

MINUTES SEASIDE CITY COUNCIL MARCH 23, 2020 7:00 PM

- 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, Seth Morrissey, Dana Phillips, and Tom Horning.
- Absent: None
- Also Present: Mark Winstanley, City Manager; Dan Van Thiel, City Attorney; Jon Rahl, Assistant City Manager; Dale McDowell, Public Works Director; Kevin Cupples, Planning Director; Esther Moberg, Seaside Library; and RJ Marx, Daily Astorian/Seaside Signal.
- MAYOR STATEMENT** Mayor Barber stated at the beginning of the meeting I have a statement to read. As I opened tonight's Council meeting, I want to make everyone aware that we are limiting our seating this evening in order to comply with the social distancing requirements. And because of this limited seating we have chosen to broadcast this meeting live in order to allow those that may have wished to attend but could not attend in person. For those in the audience, and those watching on Facebook, this is a regularly scheduled meeting with a full agenda, beyond the emergency order that the City of Seaside placed on restricted beach, parks, stream access last night. The governor's executive order released earlier today. We do not have that agenda item. We do not have an agenda item regarding the COVID19. However, it's very likely that there will be some sort of staff and council comments toward the end of the meeting regarding that. For those of you who are watching online, we're not able to moderate all comments. But if you have questions, we will attempt to answer them in a timely manner. For public comments tonight, any of you when we come to that portion on the agenda. Those of you wishing to address the Council tonight, we ask that you please step to the microphone way in the back of the room towards the city business office and in that case as normal, please state your name and your address prior to your comment. And this is all to keep our social distancing under control. So thank you very much. Kim, would you please do the roll call.
- AGENDA** Mayor Barber stated he would entertain a motion to approve the agenda as circulated.
- Council President Frank so moved with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)
- PROCLAMATIONS** Dale McDowell, Public Works Director read the Proclamation for Arbor Week. Mr. McDowell stated it was the twenty-second year for the City of Seaside to be selected as a Tree City USA.
- Councilor Montero read the Proclamation for Sexual Assault Awareness Month.
- Councilor Wright read the Proclamation for Child Abuse Prevention Month.
- COMMENTS – PUBLIC** Mayor Barber stated at this time I will open the floor to anyone who would like to address the Council on any item, not on the agenda. Please identify yourself, your address and keep your comments to four minutes please.
- There were no public comments.
- CONFLICT** Mayor Barber asked if any Councilor needed to declare a potential conflict of interest.
- No one declared a conflict of interest.
- CONSENT AGENDA** Mayor Barber stated I will entertain a motion to approve the consent agenda.
- Consent Agenda: Payment of the Bills - \$749,473.03; and Approval of Minutes March 9, 2020.
- Council President Frank so moved we approve the consent agenda with a second from Councilor Montero; carried unanimously. (Frank/Montero)

REPORTS AND PRESENTATIONS:

LIBRARY ANNUAL DEPARTMENT REPORT

Esther Moberg, Seaside Library Director, presented the Seaside Library Annual Department Report which can be reviewed on the City of Seaside Website at <http://www.cityofseaside.us/departments-services/library>. The highlights of the annual report: The Library last year added a new RFID system, we did programs, we checked out books, and we helped people. The Library had a lot of programs. Teen Programs GREW and there are adult program. A Lot Happened in 2018-2019: We checked out a lot of books: 144,670 (up from last year: 115,713), we saw a lot of people: 165,460 door count. Library Art Shows: Pop Art, Blue Herons, and Expressionism Paintings.

The Library currently owns 47,443 Books and other Items in the Seaside Library. We have access to 48,479 eBooks and 27,800 digital audiobooks. The Library started sharing books with Warrenton and Astoria and there are 7,343 Active Library Cards. One resource for many things. Things People do at the Library: Read Books, Search for Jobs, Print and Send Resumes, Look up local newspaper articles, Ask for help using an Internet Resource, Download eBooks and Digital Audiobooks, and Play Chess. Tutoring, Small Business activities, Check out Cultural Passes, Check out Kindles, Check out Wi-Fi Internet hot Spots, Check out Early Literacy Backpacks, and so much more. We can't do it alone and the Library has many wonderful individual supporters: Library Volunteers, Friends of the Library, The Seaside Public Library Foundation, and Libraries ROCC. Future Plan: Coming Soon!! The Northwest Library Cooperative Including Shared Library Cards, adding more access, more info in Spanish, maker space, and Library of things. Thank you so much, the Mayor and City Council and to Mark Winstanley, City Manager and to our nonprofits that support the library and the community, we have so many people that give to the library, whether it's end of the year or throughout the year. They give generously. They tell us how much they love the building. They love our staff. We just have such a wonderful, community that supports and loves our library. And I don't know if you have any questions. Mayor Barber asked for questions from the council.

Council President Frank stated I just have one. Help me understand the relationship with the school moving up the hill and how that impacts the library.

Ms. Moberg stated right now the Broadway school is right across the street, so students are used to walking across the street after school. What we're going to do is we're going to bring some of our programming up to the schools so there's not a gap in them seeing the library and the library faces and programs. We're probably going to alternate so Teen Tuesday programs, sometimes we'll be up at the schools and sometimes we'll be down at the library. One week they'll be up there and then they're like next week we heard it's going to be down at the library where it's a cooking one. I better get to it, you know, we're going to encourage that, that transition doesn't lose the interest and we're actually going to also help the school librarians as they get into the new building, hopefully to set up their collections well and, just looking at that. Their just library assistance and not library teachers, which is the full, you know, educational piece for a librarian at a school. We want to assist some to have the most success we possibly can, both for students and the library assistance at the school. We've been in talks with the superintendent. We were just starting to talk to the principals. We have a whole plan of what we'll do and, we look forward to that.

Council President Frank stated very nice.

Councilor Montero stated as the liaison to the Library Board and also a very active user of the library. And, the last, few months, the meetings for the Library Board, Esther has been, reviewing sort of, self-evaluation standards for libraries and going, item by item where we either don't meet the standard, we meet the standard, or we exceed the standard. And by far we exceed more standards than anything else. There's almost no standard, very few that we reasonably don't meet. We have a really wonderful staff and I think we have some very good leadership in Esther.

Mayor Barber stated okay. Thank you. Excellent. Other comments or questions?

Councilor Phillips stated no, just very impressive. Esther, we're very lucky to have you and the growth in our community libraries is just astronomical since you took over. Very impressed. And it's just, it's nice to have a Safe Haven in the community for so many people.

Councilor Wright stated like I say it every year, but I will put Seaside's Library system against any other in the state. Absolutely.

Mayor Barber stated and I think I say it every year. We have friends that come from the metropolitan areas and say, how did you get such a wonderful library in a little town like Seaside? Well, we're not a little town. We're a big town. We think big and the library is an example of that. thank you so much Esther. Keep up the good work and you're a real credit to our community and the library.

Ms. Moberg stated certainly, thank you. And we are closed for now but we look forward to reopening when it is safe.

UNFINISHED BUSINESS:

PUBLIC HEARING CONTINUANCE

This was the duly advertised time and place to hold a public hearing regarding an Ordinance of the City of Seaside, Oregon, Amending the Zoning Ordinance Text in Code of Seaside Ordinance Chapter 158 Eliminating Parking for Certain Types of Residential above Commercial in C-2 & C-4 Zones and Reducing Parking for Smaller Apartments in all Zones

ORDINANCE #2020-03

AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, REGARDING AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING THE ZONING ORDINANCE TEXT IN CODE OF SEASIDE ORDINANCE CHAPTER 58 ELIMINATING PARKING FOR CERTAIN TYPES OF RESIDENTIAL ABOVE COMMERCIAL IN C-2 & C-4 ZONES AND REDUCING PARKING FOR SMALLER APARTMENTS IN ALL ZONES (Third Reading)

Mayor Barber stated moving to unfinished business. First item on the agenda is a public hearing continuance on Ordinance 2020-03. Kevin, you want to remind us what this ordinance is about please.

