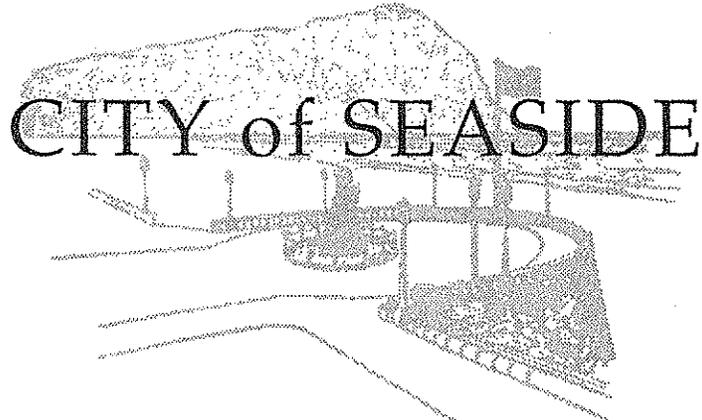


**AGENDA SEASIDE CITY COUNCIL MEETING
SEPTEMBER 28, 2015 7:00 PM**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA
5. PROCLAMATION – THE GREAT SHAKEOUT DAY
6. COMMENTS FROM STUDENT REPRESENTATIVE, Taylor Barnes
7. COMMENTS – PUBLIC
8. DECLARATION OF POTENTIAL CONFLICT OF INTEREST
9. CONSENT AGENDA
 - a) PAYMENT OF THE BILLS – \$192,390.47
 - b) APPROVAL OF MINUTES – SEPTEMBER 14, 2015 REGULAR MINUTES
10. UNFINISHED BUSINESS: NONE
11. NEW BUSINESS:
 - a) LIQUOR LICENSE APPLICATION – DAISY MAY’S SANDWICH SHOP, 1111 N. ROOSEVELT, SUITE 200
 - b) PRESENTATION – CHICKEN TRACTOR CONCEPT, Jennifer Barrett
 - c) PROPOSAL – HELPING HANDS COMMUNITY DEVELOPMENT BLOCK GRANT PARTNERSHIP WITH CITY OF SEASIDE, Alan Evans
 - d) RESOLUTION #3855 – A RESOLUTION OF THE CITY OF SEASIDE, OREGON, REGARDING CLATSOP ECONOMIC DEVELOPMENT RESOURCES
 - PUBLIC COMMENTS
 - COUNCIL COMMENTS
 - MOTION TO READ BY TITLE ONLY – ALL IN FAVOR AND OPPOSED
 - MOTION TO ADOPT – ALL IN FAVOR AND OPPOSED
 - e) VACANCY – PLANNING COMMISSION
TRANSPORTATION ADVISORY COMMISSION
 - f) DISCUSSION – COUNCILS CONSIDERATION REGARDING AN ORDINANCE THAT WOULD PROHIBIT RECREATIONAL MARIJUANA SALES THROUGH MEDICAL MARIJUANA DISPENSARIES
12. COMMENTS FROM THE COUNCIL
13. COMMENTS FROM THE CITY STAFF
14. ADJOURNMENT

Complete copies of the Current Council meeting Agenda Packets can be viewed at: *Seaside Public Library and Seaside City Hall. The Agendas and Minutes can be viewed on our website at www.cityofseaside.us.*

All meetings other than executive sessions are open to the public. When appropriate, any public member desiring to address the Council may be recognized by the presiding officer. Remarks are limited to the question under discussion except during public comment. This meeting is handicapped accessible. Please let us know at 503-738-5511 if you will need any special accommodation to participate in this meeting.



CITY of SEASIDE

OREGON'S
F A M O U S
A L L - Y E A R
R E S O R T

989 BROADWAY
SEASIDE, OREGON 97138
(503) 738-5511

PROCLAMATION

Whereas, The State of Oregon has no greater responsibility than ensuring the safety of its citizens and all those who visit our state; and

Whereas, Earthquake safety is a serious concern with much of our state at risk to seismic shaking and tsunami hazards; and

Whereas, the best way to survive a natural disaster is to develop a preparedness plan for your school, business, home and family; and

Whereas, being self-sufficient for two week after a natural disaster as well as knowledge about what to do when disasters occur is vital. All citizens, businesses and governmental agencies are encouraged to participate in earthquake drills where they practice "Drop, Cover and Hold On," on Great Shakeout Day.

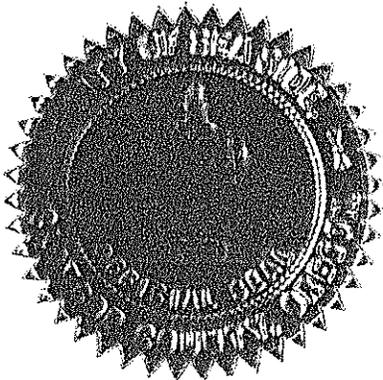
Whereas, Kate Brown, Governor of the State of Oregon, hereby proclaims October 15, 2015, as the Great Shakeout Day.

NOW, THEREFORE, I, Don Larson, Mayor of the City of Seaside, proclaim October 15, 2015, as

THE GREAT SHAKEOUT DAY

and encourage all Oregonians to join in this observance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seaside to be affixed this 28th day of September, 2015.



DON LARSON, MAYOR

LIQUOR LICENSE APPLICATION

Deborah Kaye Lounsbury
Daisy May's Sandwich Shop
1111 N. Roosevelt Suite 200
Seaside

This business has applied for a Full On-premises Sales Liquor License. This would be for a change of ownership.

Full On-Premises Sales License – allows the sale of distilled spirits, malt beverages, wine, and cider for consumption at the licensed business. This license also allows private catering if the applicant receives pre-approval from OLCC.

