discussions. I want to thank you for your work. I'm making Seaside a good place to live and for working on ways to make it better for everyone.

Mayor Barber stated thank you Joyce. Anyone else like to address the Council? Yes.

Gannon Angus Abernathy, 800 Southeast 10th Avenue, apartment number 11, Hillsboro, Oregon, stated I've been pursuing this matter. It's been a dear matter to me, a tragic matter. I don't know what words to put it in, but I've been pursuing it for a long time. I apologize if it's a little hard for me to speak about. Let me, let me take this off. That might help me get some air. I'd like to touch on what Ms. Joyce Hunt said. I agree with her 100% on the lack of communication with the community and what they're doing. I was, my life was put in danger by the Seaside Police Department. It was put in danger and it's affected me very greatly. In 2019, February 2nd, I was pulled over by an undercover unmarked Seaside Police car. Things escalated very quickly. The facts of the matter the officer tried reaching. You tried pulling me out of the vehicle before ever telling me I was under arrest. I did not feel safe, period. He had, in fact, he parked his car before I had left the gas station. I just felt targeted that night. And, I did not feel safe. I, I told him I didn't feel safe and, fast forward. The fact of the matter is I called 911 a second officer responded, Sergeant Korpala. He violated multiple policies and procedures using their chemical agents. I'm all over the place. I've got so many thoughts on this. So many different places to start. To touch base with what Ms. Joyce Hunt said, their policies have not been updated for many, many years. The use of force policy for chemical agents was last, revised, reviewed and updated November, 2006. Instructions for Seaside Police Department using a chemical weapon. Spray at a distance of two or more feet. Sergeant Korpala sprayed me point blank. Spray a one second burst directly in the face will result in immediate closing of the eyes. So spray, one second burst. I really wish I had written things down coming here, more prepared, just my heart's racing.

I was thrown in the back of the car after I was pepper sprayed. I was left in the car at the Seaside Police Department for, I want to say 15 to 20 minutes handcuffed face down in a very fixated position. They have a lot of other policies and procedures. Remove the subject from the exposed area, avoid a fixated position, attempt to keep them standing upright. I tried telling Sergeant, not Sergeant, okay, Officer Brown, when he threw me in his car, the unmarked charger that he followed me from Stop and Go all the way to the edge of Seaside. He pulled me over because he said I didn't stop at the stop sign. The song he was blasting in his car, went let the bodies hit the floor, let the bodies hit the floor, let the bodies hit the floor because I'm about to break. It's a very heavy death metal song, very gross and vulgar and disgusting. , I was thrown in the drunk tank. I was not allowed to carry.

Mayor Barber stated you have 30 seconds more.

Mr. Abernathy stated okay. I have been attempting to get this placed on City Council for a long time. I tried getting a hold of the city Mayor, he didn't speak with me for approximately 10 months. It was December of 2019 when he finally spoke with me and, that didn't go anywhere. They violated policy procedure. I have asthma. I have high blood pressure. My life was put in danger. Then they left me in the car. Officer Brown told me whatever I do at trial. It will not work. You listed off multiple crimes he charged me with, he didn't charge me with all of those. It was horrible. Truly horrible. Thank you for your time.

Mayor Barber stated thank you.

The conversation continued in the audience but I don't know what was stated because it was not on the microphone.

Joshua Abernathy, 440 E. 3rd Street, Marshfield, MO, stated he recently moved and that was my last known address. I just say something like, I said, I didn't come prepared, but I, was at the laundry mat several nights ago. And, there was an officer that pulled in a few parking lots and drove around like a figure eight came and approached a stopped vehicle and, you know, SUV. And there was a couple sitting in the truck they're doing the laundry. And, when he pulled up, he immediately exited the vehicle and started asking questions. And, I noticed he didn't have time to run any tags or anything. So it occurs to me. He must've, ran the tag earlier. And, when he spoke to the guy and asked him questions and the woman, his spouse was pregnant and due that night and had two little babies in the back. And, the guy, the officer was talking to this guy about his sticker on his tag it said you're 20. And he said, it should have said 17 that what's registered on the computer. And, the guy was, was being cool. You know, he was being calm, cool, and collected. He wasn't being disrespectful. And he got on the phone, they had just bought the truck. And I, realized the DMV is not open yet. And he got on the phone to the people that he bought the truck from I'm assuming that's who it was. And the officer, the original one that was there. He started saying, he's acting like a child and, you know, just kind of instigating them nothing major, but nonetheless not the behavior I would expect out of an officer. And, he said he can't act like a grown up for five minutes and he nodded at another one and they both just went over there and grabbed his arm, started buckling him up, you know, and I just noticed the way they treated this guy was, that the punishment didn't match the crime, you know, just kind of the feeling I had and over the whole, thing overall, they cuffed him and put them in the truck. They ended up letting him go, but I'd say just really hassle these people. And they didn't even pull him over. He was at the Laundromat, you know, and that's just one small thing. But, you know, that, that kind of got triggered up when I was listening to the first story. And, now yesterday I saw two totally different officers, by the way that last one, there was like six cops surrounded him and, really, put a lot of time and energy into it. And not all of them were being belligerent or rude or escalating the situation, which was there wasn't even one of the first place over a sticker, you know? But, anyway, these, other two guys I saw yesterday, two different officers, they were dealing with some people in town and they were being totally reasonable and, you know, there being plenty of fair and just, you know, not really coming off as harassing the people, you know? And, I just know, I just noticed that and just want to share it with you. I don't know if it's useful to you or not, but, I see there's a big difference in how people get treated depending on there's multiple variables as we all know. I don't know. Thank you for listening.

Mayor Barber stated thank you for your comments. Is there anyone else that would like to address the council? Thanks for the house cleaning also tonight. With that, we will end that portion of our meeting, public comments.

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 stated I'll entertain a motion to approve the consent agenda.

Consent Agenda: Payment of the Bills - \$236,533.70; Approval of Minutes June 8, 2020; Resolution #3960 – A Resolution of the City of Seaside, Oregon, Adjusting the 2019-2020 City of Seaside Budget; Resolution #3966 – A Resolution of the City of Seaside, Oregon, Authorizing Interfund Borrowing; and Resolution #3967 – A Resolution of the City of Seaside, Oregon, Adjusting the 2019-2020 City of Seaside Budget.

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

REPORTS AND PRESENTATIONS: Mayor Barber stated we have no reports or presentations tonight.

UNFINISHED BUSINESS:

**VACANCY –
PARKS ADVISORY
COMMITTEE**

Mayor Barber state under unfinished business. We're still looking for an applicant to serve on the Parks Advisory Committee. Put the word out we need someone on that committee.

NEW BUSINESS:

**LIQUOR LICENSE
APPLICATIONS**

LIQUOR LICENSE APPLICATION – Capricorn Pub and Fine Dining, 810 Broadway, Suite 103 and 104 (Owner – Thomas Stern).