Kevin Cupples, Seaside Planning Director, stated Mayor and City Council. This is an amendment to the off street parking requirements for all zones. It reduces parking requirement for multifamily dwellings. Dropping that down based on, it's not a one size fits all answer of having two parking spaces per dwelling unit. It actually looks at whether or not it's a studio, one bedroom, two bedroom or more and the parking changes based on the number of bedrooms in those units. It also creates a new, really a new category of housing and that is residential above commercial in your, in your C-2 and C-4 zones, which is really your central business district. You currently allow apartments above there through a conditional use permit process. This actually looks specifically at saying if you're providing a studio or one bedroom apartments in those upper floor areas, you're not required to provide off street parking. You still go through a conditional use permit for it. There's some provisions that are added to article six in order to have the planning commission address, how those people won't be taking up a space when you're trying to do maintenance on the streets. But that's one of the components that they would be looking at in addition to just doing a general conditional use permit for it.

Mayor Barber stated okay I'll open the floor of for any public comments, this is a public hearing. Please go to the back. We can still see you back there and I think we can hear you. Your name please and your address for the record.

Jimmy Griffin, 88617 Highway 101, Seaside, stated I represent Seaside Brewery. Just across the street here. And I apologize that I wasn't at some of the earlier meetings where this was being discussed. I've been going back and forth, out of state taking care of a sick mother, sharing hospice duties with a little sister. But, I dropped in on a meeting, last week and heard about it for the first time. I'm just playing a little bit of catch up, but I do have some, some concerns about it that I wanted to bring up. Mainly, you know, in anybody here that knows me, knows that I've always been even a loud voice, in supportive workforce housing, affordable housing, with my business. You know, we've had to rent a large home. We had to purchase a home over at large farm Gearhart. It's always stuffed full of employees in the summertime. And through the rest of the year we've come to find out, it serves as housing for our employees as well because as we all know, housing is a serious problem in this particular area. My concern with this is that it starts right off talking about how it's, you know, the purpose of this is to develop, do something to come up with some workforce housing. But I don't see mechanism in here, and I might be wrong, but I'm bringing these concerns up that you know, we can, and I can clear it up. There's no mechanism to make sure that this stays workforce housing or even what workforce housing is. Is it low rent? Is that what workforce housing is? What's the difference between workforce housing and affordable housing? The way that this looks to me is that we're going to give the developers just a handout saying, you don't have to create parking in what is already the busiest parking zone in the city. And what's going to happen is the people that normally would park on the street and go to our businesses are going to get shoved into the parking lots because the streets are going to be full of residents and their cars because they didn't have to create parking. that's where they're going to park is on the street because they can't park in this parking lot or in that parking lot. And I've talked with some of the other business owners on the block. They feel the same way. I mean, we're not going to let people that live in these apartments above these places just live in our parking lots with their cars. Anyway, what it feels like is that it's going to create pressure driving people into these other parking lots that are already overwhelmed every day. We're running people out of our parking lots because there's already no parking on the streets and they're trying to go to other businesses. And my only option is to tow people, which creates, I don't know if any of you have ever told anybody, but creates massive amounts of bad blood and you're instantly yelled and I actually haven't done it, but even if you ask somebody to leave your parking lot and if they're rude to you and you threatened to tow them, they're just like, whatever. This is just going to exacerbate a problem that already exists when it comes to parking. And I feel like until we know what workforce means, is it going to be a rent control, that's a bad idea. If as a concession we could make it the sort of thing where if you live, if you did live in one of these apartments, if you didn't have a car, I mean if we could be that progressive and cool about it that yes, you can live in these apartments downtown but you don't, own a vehicle and then we don't have the problem, then everybody wins. We get affordable workforce housing. Assuming that we can work that out as well. And we don't plug up the streets with people's cars because I have a real parking problem over here every single day and I don't want to see that get worse. I would like to see it workout, open to suggestions. I'm also open to not understanding exactly what this says and if that's the case then I'm happy to be coached. But as it stands, it just seems like what we're doing is we're handing just a, gift to the developers and not requiring them to, to create parking. I don't get to do that. And if we do that, can I build a hundred units over a coffee shop on the South parking lot? Cause that probably makes a lot more money doing that than barbecue and beer.

Mayor Barber stated okay, good questions and I'm sure in our discussion tonight that some of that will be addressed. Thank you. Any other public comments. Hearing none, I will close that hearing at this point, and ask for council comments. Tita I know you have some comments to make.

Councilor Montero stated I do. I had Kim send you out, a set of comments from me, in an email earlier today that's now part of the public record. And I have, crafted a statement to read tonight.

The purposes mentioned on Ordinance 2020-03: are that it could reduce some regulatory hurdles associated with developing workforce housing, and amending parking regulations identified as a viable means of reducing regulatory requirements. The intended outcome that has been mentioned here several times is to increase affordable housing. I'm going to equate Affordable and Workforce Housing. I think there are some underlying erroneous assumptions – some of which have been voiced: Downtown: There is an assumption that workers in the downtown core don't have cars so would like to live near their work so they can walk. There is an assumption that downtown core is not a place where people other than downtown workers would want to live. There is an assumption that people who choose to live downtown would probably not have cars, we know that Developers' costs of building would be reduced by not having to purchase land to supply as much or any parking. Erroneous assumptions: Developers/owners would pass these savings along to tenants. Erroneous assumption, the rent for studio and 1 bedroom apartments would naturally be affordable. When I have voiced concerns at the last 2 meetings, more than one colleague has reminded me that this action helps fulfill our top goal of increasing affordable or workforce housing. I submit that it does not. Affordable or workforce housing is defined by the cost of rent compared to the area's median income (AMI). It is not defined by square footage or number of bedrooms or parking. Is the rent no more than 60-80% of the AMI? I have done a lot of research about what is going on in Bend and I have spoken to the housing manager in Bend. Bend has found that simply making the one change to lowering parking requirements has not resulted in an increase in affordable/workforce being built. If we are going to provide developers with a cost lowering incentive to build housing, we must require that the resulting housing fit the definition of affordable/workforce housing. We must enact deed or rent restrictions that maintain the rent at appropriate percentage of AMI, and that would reinstitute the parking requirement if a developer/owner raised their rents above the approved levels. While we know this ordinance affects other areas besides downtown, I will address some downtown issues here: There are currently apartment's downtown where residents are already parking in 3 hour zones and not being monitored. The street cleaner routinely cannot operate in certain areas because of this. It is hard for us to imagine that there will be very many more apartments developed because of the condition and limitations of the businesses and the buildings and prohibitive costs to bring them to the ability to have a second floor for instance. However, there is buildable land in the downtown core where developers could build new mixed use buildings and would be relieved of any parking space requirements per this ordinance. Once developers are allowed to build studio and 1 bedroom apartments with lower or no parking space requirements, we will never be able to change requirements when we realize the unintended consequences. If we want to meet our goal of increasing affordable/workforce housing, we must include the developer/builder community. If we want to develop a partnership with developers and builders in creating affordable/workforce housing, we need to include them in the discussion. I have repeatedly asked that we have a joint planning commission/city council workshop inviting builders to talk with us. Although I've been told this was a good idea and it would happen, it never has. Without including rent considerations, this amendment is the wrong one way alley to go down. I make a motion, I am now making a motion, I move that the City Council remand ordinance 2020-03 to the Planning Commission for rework and reconsiderations with the Council, to include formal communication and discussion with our developer/builder community.

Councilor Montero stated I make a motion, I am now making a motion, I move that the City Council remand ordinance 2020-03 to the Planning Commission for rework and reconsiderations with the Council, to include formal communication and discussion with our developer/builder community, with a second from Council President Frank.

Councilor Morrissey stated Mr. Mayor, can I make a comment? I want to make two points. First to Jimmy as far as the parking issue. I think that one thing that wasn't discussed is this is not an al a carte ordinance. They have to actually go through a conditional use process and that's how we address the parking issue. Whether that's sufficient or not, we don't know. But that is the process. To Tita's point, as far as the workforce housing, I think it's a great point. I think the assumption was that this would be workforce housing, but we don't know that and I think it makes a lot of sense to actually put those restrictions in there because that's the entire purpose of this ordinance. I am in favor of, either pausing or, I don't know what the process is or just removing it at this point. Remanding it.

Mayor Barber asked for any other comments.

Councilor Wright stated we hear from the planning director.

Mr. Cupples stated well, I believe you do in fact have, an ordinance before you that the, Planning Commission, I think there was an underlying anticipation that would encourage additional rental housing and possibly afford more affordable workforce housing. I think, some of the Planning Commissioners were really looking at the ordinance itself, just trying to get additional housing, not just affordable. And I realize that's mentioned in the, whereas but it was, really intended when that was put in to say you had been talking about that and this was one tool that they looked at as being something that might actually provide some, I mean Tita's is exactly right. They do have, there's lots of jurisdictions that incorporate that into an incentive program or you're, lessening a standard and in order to get that, that reduced requirement, then you do have to document that you're going to keep it in some affordable category. Whether that's 80% or 60% or 50% or it's just market rate or, non-market rate below market rate housing. I think you can do those things, but that's definitely not what the Planning Commission was looking at. And that's not what you have a supporting document for. If in fact that's what you want, then that's a, that's a different thing.

I do believe the provisions that were put in to amend the off-street parking requirements for all housing, in or all multifamily housing, I think that is still something that you should be doing. And I don't think that should be tied to, market rates because right now I think our parking requirements are relatively high. In fact, if we were a larger city right now, we would be required to only require one off street parking space for dwelling unit. That's in the recent legislation that was passed by the state. And because we're still smaller than that, that's not a requirement. But they have really, the legislature has almost turned into a Planning Commission for, larger cities.

Council President Frank stated Kevin, if we remand this back to your planning, could they split that out as a separate ordinance?

Mr. Cupples stated sure, and in fact.

Council President Frank stated I think we would all agree that we'd love to see that move forward, but not necessarily the this entire 2020-03 because of our worries about it being really workforce housing and how we define it through whatever means if we use this, area median income.

Mr. Cupples stated well I guess what I'd suggest you do, and this would be following or just saying that if you wanted to continue on with the adjustment to the one size fits all for all multifamily housing. If you want that brought back as a separate ordinance amendment rather than rather than dragging that back through Planning Commission hearing and just want to focus on the remand being, looking at the C-2 and C-4 provision for residential above commercial. I think staff can bring you back an ordinance, a revised ordinance that would just take care of that part. You're still going to be starting over, you know, you're going to be starting over at square one, with the first reading. But we can put that in and then just really bring the other item back before the Planning Commission for a review and joint review with Planning Commission and Council and developers if you want.

Council President Frank stated personally, I would like to see that happen in that order so that the other parking, that impact all the accessory dwelling units is still able to go through and which is going to help citywide.

Councilor Morrissey stated the housing study specifically called out Seaside for having high parking requirements and it could be lowered so I'd be in favor of that.

Mr. Cupples stated it would, roughly be taking section six and eight and nine in the ordinance and throwing everything else out for now. And then having that reviewed again with the idea that you're going to have some kind of, affordability built into that leniency for the residential above commercial.

Councilor Montero stated but this still involves remanding this to the Planning Commission or to staff to rework because as it sits right this minute, if we were to do a third reading on it and pass it, we would get exactly what it says in it.

Mr. Cupples stated I'm just saying that I think you can, I think you can remand this, but also ask staff to come back with a revised ordinance that would, that would at least address the one size fits all parking requirement. We can break that completely out because, and I can break that out from the Planning Commission's recommendation because there were parts of it for one and parts of it for the other. If we combined both of them in there because we were talking about parking and residential at the same time.

Mayor Barber stated can you include that in your motion of both the remand and the.

Mark Winstanley, City Manager, stated, Mr. Mayor I don't know that the motion needs to be adjusted. You can remand this subject back to the Planning Commission. You pick it up, staff can also prepare an ordinance right away that deals only with the parking requirement. I think what you're saying at this time is that you don't want to consider this ordinance in it's third and final that you'd like to send it back to Planning Commission for some rework. But you've also instructed us that you'd like to look at that section of the ordinance by itself. In essence, we're just going to end up preparing or coming up with possibly two ordinance moving forward and one of them you seem to not have a problem with. Kevin and I had some discussion prior to this meeting as to whether we could just simply delete a whole bunch of language out of this and allow it to go through third. I don't think that would be appropriate at this point. I think that would be too major of a change to this ordinance. I think it deserves to go through on its own in this case if you just want to take on that parking issue. And I think the appropriate place would be for, you to go ahead pass that motion and remand it back. Kevin can explain to the Planning Commission how he believes this will move forward as two separate items.

Mayor Barber stated it helps to clarify that. Steve you asked to hear from the planning director, did you have anything more?

Councilor Wright stated I have one question. Do we have anything like this in the city now? The workforce housing, rent control, anything like that?

Mr. Cupples stated no.

Councilor Wright stated are you aware of anybody else on the North coast that has it?

Mr. Cupples stated actually, I'm not, certain if, Astoria has provisions and I'm not sure if Cannon Beach has I haven't really looked. I haven't really looked to see who has it. But, as Tita pointed out, Bend is doing that and Newport may be doing it because I know Lincoln city and Newport. I spoke to the Mayor earlier today. We all have a problem of just a shortage of rental housing and there's kind of a trickledown theory of, well, if we get some additional housing, then at least that'll be better than where you may have movement from one apartment to another apartment, but if you have the apartment to move into, you've got something more than you have now and I think that's a, maybe that's too short sided and saying, no, if we're going to do this in the C-2 and C-4 zone, we need to treat it a little differently and, say if you're going to get that break, and that's what I'm hearing you say. If you're going to have that leniency granted for your development, then we need to make sure that we're, getting something that's more affordable housing. And I try to stay away from even saying affordable because when you say that you're talking about all kinds of different categories, and you can structure your own.

Councilor Wright stated there's a lot of, of the things I've been involved with LOC in particular. There's multiple ways to define what each one of these categories is and there are actually separate categories, there's different definitions.

Mr. Cupples stated and you'll just have to find your aha moment on what it is that you were doing.

Councilor Montero stated and it's interesting, when I was having conversation with the housing manager in Bend, I talked about workforce housing and she says, in Bend we don't use workforce housing because, some connotation, but we use affordable housing. I explained, well, affordable housing then gets a different connotation. Everybody using those two, phrases has to define those as you go into the conversation.

Mr. Cupples stated and that would be something that we didn't, I mean, once you get to that point, you're talking about putting that in your definition section so that you can say, this is right.

Councilor Phillips stated I think it will assist us by going this route in future discussions about what we want to do, allowing, workforce or affordable housing in our community. I agree with what's happening.

Councilor Horning stated I think clarifying the definitions and language so that you're pinning the actions and the outcomes where you want them to be, is something that this would benefit from. I think Tita's nailed it.

Mayor Barber stated before a call for the vote. I want to make a comment that, I'm responding to Jimmy's comment. Whatever we do, how we are going to deal with the downtown parking issue. If we're giving people the opportunity to park on Broadway, if they have an apartment above, how long can they park there or what times can they park there? I know my daughter lives in the Pearl District in Portland and she has a permit to park for certain hours at certain times and she has to move her car from there, when that time is up or she gets a huge ticket. So I think there may be some ways to do that. And Dale, you may have some ideas on that as well.

Councilor Montero stated the gal in Bend, she and I discussed that also and she said so, how long has it been since you've done a parking study? And I just kind of went, it has been a long time. And so that was a recommendation and I just, okay, fine.

Mr. Cupples stated it's been since 2004.

Councilor Montero stated I told her that I thought it was at least 10 years.

Mayor Barber stated all right. And do you have the motion in front of you? Can you read it again, please?