Mayor Barber stated new business. We have several liquor licenses. Mark, why are we getting all these liquor license applications at this point?

Mark Winstanley, City Manager, stated well, Mr. Mayor, there can be a lot of reasons why you get liquor license application. Certainly one of them that's on your agenda tonight is because of a sale of a business, but you also can get them for additional privileges. And lots of times, establishments will get a liquor license maybe just to serve, maybe just to serve beer and wine, and then, through time they may want to expand the services they can provide, and they, that requires additional approvals by, OLCC and by the City of Seaside.

Mayor Barber stated good. The first one is an application from Capricorn Pub and Fine Dining on Broadway. Is Mr. Shern present? Yes, please come up and you can just come to that microphone and tell us about your restaurant and what's going on.

Thomas Shern, Capricorn Pub and Fine Dining Owner, stated he was the owner of Capricorn Pub on Broadway and then the speaking came in and out and did not pick up anything he was stating until he was speaking about: we're just looking to sell a six pack to someone if they want to, you know, take the cans down home, whatever we haven't sold that many since we have been a Full on Premise license, which we have now allows you to sell growlers and ciders full of growlers. Beer and, and that anyway. These are just closed cans and bottles of wine.

Mayor Barber stated it's a continuation of what you've done in the last 90 days.

Mr. Shern stated that's exactly what it does.

Mayor Barber stated any other questions. I'll entertain a motion.

Council President Frank moved that we agree to allow the liquor license application be approved because it looks like, our police department looked into it and finds you all in good standing with a second from Councilor Wright; carried unanimously. (Frank/Wright).

Mayor Barber stated thank you for coming.

Mr. Shern stated I'm not sure if, this is the appropriate time or not. I was talking to Kevin at the city and I know there's a workshop coming up, that, the last Monday of this month, it's coming up pretty soon. It's, business owners getting together with you folks and, discussing ways that we can, you know, promote business and do that. I talked to him about, outside seating and stuff. And our building's a little unique, sorry, to occupy your time. Our building's a little unique in that it does have a cut in, a small picnic table can sit there and he thought I should write it down and just kind of spurn some thoughts about, you know, maybe that's a, exception to other rules where maybe the building comes right up to the sidewalk. I did do that. I have a copy for anybody that wants to.

Mayor Barber stated give that to JudyAnn and then, please come to the meeting if you can on Monday. Thank you.

**LIQUOR LICENSE
APPLICATIONS**

LIQUOR LICENSE APPLICATION – Seaside Golf Course, 451 Avenue 'U' (Owner – Phil Waarmbrodt).

Mayor Barber stated we will move onto the next one. This was the Seaside Golf Course. I don't think, I see Phil. Is there anyone here representing the Seaside Golf Course? This is someone who has had a liquor license and it's, the same situation that Tom has been talking to us about. Avenue U Pub, the golf course, of course. That's the group that has the restaurant within the golf course. Any questions and they pass the muster with the police department as well. I'll entertain a motion to approve that application.

Councilor Horning so moved with a second from Councilor Wright; carried unanimously. (Horning/Wright)

LIQUOR LICENSE APPLICATION – Beach Club Seaside, 14 N. Downing (Owner – John Shepherd).

Mayor Barber stated and then the Beach Club in Sand Seaside, John Shepherd, and John is here.

John Shepherd, Beach Club Seaside Owner, stated good evening. My name is John Shepherd and my wife, Susan and I prepared a handout for you. So that might be helpful if you had any questions. We've lived in Warrenton for three years and we've lived in the community for four years.

Mayor Barber stated tell us about your restaurant and what you're doing there.

Mr. Shepherd stated Dale and Beverly Ballou have run the Beach Club for 40 years. I understand it was an establishment known as 10 Downing, serving hamburgers in the, like, more than 40 years ago. In getting to know, the family members of Dale and Beverley because of their age and, just position in life. They're at a point where they'd like to transfer ownership of that, and I decided it was a very worthwhile proposition. I've met extensively with the family members and as you can see from my handout, my objective is to really, continue exactly what they've done, keep it a beer and wine tavern. Keep it really simple, honor, and the patrons who use the, establishment on a regular basis and really honor their, contribution to the community. To tell you about the facility, I don't have the floor plan in front of me, but it probably seats about 35 people. It has a small bar and another counter. I think, preserving it very much in the fashion that it is, that's our goal. My wife and I have certainly thought about a new coat of paint, flower buckets in the front and, things like that. But, would you have any interest in any more details, with the establishment.

Mayor Barber stated you also passed muster with the police department they do a routine background check for all of these applications. And anyone have a comment or question.

Councilor Wright stated is there a particular reason you decided this was a good fit? You actually got to work at it or are you just hiring people and, I think, back your investment.

Mr. Shepherd stated I mean, my, plan, I've been studying the property for three years. I happened to play too much golf at Astoria Golf and Country Club and there's a pretty regular crew up there that have, really welcomed me into the community. And, whenever there's a function going on at the club, we go to the Beach Club and it's, you know, it's a remarkable establishment. They say that every gentlemen in his life wants to own either a restaurant bar or hardware store. And I'm not really sure that's the case, but, you know, I contemplated it quite a bit. I, thought about it. The pandemic, came around, which actually lowered the transaction price of the establishment and, it just made it a little bit easier. I say, my goal is to maintain it, as it is now, in consulting and I'm very, close with OLCC and the lottery commission. I'm literally in the last inch of receiving both of those licenses, they've both shared with me. I don't know if this is official on the record, but that I've been very organized and meeting all there, requirements and they're ready to issue me permanent licenses rather than the normal temporary that they do, just because everything has been such in good order, because I'm in the investment management business. I tend to pay attention to the details and things like that. The two commissions that I just made reference to said that, if I were going to take sole possession of this property, which I am, and I had not contemplated, rehiring, existing staff or making new decisions that I should apply for the licenses as a sole practitioner. I established a LLC, to own the property it's called Gemini Portfolio Management because I happened to be a Gemini baby, not that I'm going to astrologists, but it just, it just kind of made sense. I've been interviewing various people. I think I would look for a full time general manager at the right time. And I would look to, satellite that with part time help. I think it's going to be important for me to understand kind of what the peak hours are when you need one server, when you need two, you know, how to, do a good job. I think, you know, I'm a businessman for 40 years. I think the most important thing in the world is maintaining good relations with your customers and trying to understand what they need and what they want will certainly drive my decision making.

Mayor Barber stated great to have you come to Seaside and open a business. That's wonderful. Did I cut you off Steve?

Councilor Wright stated I was just going to make a motion to approve the license with a second from Council President Frank; carried unanimously. (Wright/Frank)

Mr. Shepherd stated if I could ask one administrative question, I know there were applications that were forwarded and they were stamped that it was under review. And I think they told me there's a comment. Does the, city, amend that document and present it to me as I have to put it in my processing package for OLCC? Does anybody know that as I stand before you tonight?