Councilor Montero stated I move that the City Council remand Ordinance 2020-03 to the Planning Commission for rework and reconsiderations with the Council to include formal communication and discussion with our developer/builder community with a second from Council President Frank; carried unanimously. (Montero/Frank)

Mayor Barber stated that motion carries and we have on the record the discussion of the parts of the ordinance that we've remanded that staff can bring back to us. Good discussion. Thank you very much.

ORDINANCE #2020-04

AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CODE OF ORDINANCE CHAPTER 110 REGARDING GENERAL BUSINESS LICENSING – DISTRIBUTION OF LICENSE FEE REVENUE (Second Reading)

Mayor Barber stated the second is Ordinance 2020-04. Mark, give us a little background on this one.

Mr. Winstanley stated Mr. Mayor Ordinance 2020-04 is an ordinance that will redistribute business license fees, as the Council remembers you made changes in the fees, the business license fees for vacation rental dwellings, you increased those, this last year.

And now what we are doing is making sure that the money gets, to the department where the hiring of a compliance officer will take place. I told the Council at the last meeting, we are already out, and have advertised for, the compliance officer. Mr. Raul can probably tell us where that is as far as the process is. Okay. We're screening the applicants right now, and we'll be moving through the process of hiring that compliance officer. There'll be supervised out of the Community Development department. We've made changes to the distribution of the business license money that increase goes to the Community Development department to pay for that compliance office.

Mayor Barber stated thank you. I'll open the floor to any public comments regarding this ordinance. Anyone like to speak to this. Hearing none, I will close the public comments. Any council comments?

Councilor Montero stated one comment I think I have to say is, given, what's going on with COVID19, and what we already heard as a message from, VRD owners. I think we should be prepared for us to hear more from them because they're taking a big hit just like all of us are.

Mayor Barber stated at this point that decision is made.

Councilor Montero stated well we just, I think we just need to bring whatever discussion we're going to have back.

Mayor Barber stated I didn't quite understand the last part of what you said.

Councilor Montero stated we committed to discussing that situation. And that's separate from this.

Councilor Morrissey stated Mr. Mayor, I'd like to make a brief comment. I know we've talked about this, that I would like to at some point revisit this after we know the cost of the compliance officer because that's why this was passed. And I think it's fair to the VRD owners that we actually reevaluate this. Like we said, we would.

Mayor Barber stated you know, we're planning to communicate with, the VRD owners, I think that's in process. The consensus that I got from polling each one of you is that we're staying with the business license fee as we adopted, when we have hired the compliance officer and we look at the budget, we'll reconsider whether that can be reduced to an amount, if we don't need that that much to cover the new officer. That's what I heard from you as I talked to you individually and that's being communicated to those, 20 or so VRD owners that were concerned about the level of that. Thanks for that clarification. Any other comments, hearing none. I'll entertain a motion for the second reading by title only.

Councilor Morrissey moved that we read Ordinance 2020-04 by title only with a second from Councilor Phillips; carried unanimously. (Morrissey/Phillips)

Mayor Barber stated that will be on our agenda at our next meeting for third and final reading and a motion to approve.

Councilor Montero stated Mayor can I go backwards for just a moment. My Roberts Rules in the back of my brain tell me we have not concluded the business on item a. (Ordinance 2020-03). Yes we passed a motion to do something, but I don't think we close this and I think what we have to do is have a motion and let it die by lack of a second.

Mayor Barber stated I don't think so.

Councilor Wright stated I don't think so either.

Councilor Montero stated alright I want to make sure we close the loop.

Councilor Wright stated there is no motion and it dies.

Mayor Barber stated your motion was to remand and that kills the motion.

**VACANCY –
PARKS ADVISORY
COMMITTEE**

Mayor Barber stated there was a vacancy on the Parks Advisory Committee.

**VACANCY –
COMMUNITY CENTER
COMMISSION**

Mayor Barber stated there was a vacancy on the Community Center Commission. We do have an application for the Community Center Commission. Someone that served and I believe resigned because of health reasons. Dana are you familiar with that applicant.

Councilor Phillips stated yes and I have talked to quite a few members of the commission about Lou coming back to replace Joe and that is their wish.

Mayor Barber stated the Council can nominate him and bring him in for an interview or you can nominate and appoint.

Council President Frank moved to appoint Lou with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Term expiration for Louis Neubecker would be June 1, 2020.

Councilor Montero stated the question I would ask is that term is up on June 1st. Are we going to wait until June 1st to reopen and search for people? If we know the position is going to be empty, I mean that is two months away.

Councilor Phillips stated I don't know the situation is that he wants to be on the commission and they need that strong voice.

Mayor Barber stated I didn't hear that it was a temporary appointment.

Councilor Phillips stated that was what he emphasized to several of their members but it doesn't mean he wouldn't want to stay on.

Mayor Barber stated at this point if he wants to stay on he would need to resubmit. We will get him to make that decision at least a month out.

NEW BUSINESS:

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 #3951

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

Mayor Barber asked Mark to explain.

Mr. Winstanley explained we have advertised the resolution declaring a public hearing. We get to do these every year. There are three resolutions back to back and they all deal with making adjustments to your current budget to bring your beginning balances in line with your budgeted amounts. We would put them into one resolution but the law requires that depending on the size and depending on the jurisdiction they have their own separate resolution. Resolution #3951 is a resolution that will adopt and appropriate a supplemental budget of greater than 10% for the budgets that are listed on that resolution.

Mayor Barber stated this was Resolution #3951 for the City of Seaside Budget. I will open the public hearing, anyone that would like to speak to that. Hearing none I will close that. Any Council comments. Hearing none I will entertain a motion to read by title only.

Councilor Montero moved to read Resolution #3951 by title only with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

Mayor Barber stated motion to adopt.

Councilor Montero so moved to adopt Resolution #3951 with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

RESOLUTION #3952

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

Mr. Winstanley explained Resolution #3952 is a resolution that will adopt and appropriate supplemental budgets of less than 10% for the 2019-2020 Road District Budget.

Mayor Barber opened the floor for any comments. I'm going to sail through these I'm assuming no one wants to comment. Interrupt me if you do. I will close the public comments. Any Council comments. Hearing none, I will entertain a motion to read by title only.

Councilor Montero moved to read by title only Resolution #3952 with a second from Councilor Morrisey; carried unanimously. (Montero/Morrisey)

Mayor Barber stated motion to adopt.

Councilor Montero so moved to adopt Resolution #3952 with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

RESOLUTION #3953

A RESOLUTION ADOPTING AND APPROPRIATING A SUPPLEMENTAL BUDGET INCREASES AND DECREASES OF LESS THAN 10 PERCENT TO THE 2019-2020 CITY OF SEASIDE BUDGET

Mayor Barber stated I think we know what you're doing Mark. I will open the floor regarding any comments for Resolution #3953. Hearing none, any Council comments. Hearing none I will entertain a motion to read by title only.

Council President Frank so moved to read Resolution #3953 by title only with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Mayor Barber stated motion to adopt.

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

**HOLLADAY DRIVE
IMPROVEMENTS
AVENUE 'C' TO 1ST
AVENUE PROJECT
CHANGE ORDERS**

Dale McDowell, Seaside Public Works Director, stated thank you Mayor. In your packets tonight, you'll see a request for some change orders. There's actually 14 listed on page two. These are changes, on the Holladay Drive, Avenue 'C' to First Avenue, between some unforeseen conditions such as existing storm drains in the way of new electrical conduits, a revised plan from Pacific Power and Light Relocation of some catch basins and some electrical vaults to keep parking spaces. There were some existing utility conflicts and again, discovery and removal of some additional wooden waterline that have all contributed to this additional work. The total of the 14 change orders comes to \$57,407.25. And as I say, one of the, bigger ones on this was we did have to move a vault, that was designed in the corner of First Avenue on private property and it was at the Holiday Inn Express and when it was designed by PP&L. it would have become a traffic problem as far as sight line visibility. So we moved it over by our pump station, which we own that city property. And before we moved it over there, decided to move it over there, we contacted the owners of River Tide just to make sure they knew what they were getting to look at and then we would landscape around it when we're done. These change orders are, all the work has been done, completed already

Mayor Barber stated these are unforeseen things that you can't possibly know before you start a project. I will entertain a motion to approve these change orders.

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

**IGA – INDOOR
TRAINING FACILITY
AT BROADWAY PARK**

Mayor Barber stated now, an Inter-Governmental Agreement between the City of Seaside, the Sunset Empire Parks and Recreation District, and the Seaside Kids, for The Indoor Training Facility at Broadway Park. Skylar are you going to speak to us about that.

Skylar Archibald, Sunset Empire Park and Recreation District, Executive Director, stated thank you. Mr. Mayor, and I have a Chris Corder for a representative from Seaside Kids Inc. We've been here, it was a few months ago and we've been working since that time to come up with this agreement. And I want to thank Kim for all of her help. She's the one that, put all of our thoughts and, ideas to paper. But this is a proposal, a proposed agreement between the city and SEPRD and Seaside Kids to build an indoor hitting cage facility on the property, which currently sits, an outdoor batting cage facility. But the indoor cage facility would provide space for youth and high school athletes to hit year-round, in a covered facility. It would also provide Sunset Empire Park and Recreation District with, storage space for the turf equipment for Broadway field, a new concession stand and two ADA restrooms on that corner of Broadway Fields. Kind of addressing several different needs, both in our community and for the city and for, SEPRD. Chris, do you have anything to add.

Chris stated something but he was not speaking into a microphone and it did not pick up him speaking.

Mayor Barber stated I understand Chris, that you'd planned to bring about 20 kids to the meeting tonight and a good judgment not to bring them, that was good.

Chris Corder, PO Box 2038, Gearhart, Seaside, stated thank you for letting us be here tonight. I know there's some, some different circumstances. Kim, thank you for, preparing everything. We're really looking forward to getting this project rolling. And I know this IGA is the crucial piece. And, you know, I looked through it and it looks really good and hopefully we can take a step in that direction and get to our really crucial fundraising and get the building up here soon so those kids can take advantage.

Mayor Barber stated Mark, can you give us. Thank you both. There may be more questions that'll come your way. Mark give us a little background about how this intergovernmental agreement will work in terms of finances, insurance, and all the details.

Mr. Winstanley stated well Mr. Mayor, I can tell you there is quite a bit of language in this intergovernmental agreement, but what it basically boils down to, the city owns the land, that We building of this, indoor facility, would sit on. Other than that the city doesn't have any obligations as far as the operations of the indoor facility, the maintenance of the indoor facility.

We're really just the landowner in this case, and so the park and rec district and Seaside Kids Inc., needs your approval in order to build their building, on your property. And other than that, we're really not a player here.

Mayor Barber stated what about liability, and that sort of thing since this is our land.

Mr. Winstanley stated it is our land, but we're, since we, have asked them to, if you will, hold us harmless in this to provide insurance that, if something should happen to the building and, or individuals that would be up to them to take care of. Again, we're just the land owner in this case.

Mayor Barber stated I'm sure other Councilors have questions, anybody.

Councilor Montero stated when you were here before us, before, Skylar, I posed several questions to you, which you said you would get answers to me and I never received the answers. I do not have those questions written down right this minute. But I know that, I'm trying to remember what some of them were. One of them had to do with the use of the buildings. You say that Seaside Kids, in here the Seaside Kids would have priority of use, the majority of the time and then you're saying that, the this would be managed by SEPRD.

Mr. Archibald stated the agreement calls for, priority of the building to be, available to Seaside Kids athletes or high school athletes from, I believe February until August. Now, there would still be windows of time each day probably for community use and for potential SEPRD uses, but, the priority of the building would be to, baseball and softball players of all ages during those months, during the off season, months from August until February. The building would be scheduled and priority use would be opened up a little wider, I guess. Those teams, those athletes wouldn't have priority, wouldn't have first priority, during those off-season months.

Councilor Montero stated okay, I'm getting down into the weeds a little bit. If I'm not connected with Seaside Kids and I would then call SEPRD and you would already know what's not available.

Mr. Archibald stated if it was during that, spring or summer window of time, then you would, well actually, I mean year-round you would call us if you're a community user and you say, I'd like to use the facility at this time or make a reservation and we would check the schedule and if it was during that spring/summer window, the priority would be a little bit different. But if it was outside of that window, then you'd have as much priority as anyone else and we would work with you in the same way that we reserve the Bob Chisholm center or the Broadway Field, the actual surface, the turf field, to accommodate your request and fit you into this schedule where you'd like to be. And we'd go through all of the, processes, that we do with our other rentals for those facilities, including paperwork and, filling out, the release of waivers and things like that.

Councilor Montero stated and so the rental of the facility, if you're with Seaside Kids, you're not paying the rent, but anybody else would be paying rent, anybody else to use it, would pay rent.

Mr. Archibald stated not necessarily once the building is funded then we're going to sit down with Seaside Kids and identify how we're going to rent the building. We're saying rent, but it's very possible that, for a community use it would be completely free to rent. We haven't, I guess quite established that yet, but, I think I can feel confident in saying that there's going to be opportunities for people to rent the space at either a low cost or no cost.

Councilor Montero stated and is there also the possibility that SEPRD would have, hours of, open batting cage where then people, either pay or don't pay to come in between certain hours to do it on their own.

Mr. Archibald stated I think absolutely. That's not, we haven't explored that to see if there's a market for that here. But if there was certainly that'd be something that we could offer, especially to kind of compliment, those players, and those athletes that are using that facility but in the off season.

Councilor Montero stated and will the bathrooms be open only when this building is open, the batting cage is open.

Mr. Archibald stated generally the bathrooms would be open, eight to five, that's the time that our staff is there. We have maintenance staff that, arrives around that time. They would unlock the bathrooms and then close the bathrooms when they left, but they would also be open when we had rentals and when, there was activities going on in the field. Because one of the challenges of the field is that we don't have bathrooms on that side of the field.

And football games, soccer games, softball and baseball games, those users of that space, they exit the parking and use the bathrooms that are kind of over by the playground.

Mayor Barber asked Chris if the \$244,000 coming from Seaside Kids. That's pretty amazing.

Mr. Corder stated we've raised quite a bit of money already. We're hoping we need about \$70,000 more. We're working hard.

We have some, yes that are pledged, but like this meeting tonight is crucial because people are like, well, do I want to give money if, we're not confirmed that we're ready to go. Our building plans are all in place and our engineering's done. I'm ready to hand it over to a building official and to get moving, but we need obviously the land to do it on.

Mayor Barber stated that's pretty amazing. Any other questions.

Council President Frank stated yes, once again, thanks for all the time you put in for this. Did I just understand you to say then would these restrooms be open like during football games, concerts, like the stuff that goes on there. And then what about concessions? Does that, is that open during the same times? Would that be like a fundraiser for Seaside Kids?

Mr. Archibald stated right now, the concession stand that we use is part of their rental package that's offered with the field. When the field is rented, that's an option that people can pursue. But then high school sports or a middle school sports that use the field, they would have access to that for free. And then they pay a portion of their revenues back to the district, which we put into the field replacement fund that we maintain. I would anticipate that would continue, as far as the new facility,

Mayor Barber stated any other questions,

Councilor Wright stated do you have a target date, when do you think you might be able to be open?

Mr. Corder stated well, we were anticipating breaking ground in February. That's kind of passed us and we were hoping to be ready, you know, sometime during the season. It'd be really exciting for the teams to be able to kind of enjoy that. But, at this point in time, you know, it's probably like a three or four month process, I would say once we get up and rolling. Undoubtedly our goal would be to be ready for the next school year. You know, as the weather rolls in I just can't tell you how valuable this building will be for, these players to be in this training facility working out, heated, lit, and covered, anytime of the year. It's something we've never experienced and I cannot tell you how big of a game changer it'll be if you've ever spent time in that or watched coaches work with their kids in there and that period of time, I mean, going to the high school has been sufficient for now, but it's always a conflict of time. you know, it's in the middle of basketball season and, and we like basketball a lot, we use every piece of hardware that we can and you got kids coming in trying to use the, pull the nets out, one big net to, to hit off of, you know, and it's just so overdue. We're really hoping that this coming season we'll be ready to go for the off season training.