Mr. Winstanley stated it would normally come to me to sign tomorrow morning.

Mr. Shepherd stated Randy will give me a call or something. I just wanted to pay attention to that. And, we're, planning a July 1st, transaction.

Mayor Barber stated all right. We've got a whole raft of resolutions and Mark, tell us why this is happening.

Mr. Winstanley stated well, Mr. Mayor, as you're aware, this is my, I'm almost embarrassed to say it, but 35th year of doing these kinds of stuff. And it's at this time of the year, as I've, told a lot of Councils, that you make a final adjustments to your budget to make sure that you're in compliance with all upstate budget law. , this is something that the auditors will review, in quite a bit of detail when they go through the audit. And it's always important that we make these final adjustments that you're in a good shape. Shall we say, as you finish off your year, your year ends on June 30th. This is the last meeting, and that's why we have a lot of things on this agenda because we try to wait until the very last minute, we can make any final adjustments that we need to make.

RESOLUTION #3957

A RESOLUTION ADOPTING AND APPROPRIATING A SUPPLEMENTAL BUDGET DECREASE OF LESS THAN 10 PERCENT TO THE 2019-2020 SEASIDE ROAD DISTRICT BUDGET

Mark Winstanley, City Manager, explained the first one you have before you is Resolution #3957. This is a resolution that will adopt and appropriate a supplemental budget decrease of less than 10 percent to the 2019 -2020 Seaside Road District Budget. We are making a small adjustment to the budget but it does require you actually pass a resolution.

Mayor Barber opened the floor to public comments regarding Resolution #3957. Seeing and hearing none.

Mayor Barber asked for Council comments. Hearing and seeing none, I will entertain a motion to read by title only.

Councilor Montero moved to read Resolution #3957 by title only with a second from Council President Frank; carried unanimously. (Montero/Frank)

Dan Van Thiel, City Attorney, read Resolution #3957, by title only.

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

RESOLUTION #3958

A RESOLUTION ADOPTING AND APPROPRIATING A SUPPLEMENTAL BUDGET INCREASES AND DECREASE OF LESS THAN 10% FOR THE 2019-2020 CITY OF SEASIDE BUDGET

Mark Winstanley, City Manager, explained for the audience here it is important to know that Councilors have had an opportunity to read through this and the opportunity to ask me questions or address any concerns. Resolution #3958 is a resolution adopting and appropriating supplemental budget increases and decreases of less than 10% for the 2019-2020 City of Seaside Budget.

Mayor Barber stated I will open any public comments regarding Resolution #3958. Hearing none.

Mayor Barber asked for Council comments, seeing none. I will entertain a motion to read by title only.

Council President Frank moved to read Resolution #3958 by title only with a second from Councilor Montero; carried unanimously. (Frank/Montero)

Mr. Van Thiel read Resolution #3958, by title only.

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

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding A Resolution Adopting and Appropriating a Supplemental Budget of Greater than 10% for the 2019-2020 City of Seaside Budget.

RESOLUTION #3959

A RESOLUTION ADOPTING AND APPROPRIATING A SUPPLEMENTAL BUDGET OF GREATER THAN 10% FOR THE 2019-2020 CITY OF SEASIDE BUDGET

Mr. Winstanley explained the first two you approved were for budget changes of less than 10 percent and they require you transact that business in a public meeting but do not require a formal public hearing. In the case of Resolution #3959, this is a resolution adopting and appropriating a supplemental budget of greater than 10% for the 2019-2020 City of Seaside Budget. Again, for the audience the Council took some very unusual action this year when you chose to push some funds out to the public to help with water bills, room tax, and grants. That required quite a bit of work from a budgetary process and many of these changes are for helping out the community of Seaside.

Mayor Barber opened the floor regarding a public hearing for Resolution #3959. Is there anyone who would like to speak regarding that resolution? Hearing none I will close the public hearing.

Mayor Barber asked for Council comments. Hearing none I will entertain a motion to read Resolution #3959 by title only.

Councilor Montero so moved to read Resolution #3959 by title only with a second from Councilor Wright; carried unanimously. (Montero/Wright)

Mr. Van Thiel read Resolution #3959, by title only.

Mayor Barber asked for a motion to adopt.

Councilor Montero moved to adopt with a second from Councilor Wright; carried unanimously. (Montero/Wright)

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding A Resolution Adopting and Appropriating the 2020-2021 Seaside Road District Budget

RESOLUTION #3964

A RESOLUTION ADOPTING AND APPROPRIATING THE 2020-2021 SEASIDE ROAD DISTRICT BUDGET

Mr. Winstanley explained the resolutions you just passed talked about the current year and now we will talk about resolutions that will adopt, appropriate, and also levy the taxes for the New Year. You're required by law each year to put your budget into place prior to the end of the current year and that way you have your budget by the July 1st which is the first day of your new year. This is a resolution adopting and appropriating the 2020-2021 Seaside Road District Budget. This body acts as the governing body for the Seaside Road District. And this will adopt and appropriate that budget for the New Year.

Mayor Barber stated remind us where those funds come from.

Mr. Winstanley stated these are tax dollars. The road district is a taxing agency and people see that on their tax bill. This budget has already went before the Road District and was approved.

Mayor Barber opened the public hearing regarding Resolution #3964, is there anyone who would like to speak regarding that resolution. Hearing none I will close the public hearing.

Mayor Barber asked for Council comments. Hearing and seeing none I will entertain a motion to read by title only.

Councilor Montero moved to read Resolution #3964 by title only with a second from Council President Frank; carried unanimously. (Montero/Frank)

Mr. Van Thiel read Resolution #3964, by title only.

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

RESOLUTION #3965

A RESOLUTION OF THE CITY OF SEASIDE, OREGON, SEASIDE ROAD DISTRICT, LEVYING AND CATEGORIZING AD VALOREM TAXES FOR THE TAX YEAR 2020-2021

Mr. Winstanley explained Resolution #3965 is a resolution that levy's and categorizes ad valorem taxes to the Seaside Road District for the tax year 2020-2021.

Mayor Barber asked for public comments. Hearing none.

Mayor Barber asked for Council comments. Hearing none I will entertain a motion to read by title only.

Councilor Montero moved to read Resolution #3965 by title only with a second from Councilor Wright; carried unanimously. (Montero/Wright)

Mr. Van Thiel read Resolution #3965, by title only.

Mayor Barber motion to adopt.

Councilor Montero moved to adopt with a second from Councilor Wright; carried unanimously. (Montero/Wright)

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding A Resolution Adopting and Appropriating the 2020-2021 City of Seaside Budget

RESOLUTION #3961

A RESOLUTION ADOPTING AND APPROPRIATING THE 2020-2021 CITY OF SEASIDE BUDGET

Mr. Winstanley explained this is the resolution that will adopt and appropriate the 2020-2021 City of Seaside Budget. For the audience this is a very long document and this has been reviewed by the Seaside Budget Committee, they spent three days working on the budget. They went through it by detail. The budget now has been moved to you for approval.

Mayor Barber stated page by page. Off the top of your head the total number.

Mr. Winstanley stated the total dollars in the budget \$58,140,000.

Mayor Barber opened the public hearing. Anyone like to speak to the Resolution #3961. Hearing none, I'll close the public hearing.

Mayor Barber asked for Council comments. Seeing none, a motion to read by title only.

Council President Frank moved to read Resolution #3961 by title only with a second from Councilor Montero; carried unanimously. (Frank/Montero)

Mr. Van Thiel read Resolution #3961, by title only.

Mayor Barber asked for a motion to adopt.

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

RESOLUTION #3962

A RESOLUTION OF THE CITY OF SEASIDE, OREGON, LEVYING AND CATEGORIZING AD VALOREM TAXES FOR THE TAX YEAR 2020-2021 AND CATEGORIZING THE 2020-2021 ASSESSMENTS ON THE PROPERTIES IN THE DOWNTOWN MAINTENANCE DISTRICT

Mr. Winstanley explained this was the last resolution. Resolution #3962 is the resolution levying and categorizing ad valorem taxes for the tax year and categorizing the assessments on the properties in the Downtown Maintenance District.

Mayor Barber asked for public comments. Hearing none I will close that portion.

Mayor Barber asked for Council comments. Hearing none, a motion to read by title only. Tom I want you to make that motion.

Councilor Horning moved to approve or read Resolution #3962 by title only with a second from Councilor Wright; carried unanimously. (Horning/Wright)

Mr. Van Thiel read Resolution #3962, by title only.

Mayor Barber asked for a motion to adopt.

Councilor Horning moved to adopt Resolution #3962 with a second from Councilor Wright; carried unanimously. (Horning/Wright)

**EAST HILLS RESERVOIR
CHANGE ORDERS**

Mayor Barber stated moving to the next item East Hill Reservoir change orders. Dale McDowell, our Public Works Director.

Dale McDowell, Public Works Director, stated thank you, Mayor. This is the first time I've come to you regarding the East Hills Reservoir project. And we have some change orders that have been approved by the engineer of record Murray Smith. We had some silt fencing that actually ended up on the neighboring property, when we did the survey, it's an aerial survey, nine miles up and we got as close as we could. Once we get everything cleared, we found out we were on their property. We moved it, the next one, we added some additional rebar in the foundation prior to pouring. That was first and grounding rods. We did some trenching for electrical between the school and the reservoir. We reimbursed, it's a reimbursement for some concrete work at the Pugh Easement up on Sunset Hills and then the change in the roof color of the reservoir. If you look up on the hill, you'll see that the tank is green. In fact, you can't hardly see it. I wasn't allowed to paint the roof green also because it affects water quality. In order to change it to white, which you can barely see it with thankfully enough, it was a very small change order. The change orders that I'm asking for approval tonight, total \$14,091.93.

Mayor Barber stated well, that's a small pittance compared to the total cost of the tank.

Mr. McDowell stated that is true.

Council President Frank stated would that, impact water quality because of temperature.

Mr. McDowell stated its temperature, but I didn't want the tank to be sitting up there bright white taking away from the school. It's a small token, I guess.

Council President Frank stated now it'll match the insides, right.

Mr. McDowell stated there you go.

Mayor Barber stated okay. I'll entertain a motion to approve the change orders for the East Hills Reservoir.

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

**HOLLADAY DRIVE
AVENUE 'C' TO 1ST
AVENUE – CONTRACT
EXTENSION**

Mayor Barber stated you still have the floor. Holladay Drive to 'C' Street to First Avenue contract extension.

Mr. McDowell stated right? We received a letter, from Verizon, basically letting us know they weren't going to be able to get the lines down before the end of this week, and as you know, we're coming up on the end of the month, we still have, once their lines are down the bowls to remove, we still have some concrete work to do. I'm asking for an extension of the contract to July 31st, to enable this utility provider to complete their work. And for us to finish a little bit we have left. The new street light, went in today just for the record.

Mayor Barber stated okay. I'll entertain a motion to approve the extension of that contract, to July 31st.

Council President Frank so moved with a second from Councilor Wright; carried unanimously. (Frank/Wright),

Council President Frank stated may I ask one more question. Going back to the tank. Was there additional costs because of relocating the communications?

Mr. McDowell stated there will be for that. I actually spoke to the contractor today, the pole, which is a 90 foot pole, is being delivered here in the next few days. And then they'll drill their hole. What this'll be, it's the total cost of that's going to be somewhere around \$10,000, though I think, police and fire. And as soon as that is in, we'll have the exact cost, but they are going to be drilling that in, doing the proper anchors. That will be ready for a communication tower.

Council President Frank stated nice to have that up there.

Mr. McDowell stated it will be very nice to have it up there.

**SEASIDE LIBRARY
SHARED LIBRARY
CARDS**

Mayor Barber stated calling on the very patient Esther Moberg, to come before us regarding shared library cards, our library.

Esther Moberg, Seaside Library Director, stated thank you, Mayor and City Council. I just wanted to come and share with you very briefly, an update since you approved the fines and fees schedule last month, and this is actually something we've been working toward for the last several years. The goal has been to allow for more shared resources and economies of scale, because we are now doing this cooperative where the individual libraries for the cities are sharing some resources we can find cost breaks for our cities as well. The great news is we are starting July 1st. The library cards that our community holds will be usable in the Warrenton Community Library, and also the Astoria City Library. They'll be able to return their books at each of the three libraries. We have a courier system that runs between, and they'll also be able to walk right in the door and pick up books they want. Previous to that, we've just doing holds and sharing them, but it takes, it can take up to a week or two weeks to get them across. This will aid people in getting materials. They want a lot more effectively while we've been in this pandemic and we've actually been closed, but offering from site and then reopened again, we've actually seen, holds being shared by the libraries at my account, it's about at least 300 books that have gone between the libraries. So I can definitely see people that work in one town and live in the other, using this to their great benefit. I wanted to update you. And I don't know if you have any questions, but this will be starting July 1st.

Mayor Barber stated do you need a motion to approve.

Ms. Moberg stated I don't because they entered an agreement which you signed last year and is in effect. That was the goal of the intergovernmental agreement was to have this shared catalog and resource. It's just an update to let you know, starting July 1st, when those fees and fines going back, where you're also opening the doors to that shared catalog card process.

Mayor Barber sated any comments from the Council or questions.

Councilor Wright stated congratulations and good work.

Ms. Moberg stated the other two library directors, we all work very well together. It's been a pleasure to work with them through this process, and we're excited to offer this to everybody.

Mayor Barber stated wonderful. Thank you Esther.