Councilor Montero stated Seaside Kids is very highly supported and does a lot of really good work for our community. And I would never want to see the day that it's not supported well enough to do the work that you want to do. Do you envision that having this building would become a source of revenue for Seaside Kids at some point? That's one question. And the second question is should, because Seaside Kids will own the building. The city owns the land. Seaside Kids is putting up, is owning the building and then the SEPRD is managing, am I characterizing that correctly?

Mr. Archibald stated yes, essentially.

Councilor Montero stated okay, should there comes a terrible day that Seaside Kids, doesn't have the revenue to maintain as an organization? Is there anything in here or is there any kind of understanding that needs to be put on paper as to, the ability of Seaside Kids to sell that building to somebody else? Or should Seaside Kids fold, what would happen to that building? Because it's sitting on the city land and I think we need to protect that.

Mr. Corder stated I could be speaking a little bit out of line here, but I'm just going to, kind of take a shot at this. But what I would anticipate and whether it needs to be on paper, maybe that something Mark can help us out with, but if that was to happen to Seaside Kids, I would assume that the school district would, we would make some kind of an agreement with the school district as we are with the field and continue that carrying that forward as far as the use, in the primary reason for having that building. You know if for some reason Seaside Kids was to go, you know, South, I would assume that we would be able to make a new agreement with Seaside High School and the athletic department and maintain that building. That's so, you know, beneficial to the program.

Councilor Montero stated but, I just don't like the word assume. None of us want to think that that would ever happen because the work is so good and, and there is so much support.

Mr. Corder stated well let's put it this way, the building will be paid for. And it's an asset to whoever ended up with it.

Mayor Barber stated Mark, did you have a comment?

Mr. Winstanley stated well, only Mr. Mayor that the good news is, and that's maybe the best assurance I can give to the Councilor at this point is that, I participated in baseball, with Seaside Kids. I started when I was eight years old. And unfortunately I'm a whole lot older than that now. The good news is Seaside Kids has a long history of success in this community, and I, we would, not anticipate that there necessarily would be a problem, but there are intergovernmental agreements already in place as to the maintenance of, facilities for Broadway Park.

And my assumption would be Councilor that, should something like that, kind of unforeseen problem, arise. We would probably look to incorporate that building into, an additional, maintenance agreement that involved multiple jurisdictions.

Councilor Montero stated and it's more than just a maintenance agreement. It's an ownership agreement. And given that the building is sitting on the city land, the city should have a right to approve whoever the building might at some point in the future be sold to.

Mr. Winstanley and because it sits on city land, they could not clear title to move it without the city's approval. You're sitting in a situation where, you know I frankly it probably would be more uncomfortable for Seaside Kids and the park and rec district at this point because it's actually sits on our land. Would our reaction should it, and it's not our reaction. I want to make sure everybody understands, but basically the, reaction would be then you can, you can take your building. But we get to hang onto our land and, obviously that would, that's not the way we do business, but that would be from a legal standpoint. That'd be the final answer would be okay. Move the building then. If that's an issue.

Council President Frank stated on one of the last pages here it says under facility management utilities, it has a question mark on how they're handled. Says through SEPRD question mark. Did you decide how that would, who would be paying those bills?

Mr. Archibald stated I think you must have, I guess the document that I have, says, under utilities. As the costs of utilities will be the responsibility of SEPRD and supplemented by Seaside Kids or (SKI), pending the appropriate usage charges. SKI portions will be funded by various fundraisers over all the anticipation of water, sewer, gas and electric expenses is expected to be \$2,500 a year. I think the bills we expected would come to the district and then we would bill Seaside Kids for their appropriate usage and we would pay the rest of the bill in a manner similar to how we handle some of the expenses associated with Broadway Field.

Council President Frank stated okay. And then the only other thing I would say is that, you address a little bit about parking, but if that property sells, then would you be parking on the off Broadway on the East end where the parking is and then everybody would walk over to the facility.

Mr. Archibald stated I think that's the best option, there is available parking. That piece of it, the property, and part of it is the middle school property and part of it's the City of Seaside property. And so there is parking there that's available on the city property. Even if the middle school were to sell, and parking wasn't available on their land, whoever the new buyer is, there's available parking on the city land in that, area. But the better option is to park in the actual parking lot. And now there's plenty of parking down on that side of the lot with the work that public works has done in that area.

Mayor Barber stated any other questions. I'll entertain a motion that would be to approve the intergovernmental agreement.

Council President Frank move that we approve the Intergovernmental Agreement between City of Seaside, Sunset Empire Park and Recreation, and Seaside Kids, Inc. for the indoor training facility at Broadway park with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Mayor Barber stated Thank you very much. Both of you Chris, and Skylar.

**COMMENTS –
CITY STAFF
AND OTHERS**

Mayor Barber stated and we'll wind up our meeting with just a few comments from city staff. I'm sure, our public that are tuning in, via Facebook, would like to know how we're doing with COVID19 and our, policies that we've implemented. Dale, why don't you start and anything else you have going on.

Mr. McDowell stated as you know, our shop is locked down but we are still receiving blueprints at the building department. We have a special way that we receive those. Most everything is dealt with phone calls at this point, and that seems to be working well. Project-wise if you happen to look up towards the school up on the Hill, you'll see this green tank that's popped up its head above the trees. That's the new water East Hills reservoir that's going on. The Holladay Project is going well. We poured concrete again today. We finished the, intersection of Broadway and holiday, all four crosswalks are now in. It was, actually a lot easier than we thought it was going to be, as far as moving traffic around, that was nice and everyone's been very cooperative, while we work on this project. The last thing is if you happen to look over the Broadway Bridge, the old Broadway Bridge, you'll see the new docks are installed. We still have the two ends to do, one of those we will float over onto the Neawanna and probably take it up a little gravel boat ramp we could work on it on shore. The other one we'll do in place on the water. And those are coming up here in the next couple of weeks while we finish that little project up.

Mayor Barber stated Kevin.

Mr. Cupples stated as Dale said we are trying to get used to a new normal of how do you take in plans, and how are plans reviewed, and how long do they need to be quarantined before they're brought into the office.

That's being worked out. One thing we're not going to be doing and we aren't going to be having a Planning Commission meeting this first Tuesday in April, that's going to be picked up in May.

I haven't really figured exactly how we're going to structure notices and how we're going to run the meetings differently. It looks like you've got a good format, but it is strange looking at a Council Chamber that has sparse chairs. We are working on trying to figure out how best to do that and, and just adapt.

Mayor Barber stated Mark any comments.