**VACANCY –
AIRPORT COMMITTEE**

Mayor Barber stated and then finally, vacancies on the Airport Committee, the City Tree Board, and the Community Center Commission, my understanding that these are all term explorations and everybody is willing to be reappointed. Is that correct?

Mr. Winstanley stated not on the tree board.

Councilor Montero stated so with the Airport Committee.

Councilor Wright stated Randall Henderson and Roy Bennett.

Councilor Montero stated I would like to, move that we reappoint Randall Henderson and Roy Bennett to the Airport Commission with a second from Council President Frank; carried unanimously. (Montero/Frank)

Mayor Barber stated these guys are doing a good job, Randy.

Council President Frank stated yes.

Mayor Barber stated Randy's our liaison with the Airport Committee.

Term expiration for Randall Henderson and Roy Bennett would be June 30, 2023.

**VACANCY –
CITY TREE BOARD**

Mayor Barber stated the City Tree Board.

Councilor Wright moved to a reappoint Pam Fleming to a new term, ending June 30th of 2023 with a second from Councilor Montero; carried unanimously. (Wright/Montero)

Term expiration for Pam Fleming would be June 30, 2023.

**VACANCY –
COMMUNITY CENTER
COMMISSION**

Mayor Barber stated and then the Community Center Commission.

Councilor Wright moved Malinda Austin, Louis Neubecker, and Kristen Kabanuk. And for some reason, this term expires June 1st, instead of June 30th, 2023. I mean, hopefully they didn't have a meeting so far this month with a second from Council President Frank; carried unanimously. (Wright/Frank)

Term Expiration for Malinda Austin, Louis Neubecker, and Kristen Kabanuk would be June 1, 2023.

Mayor Barber stated okay we have an opening on the tree board.

Councilor Montero stated the Tree Board and Parks Committee.

**COMMENTS –
CITY STAFF
AND OTHERS**

Mayor Barber stated comments from city staff. Jon, any comments.

Jon Rahl, Assistant City Manager, stated actually, just on behalf of the fire chief, he had a few things that he wanted to share tonight. You probably heard about the county, availability of some masks, and so the Seaside Fire Department will be handing out free mask on June 25th from 4:00 PM to 7:00 PM using a drive through cone course at the fire department parking lot. We really encourage people to make sure they stay in their cars, but those are available for pickup. Again, June 25th, from 4:00 PM to 7:00 PM. Fire season is approaching and will most likely go into effect before the 4th of July. This is in conjunction with our local Oregon Department of Forestry going into fire season. The Seaside fire website will have more information, seasidefire.com is where people can get more information, but we'll publish some information once that's finalized. Burn permits, folks can now go online to the Seaside fire website, to complete those. It also keeps our dispatch up to date automatically. Oftentimes there's, somebody sees smoke and they call in and dispatch is aware of those burn, from there, they're able to, to kind of, you know, say, hey, this is, legit and it's okay. And then also it emails, those requesting the berm permit, copy any questions they can call the fire department. A reminder that the fire station is closed, still closed to the public, and they don't plan to open to the public until at least the end of the summer. But if people have questions, go ahead and call the fire department. They'll reevaluate opening at the end of the summer. As you've heard, the water rescue team has been very active lately. Just want to remind everybody the dangers of the ocean. Never leave kids attended, waters are warm. We're seeing a lot of people out there, just encouraging safety and fortunately our lifeguards, they're on duty from 10:00 AM to 8:00 PM, and they spend a lot of time educating. It's really helpful day they'll work in other shifts of three or four, really valuable to have them out there. And then also, you remember hearing about David Rankin, receiving the Medal of Honor. Due to COVID the state has canceled that ceremony completely now. They're going to be mailing the award, but we will be planning the time to do a public presentation of that. Finding schedules, obviously that work for not only Division Chief Rankin, but, staff and family and that thing. So look for that in the future. And then last but not least, the 4th of July is next weekend. Just make sure everybody is using fireworks respectfully and, safely. We will be pushing out a public service announcement, similar to what we did last year. Obviously we don't have the big show, but we still have safety messages we want to push out there. Those will be going out as well.

Mayor Barber stated excellent.

Councilor Montero stated I'm going to ask a question about that. We know we're not having the fireworks, museums not having our social, I haven't heard anything about whether the parade is on or off.

Councilor Wright stated the parade is not happening.

Councilor Montero stated I haven't heard anything, did it ever get publicized that the parades off.

Mr. Rahl stated I only heard through the chamber that it was off.

Councilor Montero stated except it's not the Chamber's event, it's sort of everybody's event. It would be nice if that got publicized. RJ. I know you're watching out there.

Mayor Barber stated okay, one comment I'd like to make about the fire department. I've heard lots of good comments about the yard debris, drop-off in the parking lot. People really are appreciating that. Thank you to the fire department for making, I don't know whether that's continuing, Dale do you know.

Mr. McDowell had no microphone to speak into.

Mayor Barber stated good Tuesdays and Thursdays. That's great. Thank you, Jon. Dale any further comments?

Mr. McDowell stated as you know, we're always up to something at public works and the different committees. One of the big things we've talked about in council is volunteerism and the importance of our volunteers and Ms. Montero reached out to Jon and I both. I sent her some pictures of a recent unveiling of a bronze plaque for the salmon mosaic at 12th and Necanicum Drive. And one of our Parks Advisory Committee members, Pam Bierly actually did the photographs and then sent them to us, and Jon will bring those up. And the artist is Michael Hinton. He's been on our parks advisory. He's served on the Clatsop County Parks Advisory Committee for years and years. And he with a very large group of volunteers and the Tongue Point Job Corps, even our former first lady, Lois Larson was involved in this and we got a chance to get out there to the park, unveil the plaque, it's long overdue. As you can see, Councilor Horning was with us that night. He's our parks advisory, to Council. So just wanted to let you know, it's a real nice to be in a small town where we can do these types of things. I think they're very important. Mike was ecstatic. He wasn't sure what was going on. He knew something was up, but he didn't know for sure what was going on. It was nice to actually surprise him.

Mayor Barber stated it's a great honor.

Councilor Montero stated I'm very glad that we could finally publicly thank him because he has taken a lot of his personal time and his money to take it on himself, to remove this mural, this mosaic from the old Safeway building, and then, lead the, project to recreate it, size it down, et cetera. And, I'm really glad we can finally do something and we have a plaque. It's, a great, great thing.

Mr. McDowell stated and then, as you mentioned, Mayor, the, lawn debris or yard debris is every Tuesdays and Thursdays from 8:00 AM to 2:30 PM at the fire station, we bring our big dumpster down. People can load their stuff into it, and then we dispose of it from there. It'll continue most of the summer because of the burn ban.

Mayor Barber stated great. That's a great benefit to the community. Thank you, Esther. Anything more you'd like to say.

Ms. Moberg stated I guess I should just say really quickly, the library is open now. We have limited hours, 9:00 AM to 4:00 PM, Tuesday through Saturday, we plan to have those hours probably through July. And then at that time see where the city and county stands with everything. But people are very happy to have the library again. And I believe we're the only library fully open in our County.

Mayor Barber stated wonderful. I hear lots of good reports. People are happy to have you back. Mark.

Mr. Winstanley stated just real quickly, Mayor, I do sense you're kind of looking around and, some of the staff is not here tonight because you have limited seating. We are bringing departments in that, have business, but not necessarily everybody because we'd be taking seats away from the public. And as you, as we get to the point where we can expand a little bit more, we'll, bring everybody back before you, but right now we'll limit it to the number of, to the people that are necessary. I'd forgotten about the introduction of the new, compliance officer. And, when Kevin walked in the door, I was, surprised because I knew he didn't have anything on the agenda. And I mentioned not show up and I really hated to make him go home, but he said he had a good reason he wanted to introduce him. I think he was right. The other thing that you're hearing, tonight, and, I do think it's, important at a, meeting like this to make sure everybody does understand that we are gradually opening up buildings. I know that it, is interesting as we go through this process because every city is going to be different. Every community is going to feel more comfortable with, different things and, different openings, and we're trying to get as many of our services up and running as we possibly can.

And if it turns out that that we have difficulties with any of them will back them off, but, it, really depends on the particular department as to whether they can open up or they need to open up. And that was one of the things that, certainly we had looked at as far as the fire station is concerned because there's not an awful lot of traffic that goes in and out of the fire department, and unfortunately the way it's designed or fortunately under normal circumstances, the office are right there when you walk in the door. And that made it difficult for us to be able to isolate people without literally closing their doors and, making them stay in their rooms. That was one of the reasons why certainly we, chose not at this point to open up the fire station. We'll gradually be working at getting, additional services and, see how it goes.

Mayor Barber stated thank you. Dan, any comments you'd like to make this evening?

Mr. Van Thiel stated pretty weather.

Mayor Barber stated a little cooler here than Baker City. Phil, it was a close contest tonight, but we did approve your liquor license application. So you're good. You're good. Thank you for showing up. Seaside Golf Course in case any of you didn't know. I think we've covered all the staff.

**COMMENTS –
COUNCIL**

Mayor Barber stated let's go with Council comments, Tom, why don't you start off tonight.

Councilor Horning stated by saying thank you for inviting me to, read the proclamation. Although it sometimes gets challenging when a floater drips in and blocks your view. I wanted to compliment the city manager on the, budget work that he's done. He's a good educator and trainer. And I thought, given that we've got hard core city citizens here, who probably haven't delved into his house. Just wondering, I noticed that our \$58 million budget translates into about \$8,000 per person. And you break down our sources of income in a general thing from property taxes, fees, licenses.

Mr. Winstanley stated no.

Councilor Horning stated they might find it interesting if you could do that.

Mr. Winstanley stated well, I understand that, Councilor and, while I thank you very much for the compliment on what I know, I'm not sure I can do a breakdown of resources off the top of my head. It is probably interesting to know for a lot of people that, taxes, actually make up a relatively small amount of the revenue that comes into the City of Seaside. There's a lot more money that comes in through fees. Things like your water bill, your sewer bill, the fees the convention center collects, those are much bigger revenue sources than tax dollars are. The old saying that, people oftentimes would say to people, especially in my business when they're not very happy, when they say, well, you know, I paid your taxes. That's actually, that's true, but it doesn't get as much attention as a lot of people might think so. But, we do, get a lot of revenue that comes in from other sources than property taxes.

Councilor Horning stated well, I didn't expect you to get it down to the precise dollar, but I just thought I'd bring it up because it's, there were some relevant things that come out of these budgets that are pretty eye-opening about the innovations that you use to find money for projects that are waiting to be done. It's been a good year.

Mayor Barber stated thank you, Tom. Steve at the other end.

Councilor Wright stated one thing that came to my attention is that there's a small piece of our order that we made back in March that is not, back, removed yet. And that's for city parks and our place structures in particular. I just had my granddaughters here and they could not go to the place structures. And they were really disappointed because we have lots of better ones than they have at home. It's kind of out of the order here. I'm wondering if you'll, let me make a motion to reopen our city parks, including the play structures effective immediately. Mayor Barber stated is that within? Well, before I asked the question, is there a second?

Councilor Montero made the motion to second.

Councilor Wright stated the governor has approved all play structures to be opened again, and ours are not.

Mr. Winstanley stated the governor has, approved that now.

Councilor Wright stated people need to be, you still have to be careful just like anything else.

Mr. Winstanley stated people have to be careful and is still very important in this case. Yes, but the governor has opened those.

Mayor Barber stated those in favor of opening the parks signify by saying Aye.

Council carried unanimously. (Wright/Montero)

Councilor Wright stated I also just wanted to congratulate Mark and Jon and the whole city staff for all the work they do on the budget. And as well, I wanted to ask Mark, do you stay up late on, June 30th midnight and blow a whistle when your new year starts?

Mr. Winstanley stated a lot of people celebrate. I understand new years on December 31st that is not, and never has been the New Year I celebrate Councilor.

Councilor Wright stated you know, we've kind of gotten a new normal going here. And, I think we have a good group of resilient residents and business people, working the best we can. I, notice a lot of people that are from out of town or are not wearing mask, but you can still socially, physically distance yourself, walking downtown. And sometimes you have to walk out into the street, but at least you can do that. I'm very pleased that so far everything seems to be working well.

Mayor Barber stated Tita.

Councilor Montero stated I have a long list. First I want to get back to 4th of July. Last year, in April, May, June, we were doing a lot of work regarding issues around the fireworks and keeping our citizens safe and making sure that, we did education and et cetera, et cetera, to try and reduce the fireworks on the beach. Since we're not having a firework show this year, we could maybe make the assumption that fewer people will come to Seaside, but 4th of July is on a Saturday. I think that means maybe we can't make that assumption. I'm wondering, do we have plans underway? What are we planning to do to discourage et cetera, manage the use of fireworks on the beach, et cetera? And I know this time last year was the first time that we came up with the idea of the changeable moving signs on the highway for that purpose to give, to, advise people about fireworks. And I'm wondering if there's plans to put some messages on those.

Mr. Winstanley stated yes, there is. And, and we, will be messaging, basically from this point forward until the 4th of July. The message that, illegal fireworks are, not allowed. This gives us a unique opportunity on the beach, because there won't be a show, and, our ability to be able to, discourage people from taking illegal fireworks down, will be a little bit different than it has been in the past. It's still, I, don't want to over promise and I think that's important too, because I don't, want to make it sound like people are going to look out there and there, won't be a firework go up because that's not going to be the case. That would be, a miracle, but having, but we're going to do everything we can up until it gets too dark. And then at dark, it becomes very dangerous. Those people who choose to use those types of fireworks, not only are dangerous to themselves, but they're dangerous to, others and enforcement people. It is very difficult for us to do anything after darkness falls, but up until that point, we can be very aggressive, and we will do everything we can in order to discourage people.