Mr. Winstanley stated thank you, Mr. Mayor. First of all, before I start talking about, some of the more current issues I just want to thank Esther Moberg I think she does a fantastic job. You got to hear that in your report tonight. And you truly do have a marvelous library and her staff and Esther they do a fantastic job over there. We are very envied by a lot of communities up and down the coast and in other parts of Oregon. And as you know Esther is the now past president of the state's library association. She she's very accomplished in the work that she does. It certainly has been a very interesting, for a couple of weeks. I don't think that we probably have talked about anything else, in city hall except for, the health emergencies that we currently have and how it is that we're going to handle, the different challenges that we have in Seaside. Right now neither one of the, chiefs are in the room. They've been very busy. A lot of, since this is a health issue, our primary department that's involved in all of this is the fire department, and the challenges that the fire department has, they are many and they are difficult. Trying to make sure that, we can respond to all the issues that they are faced with trying to make sure that we can handle the patients that we have and trying to make sure that, we are taking care of the volunteer firemen as well as the paid fire people, that are going out on these calls is very important. One of the things that we have been discussing, all day today for that matter, deals with how we will look at shifting, personnel around, as we go through this, we have three or four, employees of the city that also are volunteers. And one of the things we'll be looking at doing is shifting those people out of the duties that they currently are responsible for as employees and moving them over to the fire department. We have more resources for the fire department. That's one of the things that we're looking at. And one of the challenges we have, I know those employees, some of those that work for public works and some of them that work in other areas, weren't expecting to become a paid fireman. But that may be one of the things that we have to do in order to handle this. As you know, we now have a case in Clatsop County. And it's not that we didn't expect that would be the case. I think every County, unfortunately in the state of Oregon will eventually have cases, and this is just our first case. And as we go through this process, the unfortunate challenges that we will have, firemen, as they handle these calls that will eventually expose them to the virus. And these are things that we're going to have to work out way through along with the general public. Handling a virus and handling an epidemic, is a very difficult thing because you're fighting something you can't see. And, we're pretty used to handling things like tsunami alerts and bad weather and even water issues and sewer issues in the community. But those are all usually things that we can look at and we can figure out what the answer is and work our way towards solving, this is one that we unfortunately, since we're a city, we don't run a health department. We just react to the health issues that we have. And we support the health, people in this community, the hospitals, the doctors, public health that are on the front line with this. But this is not an area that cities as a rule, that we operate in. This is a challenge for us and it's a challenge for all of the community. And I can, tell all of you and assure everybody else this. This is really the only thing that we've been paying attention to for the last couple of weeks. And finally, Mr. Mayor, I wanted although I know the Council is responsible for making sure that commissions and committees are full, that you have all the members there and everything, I want to make sure that everybody does recognize that currently, your commissions and your committees are not meeting, and we will continue to lead them in that situation in as much as we possibly can. Planning Commission's a little bit different. They do have, legal requirements that they have to meet. And those are some of the challenges that that we've been looking at. There are rules that Planning Commissions have to follow, and state laws that they have to comply with. And certainly the Council, and that's why you are meeting tonight, has a number of things and requirements that you have to do, but the rest of your committees and commissions basically at this point can stand down. We'll bring those committees and commissions back into, session when, this, health, emergency is over, you bet you can.

Councilor Montero stated have you started thinking about how the budget process is going to, you know.

Mr. Winstanley stated that's interesting that you should ask that Councilor. You know, we are, just approaching, when, we normally would enter into Budget Committee meetings and this is one of the things that we're going to have to seek clarification from the department of revenue on. My guess is the best I can give you right now, is that this undoubtedly is a problem being faced by the other 240 cities in Oregon, and, all of us are in different stages of that budget process. Some cities have already started having Budget Committee meetings and my guess is that now they're probably suspending those, the City of Seaside doesn't normally start that process here for another month or so. Although we're working on budgets or maybe I should say we should be working on budgets. But frankly, were not getting an awful lot of opportunity to do that. I think that, I don't know how much latitude the state can give us. This kind of takes us back to that Planning Commission issue that we were talking about a minute ago. A Planning Commission has a number of rules and regulations and at this point the state has not been able to give a lot of latitude to Planning Commissions. I don't know how much latitude they're going to be able to give us as far as the budget committee is concerned. But, the process, is, established by law currently. And then that doesn't even consider, the issues we will face, just because of the pandemic and the costs associated with that.

And we already are beginning to have to spend money that, as the fire department has said, you know, we didn't have this in the budget. These are things that we're having to figure out how we're going to pay for currently

Councilor Montero stated and not just the increased costs, but the decreased revenue.

Mr. Winstanley stated that's correct. Revenue is going to be a big concern. And, as you're well aware, Councilors, we're, we have to estimate a lot of these numbers and, right now, it's kind of, I guess at best as to what some of these revenues we don't know what they will look like.

Mayor Barber stated thank you Mark. It's a solemn time for sure.

Mr. Winstanley stated it is, Mr. Mayor but the city and all of its staff are working hard to try to make sure that, we're doing everything we can, to accommodate, all the problems that we're going to, be facing as far as this pandemic is concerned.

Councilor Montero stated can I asked a couple questions about the pandemic.

Mayor Barber stated I want to hear it from Jon's first.

Jon Rahl, Assistant City Manager, stated I wanted to just, add on what Mark said a little bit in terms of meetings and, I'm going to actually respond to a comment that I saw come across the screen and that, "Is the city considering meetings remotely or something like that." And as you all know, we've had some enhancements in technology in the city. I think we wouldn't be able to stream this meeting live via Facebook had we not, enhanced our internet capacity over the past year. We just didn't have that high speed, connection. Doing that and there are several options out there, to do some remote meetings. I think, you know, just as the world is changing every day with new things, there are definitely capabilities that we could potentially look into taking advantage of to conduct meetings that we can continue conducting business and can continue committee meetings. I just want to commend staff that's pitched in, in different areas, where they don't normally contribute. We've already had a lot of that as Mark noted. Josh pitched in from the Visitors Bureau big time over the weekend and those things are happening throughout. I just want to commend, all the staff who's working really hard and diligently and also trying to protect their families at home as is the entire staff.

Mayor Barber stated thank you Jon. We've covered all the staff unless Kim wants to make a comment. Okay. Thank you.

COMMENTS – COUNCIL

Mayor Barber stated well, let's start with Council comments, and Tita why don't you start with your question.

Councilor Montero stated do we have a good sense that the hotels that have pretty much emptied out except for the people that are allowed to stay, the workers and that kind of thing.

Mr. Winstanley stated we have spent quite a bit of time working all day today, to try to clarify to the hotels. What was a fairly general statement, the other day when we asked them to, close down their operations, there are people that are staying in those hotels that have very specific needs. We have utility workers here, we have construction workers here. They've been here for quite a while. And we did clarify for those hotels that those people are still allowed to stay in the hotels. They're not coming in and out of our community. They're here to work and, those people, I think it's very appropriate for us to make an exception and allow those people to be here. There also people that have very specific needs and I'm not going to talk about those very specific needs, but some of those are people that are here because they have family members that are, that are in the hospital and have other health issues and things like that. And we certainly do not want to put those people out on the street. We want to make sure that those people are also, welcomed into our community at what is a very difficult time for them because they're here because of loved ones and the, problems that they are having that have nothing to do with the pandemic. We're doing our best to make some of those adjustments and make sure that, those things are taken care of. We did declare that that people needed to, vacationers needed to leave the hotels, but in some cases, because that was a fairly late, decision made on Sunday, we've told the hotels, it's okay if they don't go until Tuesday, because they really didn't know until they got up on Monday that they were going to have to leave. We've tried to adapt to those things and let those take place. We think those are appropriate decisions, but as far as we know, and the information we're receiving, yes, people are leaving and, heading home, I think, people were doing the things that we, in other situations we've always asked people to do and that's come to Seaside, enjoy yourself, act appropriately and do the things that that we know people enjoy. But, this is entirely a different situation. And, we wanted to make sure that people understood that, we're going to do the best we can to handle the issues we have in Seaside. They basically at this point need to go home and handle the situations they have in their homes and, let us handle it.

Councilor Montero stated the only other question, I knew this would happen, when we say we can't, you can't use the beach. I knew then that our locals would say, but I live here and I want to use the beach. And I've had several different calls. One told me that they called city hall and when they said, why can't we use the beach? I thought they were given a very good answer. And that is because we can't tell if you're a local or a tourist. And, at some point will the locals be able to use the beach?

Mr. Winstanley stated you know, I think this is a very fluid situation. And, I think we will be adapting to it on, I want to say a daily or a weekly basis, but we literally are adapting to it on an hourly basis. I know we spent, the vast majority of our time in my office and when I say we, it was probably Jon spending more of it than any of us. Trying to write, specific policies for a lot of the things that were said in our declaration. And the things we're asking of the businesses and the people of Seaside. And you know, as fast as we can ride them, and put them in place. We're coming back and looking at questions that are being placed, are given to us and trying to figure out how they fit into those policies. Councilor I think it will continue to be fluid and it probably will be fluid all the way to the very end of this situation. Just like I talked about us a minute ago about somebody being here, staying in a hotel and having somebody who has, other medical conditions and they're just here to support their family member, why they're here. Those aren't the people we're trying to get to understand that they need to leave. Those are the people that yes, we have to handle as we work through this. I can't imagine, how difficult it would be to have not only a pandemic going on that they have to pay attention to, but also a family member who's seriously ill from something else and they have the worries of handling that. We'll be adjusting all the time and I think that, in the future, we may be able to, look at adapting our policies that, our residents have the ability to, use the facilities that they, what they're used to using.