Mayor Barber stated I thought the signs approaching major entrances to the beach were helpful as well. See those back as well.

Councilor Montero stated the orange and yellow signs.

Mr. Winstanley stated it'd be a very different 4th of July, for all of us, because, you know, as long as I can remember, we've had, some type of, professional show, but, this would be an interesting year.

Councilor Montero stated I thought I saw the sign in Gearhart and they had them all over the place and I thought it was really good "If it flies, it's illegal" because a lot of people say, well, this isn't illegal or this isn't illegal. Define what's illegal. Well, if it flies. And so, okay I want to thank Joyce for coming to the meeting, as she is one of my constituents. And when I saw the letter in the paper, I, called her to discuss it, and she started telling me about the #8CANTWAIT, and I hadn't heard of it. And I asked her to send it to me and I asked her to, send it to us. I thank you for coming and for, speaking to us, I, to share with everybody, hold on, I got it here. The League of Oregon Cities has, put out, notices to us about a set of webinars that we can, attend. And the first one was this morning, and it's the Department of Public Safety and Training (DPSST). And they have a series of webinars for policymakers on the training of police officers. The webinars will cover basic training, professional standards and use of force this morning was on use of force. And I would highly recommend anybody to, actually this morning was, June 23rd is basic police training, 24th is professional standards when they're repeating the use of force training on, that one too. If you go to the League of Oregon cities or you go to a DPSST, webinars, you can find it online. And I think it's something that, is good for all of us to pay attention to. I would like to see also that maybe we have a discussion at some point a community discussion about the #*CANTWAIT, and, you know, any city, whether or not there's problems in the city, the County, the state, the country, any city, should review their operations periodically. We should, any organization reviews their policies and procedures periodically. They review how they're operating under those. And the only thing, the best time to do it is when there are no problems, because then you're looking at it from a, a different perspective. You're looking at how this is going when there are problems, then you start looking at it to pick it apart. But I would like to see us do something from a constructive perspective and, have a community discussion on that. That's something I want to put in the mill. I also saw on the LOC, phone call, on Friday, they talked about the fact that the state is now allowing the cares act dollars to provide economic relief at the County and city levels. Mark is, have we started figuring out what we're going to include in our request for funds, for those cares dollars?

Mr. Winstanley stated well, the first thing I can tell the Council is that, our first request was granted and we are going to receive, I believe it's \$337,000 in the first go around. We are looking at right now, whether some of the, funding that the Council approved to get out to the community in the case, for businesses, hotels, and, those things, whether those are reimbursable under the cares act.

Councilor Montero stated the presentation on Fridays, call made it sound like those are now reimbursable because a group of cities and counties got together and went to the governor with a proposal. And it's really good that it doesn't have to be, that it can be a reimbursement, for the monies that we've helped the community with.

Mr. Winstanley stated yes, it would be very helpful, certainly.

Councilor Wright stated you can try, the big issue is still there's the revenue replacement's not in here yet. That's from the feds, I'm not sure, but, you know, Jon, I think is handling it. I'm glad to hear we got the \$300,000.

Mayor Barber stated and what is that being used for?

Mr. Winstanley stated actually, I was notified today that they would be distributed tomorrow.

Mayor Barber stated don't hold your breath.

Mr. Winstanley stated well, I want to see it actually.

Councilor Montero stated then my final thing is some concerns that came about for me, based on, last Friday's Seaside Signal. I read an account of Sunset Empire Park and Recs Board meeting that took place last week during which they approve their 2020-2021 budget. The article was entitled, Sunset Empire Park and Recs District rejects Broadway Middle School purchase partnership. And, there are two parts that came up for me one, and I'm going to read it "an agreement with the city for the upkeep of Broadway field will also be reviewed as board members balked at paying field upkeep and replacement funds in their joint deal with the school district and city board members proposed limiting expenses to a thousand dollars a month for management and scheduling of Broadway field and to reject any work order over \$3,000. My questions are, what does this mean for the city? And my concern is that does rejecting a work order, any work order over \$3,000 is SEPRD going to be putting Broadway fields in a precarious position regarding deferred maintenance. I'm just throwing that question out there. You don't have to have an answer now. Second one, again, a quote from the article, and another district intergovernmental agreement with Seaside Kids Inc., and the Seaside School District. That's a misnomer because the Seaside School District isn't part of this one. For a new batting cage facility on the field was quote premature board members said. They asked for further discussion before committing to the district's \$2,400 share for monthly utilities. Back on December 9th of 2019, Skylar the SEPRD Executive Director presented a proposal for building that indoor batting facility to us. He indicated it was a joint SEPRD, Seaside Kids Inc. (SKI) project. Someone from ski that's seaside kids Inc., was here and answered some questions. But Skylar was the main presenter and represented this as an SEPRD initiative. The CKI Architects site plan included in the materials that they gave us dated. Their site plan was dated November 17th, 2019, that showed us what the building was going to be looking like. We had many questions at that time and Skylar committed to providing answers. Skylar and the group returned to our Council Chambers on March 23rd with an IGA in hand and requested the city's participation. The IGA, we own the land. And then the IGA outlined what SKI and SEPRD had agreed to. It indicated that SKI would own the building and SEPRD will provide the majority of management work. The two entities were to pay for the utilities. That's at \$2,400. The Council vote, us. We voted to agree to the IGA. After I read all this, I started looking in records. I see no record in SEPRD Board minutes, going back to July of 2019 that the proposal for the batting facility or an IGA was discussed or approved yet the IGA does contain a line for SEPRD approval signature. Wasn't the city's permission conditioned contingent on the agreements between SEPRD and SKI. We didn't ask the question. I don't remember us asking if it had already been signed. I think we made the assumption that it had, but now the SEPRD board is saying it's premature, the SEPRD board meeting agendas, going back to July 16th show, no mention of indoor batting cage on their agenda. But the minutes not until May 19th is it anywhere on their agenda and the minutes from the May 19th. So that's last month's meeting says, Mr. Archibald shared an update on the progress of the indoor batting facility, which is a shared project led by Seaside Kids Inc., and coastal restoration. I don't remember ever hearing of coastal restoration before. And, it says update, and I'm wondering how there could be an update when it's not mentioned anywhere else. I don't know if we actually, the city actually signed the IGA because the Council did authorize signature of the IGA. And if the copy exists of the IGA signed by all parties, and if it doesn't, they've already started building the building on our land. And if that's the case and there's no IGA in place and SEPRD is thinking, of not doing this now, what is the city's position next step, et cetera, I'm throwing out questions.

Mr. Winstanley stated I believe Mr. Mayor that we have signed on the IGA, you signed it, I believe. But unfortunately, my administrative assistant is out right now, but, we'll have the IGA pulled and, see if we have all signatures on that IGA or not, or whether it's hung up, over at, the park and rec district. But, I believe that after your action at that Council meeting, you signed on that, on that IGA. But we certainly can look into it Councilor and, see where they are and what's going on. I also believe that, and, I'm sorry, I'm kind of shooting from the hip, because it's not something that comes across my desk. I mean, it seems to me that I remember that, Mr. Mitchell is also, I mean, he's got, have approved, and plans like you would for any other building that's going to be built. And it seems to me that those have gone across his desk and he's finished with that work. Plans based on an agreement made with the three entities. No, but I mean, but I I'm just saying that I didn't just start. Right. I, think that they've, gone through that part of their process, I guess is all I'm saying. But we certainly can check on it and find out where they are. And, and if this is a run into some, problem over at the park and rec district.

Mayor Barber stated Dan do you want to make any comments?

Mr. Van Thiel stated I know I spoke with Tita this afternoon about it. I know little, if anything about it. I spoke briefly with Mr. Winstanley about the agreement because she and I had this discussion and I was unaware of, I could kind of reflect on the background and I'd say Skylar appearing here and that kind of thing, but I didn't know whether an agreement had been signed. I did ask Mr. Winstanley generally, if there's an agreement and let's pull it up and let's see who signed it, and then that's a starting point that we can work at it from there to see where we're going to go with it, because Tita commented, she was concerned. She expressed that there was a building on the property on our property. And I said, well, let's hope that people that put buildings on our property have the authority to put the building there or otherwise it's going to be, they're going to have a problem. So that's where we are.

Mr. Winstanley stated I think that's it. Anybody who wants to build a building on city property that has a tendency to become our building. And I don't think that was the intent of anybody's.

Mayor Barber stated it's funded by Seaside Kids.

Councilor Montero stated I think they still have not gotten all their money in the door.

Mr. Winstanley stated I'm certain that, that in the case of seaside kids, they're going to be very interested to make sure that everything's okay. We'll check on that tomorrow and see what we can find out.

Council President Frank stated I think we ask a lot of questions and, even, as far as, culpability insurance, the utilities, those were answered and we assumed it was all in place, but like you said, I don't know for sure.

Mr. Winstanley stated your part of the agreement says that you don't, these are not areas of the city's responsibility. Now we still would like to have our IGA we sign, we would like to have that IGA followed. But I don't think that you have any at this point, any, legal responsibility, because that IGA kept you from having that legal responsibility.

Councilor Montero stated we didn't want to own it, and we didn't want to give them the property. I mean, it's very clear in the IGA who's responsible for each thing.

Mayor Barber stated thank you, Tita. Council President.

Council President Frank stated well, the budget process is always huge every year. And then to throw in all the, stuff that happened this year during that time. And, basically, if I were a business then expecting income and all of a sudden my doors were closed, things would look really different. So I thought you maintain good composure during that time. And you might still be faking it. I don't know, things went along, pretty good.

Mr. Winstanley stated I will, tell you Councilor that there, when we first started, with COVID-19 and things all began to shut down. One of the first things that was asked was surely the state can't be expecting us to go through a normal budget process and get this done, and for several weeks, the state sat silent and said nothing. And which probably ended up being a good thing because all of us were forced to, move forward, and trying to figure out how we would put a budget together. And, everybody's figured it out one way or another.

Council President Frank stated well, good job. Anyway, as everyone knows, we have a lot of visitors in town. It's good to see, businesses able to, somewhat return to, their livelihoods and a lot of people, being able to get out. Again, hats off to our, fire department and rescue units. I know they, just continue to amaze and they were, they made it to Cannon Beach and launched jet skis and pulled somebody off that rock, in time to save a life. It's, there's a lot of training and things that go, into that as we all know, but it, you know, there's good reason for it. And, like I think we all saw this letter that came to us and it was just, somebody who is observing and saying how great it was to see that happen. Hats off to our first responders and fire department. And clamming has been good, very good.

Mayor Barber stated I want to wind up, I have a statement to make, but I have a couple of comments I want to make as well. You probably all know, but on average, I received between 35 and 40 emails every day from citizens asking me to respond. This is a voluntary job. I didn't sign on for full time work and I do have a business to run as well. And, if I don't get back to you regarding your email or your letter, Joyce, for instance, it's because I'm looking into the issues that are being raised and trying to get good information so I can respond, but it, is a challenge. And the one that I'm getting most these days is "why don't you do something about people not wearing their darn masks"? Well, I've tried to explain, Oh, thank you, Joyce, you got yours and you got yours.

Someone was talking in the audience but no microphone.

Mayor Barber stated but anybody that's at risk should wear their mask and every situation. But, what I've tried to explain to those that I've had the opportunity to respond to is that we have no legal authority to require people to wear a mask. Now if the governor sends an edict like she did in seven counties in Oregon, requiring people in public to wear a mask. Then we have a little more authority, but still it's an enforcement issue.

Who's going to go down Broadway ticketing people as they walk by who aren't wearing masks because it's a monumental problem? And my advice to all of us is that if you are a person that is at risk in any way, please wear a mask wherever you go. And if you're in a City Council meeting wear your mask, but it is, it is a concern. And, that is the thing that I'm hearing most from, citizens right now, real frustration going down Broadway and seeing scores and scores of people. None of them, that's common what I hear, none of them wearing masks. And I know a lot of our retail merchants are requiring people. If they're going to come into their store to put a mask on. And if they don't, they're not allowing them to come in. And I admire them because that is potentially costing them business, but it's protecting the health of their employees. And, of the people, other people that are in the stores. So that's it. The other issue that I've heard from citizens is that, we've had people, here, exercising their first amendment rights of expression. And, I really support that. I've written a statement about that. I want to go on the record regarding this. It's very short, not as long as my last one. As a member of the Seaside City Council. I want to go on record as supporting the right of citizens together and peaceful rallies, protests, and vigils regarding issues of concern to those citizens of Seaside. When organized groups seek to exercise those rights, we ask that the, organizers apply for a permit. The city can assure safety and protection for those participating in our community. There is absolutely no tolerance for individuals or groups that would seek to stifle or intimidate the appropriate expression of free speech. We are supportive of respectful debate of ideas and perspectives, as long as it does not devolve into intimidation, threats or harassment, Seaside as a community is better than that. In that context, I share this quote, and this is in closing. "Opinion is the lowest form of human knowledge. It requires no accountability, no understanding. The highest form of knowledge is empathy for it requires us to suspend our egos and live in another's world. Let's do more listening and less talking, and we'll get there together". With that, the meeting is adjourned.

ADJOURNMENT

The regular meeting adjourned at 8:53 PM.

JudyAnn Dugan, Secretary

JAY BARBER, MAYOR