Mayor Barber stated at this point, the state has closed the beaches. That is an added issue.

Mr. Winstanley stated well and Mr. Mayor I want to give a little, kudos if you will, to the State of Oregon because, the, state parks, people, we've had conversations with them and, there have been times where it's difficult, for, a city that borders up against what is a giant state park when you talk about the beach. There's been times where, sometimes, joust a little bit with, the State of Oregon over exactly what can be done and can't be done, on the beach. But they have been very cooperative with us, throughout this and very supportive of the things we have to do. And it's difficult for them and it's difficult for us and it always works out a little easier if the jurisdictions can work together as compared to try to figure out, who has to do what.

Mayor Barber stated Steve, any comments.

Councilor Wright stated I've been very impressed by our leadership here in the city, Mark and Jon and our Mayor in particular, going through all that, you know, I'm sure we don't know everything you've gone through. I think this just shows our, preparation that we've done for a lot of various emergencies is all coming together and you guys are using, the things that you've talked about, twice a month for years. And, I think that shows, we just need to remember, this is the first pandemic I think any of us have been through. Let's, be patient and kind with each other and particularly help those that are really, in some kind of need, particularly the elderly. I mean, I fit in that category. I think a lot of us do, but, at least we're still getting around and we've got some neighbors I think we need to take care of too.

Councilor Horning stated well, I'd like to, ask, the staff about the use of online software for meetings of the Parks Advisory Committee, and the Airport Committee, they've asked, they're eager to continue their work and they would like to know whether there's policy that the city already has regarding online meetings and whether they can be quickly implemented and set up so that they can carry out their meeting schedules.

Mr. Winstanley stated well, Councilor, we will be looking into that, there is state law to that dictates that. And it has to do with the fact that you, have public meetings and people are, the public is invited to participate in meetings. And if, you're having quote, unquote an online meeting where everybody's separated, it makes it more difficult for the public. Those are things that we're looking into. And if you'd asked me this question two weeks ago, I would have told you, no, you need to, you need to hold meetings like you're holding tonight and you need to invite the public to come. And, they, the public has every opportunity then to ask any kind of questions and register any kind of concerns.

Councilor Horning stated well, having already done some of this in my nonprofit work, the meetings work pretty well and you can have them sign in if they're instructed on how to do it.

Mr. Winstanley stated and I understand that. I just don't know that state law allows that for governmental agencies and those are things that we're looking into to try to make sure that. We certainly don't want to tell the committee that they can go ahead and meet, and, then find out that they were acting illegally. We will be working on those things as we move along. And, right now, because we don't know all the answers and, and have all the aim and can assure everybody that they're going to do something illegal, we're just simply suspending until we know the answers to those things. And this isn't an excuse. It just is a reality. It takes a lot longer than you might think for us to put some of these things together. It takes quite a bit of research, to find out the things and then we have to write the policies that we're going to need to use in order to implement them. And the writing of those policies and procedures, takes a little bit at a time, and we have to get them right when we do them.

We can't, advise you to do something and then say, whoops, we're sorry, but you broke the law. It doesn't work that way.

Councilor Montero stated since there are I think already two cities in Clatsop County that are already doing this can we sort of piggyback and borrow some information from them?

Mr. Winstanley stated we always do. I probably shouldn't just do this in a public meeting, but the reality of it is, when you're a small city, you try to steal it first before you, before you invent it. And we definitely will be reaching out to people and to the League of Oregon cities to try to make sure that what we do is proper. One of the dangers would just be simply deciding you're going to steal what another city is doing. And I'm not in that by any manner insinuating anything, but we've all been guilty of stealing something only to find out they were doing it wrong. And we want to make sure that when we do it, we do it correctly.

Councilor Morrissey stated a constituent brought up today to me to piggyback on Tita's question about how there's people living at places like thousand trails. And I know we talked about that briefly. Could you just address how you guys are going to deal with that as far as having exemptions they don't have to actually leave? Do we have any plan there?

Mr. Winstanley stated well, one of the things we're struggling with in the case of a thousand trails is, in this case, the governor made a statement, the governor has issued some orders that deal with campgrounds. One of the things we're going to have to look at is, whether the governor gave us enough latitude in this case, to be able to make our own rule. I hand it out to all of you, an eight page letter that basically lays out everything that the governor up till now has decreed. And one of those items, I don't know the number off the top of my head deals with camping and camp grounds. And we need to probably get a little more clarification on that before we give any advice to thousand trails on that situation.

Mayor Barber stated some of those people were here for several weeks or months.

Mr. Winstanley stated long-term people are, first of all, I can tell you anybody that, is renting for longer than 30 days is not a short term rental person. But having said that, that's the state in the governor's message is talking about closing a camp ground and camping areas. And those are things we're going to have to look at.

Mayor Barber stated Dana.

Councilor Phillips stated thank you again to the staff, and all of our hard workers in this city for what you are doing and making it safe. I would ask people to be courteous, use common sense and be safe.

Mayor Barber stated also Council President Randy.

Council President Frank stated well, I think a lot has already been said, but, you know, the importance of treating people kindly and with respect and especially those that are first line responders are not there as part of their job to, you know, take special consideration. And then the other thing I would like to say is if there are shut-ins or people that don't get around in your neighborhood, looking at them, looking on them and making contact to see if they're doing okay, even if you're talking through the door, just to, see if they are able to get out and get things and how things are going. Because if, you know, traffic is cut off, they may have an issue there. That would be helpful to everybody. You know.

Mr. Winstanley stated Mr. Mayor, can I make one more comment. I just thought of this and, this has come up a couple of times, and since we're in a public meeting, it gives me an opportunity to make sure I get this one out. The water and sewer system is not compromised in any way, shape, or form. This virus has nothing to do with, the water system or the sewer system. And I've had people, at different times say, well, what about our water and things like that. And I want to make sure everybody understands the water system and sewer system are just not involved in any of this problem.

Councilor Montero stated except if people flush the wrong things that could be a problem.

Mayor Barber stated the thing that I have learned kind of working through the last two weeks is I've chosen to focus on those people in our community who are bringing good resources, working together, caring for one another, and not paying much attention to people who are crude and rude and, negative of. We will get through this, we will survive this. And when we get to the other side, we as a Council and we as a city will need to be able to look back and say we were honorable, we were respectful, and we did this together and that's how we got there.

And it is a test for sure, but particularly in terms of leadership, of real leadership comes in a time of testing. And, I'm proud of our Council. I'm certainly proud of our city leadership. I know people work all weekend, out there. Our police, our public works, our fire department worked all weekend, late into the night, doing their jobs. We will get through this and we've got two great quotes to end the meeting tonight. I'm going to ask Randy to read this one. This one comes from 1790 from the first president of the United States.

Council President Frank stated George Washington read this to. He sent a letter to the Hebrew congregation in Newport in 1790 and he said, "May the faith of all mercies scattered, of all mercy scattered light.

And not darkness upon our paths, and make us all in our several vocations useful here, and in his own due time and way, everlastingly happy."

Mayor Barber stated the one I wanted to share also is from the second president of South Africa who spent from 1964 to 1987 in prison in South Africa with Nelson Mandela, Thabo Mbeki, and he said, this is so powerful. He said, "Gloom and despondency have never defeated adversity. Trying times need courage and resilience. Our strength as a people is never tested during the best of times." Both true.

ADJOURNMENT The regular meeting adjourned at 9:00 PM.

Kim Jordan, City Recorder

JAY BARBER, MAYOR