The Police Department has reviewed the business and applicants applying for the liquor license and the information received is attached.

Criteria for consideration

The City Council, after consideration, may determine to make a favorable, unfavorable, conditionally favorable or no recommendation to the OLCC. If the City Council makes an unfavorable or conditionally favorable recommendation to the OLCC regarding any application for liquor license, the recommendation will be based on a finding that one or more of the following conditions exist:

1. There is a history or pattern of illegal or disorderly activity on the premises.
2. There have been disturbances and/or other problems (such as fights, altercations, drug dealing by patrons, furnishing alcohol to minors by patrons, public drunkenness, alcohol related litter, etc.) related to the exercise of the applicant's alcohol license privilege and the applicant has failed to take reasonable and timely corrective action when notified of these problems by the police or the OLCC.
3. There is a continuing problem of noise from this business disturbing neighbors.
4. The applicant would be a poor risk for compliance with liquor laws, as indicated by a felony conviction, which reflects on the applicant's ability to be a responsible liquor licensee.
5. The applicant would be a poor risk for compliance with liquor laws, as indicated by a failure to comply with liquor laws.
6. The applicant has a history of abusing alcohol or other controlled substances and would be a poor risk for compliance with liquor laws.
7. The applicant has made an intentional and materially false statement about a matter that reflects on the applicant's ability to comply with the State's liquor laws.
8. An unlicensable person or a party not named as applicant has an ownership interest in the business to be licensed.
9. The applicant has failed to operate as originally proposed to the City Council, the original proposal having been a deciding factor in the Council's favorable recommendation to the OLCC.
10. The applicant has expanded the boundaries of the licensed premises to areas not originally considered by the Council and without City and OLCC approval.
11. The business is located within 500 feet of a school, child care facility, church, hospital, nursing or convalescent care facility, a park or child oriented recreation facility, or an alcohol and other drug treatment facility and there is evidence that the business will adversely impact the facility.

Seaside Police Department

September 15, 2015

MEMORANDUM

TO: Mark Winstanley, City Manager

FROM: Steven M. Barnett, Lieutenant 

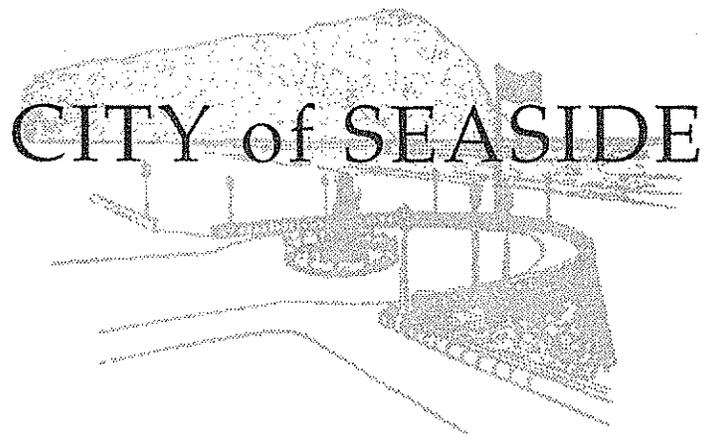
SUBJECT: Daisy May's Sandwich Shop OLCC Application

The Seaside Police Department has reviewed the liquor application for a new on-premises sales of liquor at a location known as the Daisy May's Sandwich Shop, located at 1111 North Roosevelt Dr., Seaside. The location has never been licensed by OLCC, but has operated as a sandwich shop.

The background check on the listed owners requesting the license did not locate information that would disqualify the applicant from obtaining a liquor license. Information related to the investigation is documented in the attached police report.

If you have any additional questions, please let me know.

Cc: S20157602



CITY of SEASIDE

OREGON'S
F A M O U S
A L L - Y E A R
R E S O R T

989 BROADWAY
SEASIDE, OREGON 97138
(503) 738-5511

September 23, 2015

Deborah Kaye Lounsbury
1111 N. Roosevelt Suite 200
Seaside, OR 97138

Dear Deborah:

This letter is to confirm that the Oregon Liquor License application for Daisy May's Sandwich Shop that was submitted to the City of Seaside is scheduled to appear on the agenda for the City Council meeting Monday, September 28, 2015 at 7:00 PM. City Council requests the owner or a representative attend the Council meeting as they will be discussing the liquor license application and may have questions to ask. Attached with this letter is the Seaside Police Department memorandum that is submitted to City Council for review.

Sincerely,



Kim Jordan
Administrative Assistant

September 9, 2015
Jennifer Barnett
4/2 Gilsonda, Inc.
1000 S. Holladay
503 791 3666
Seaside OR 97138

To Seaside City Council

Please consider expanding the existing ordinance to allow chickens in Seaside, OR, 97138.

The concept I wish to introduce into the discussion of allowing chickens in Seaside is the "chicken tractor" concept.

The "chicken tractor" concept is:

a bottomless, moveable chicken "run" and nesting/roosting construction for (4) four hens. I believe that incorporating this concept into the ordinance will solve any and all problems that may have been faced by the city.

Please peruse the following report that will further elucidate the plan for utilizing chicken tractors in Seaside.

Thank you for your kind attention to this report,
Jennifer Barnett, Gilsonda, Inc.

To Seaside City Council

Sept 9 2015

This report is threefold:

1. Existing problems with chickens in Seaside City
2. Concept of the Chicken tractor
3. We, Gusmonda, Inc. to place tractors on City property:
 - at the city gardens, caboose area
 - at the American Legion grounds

1. Existing problems:

Problems for chickens:

- Raccoons, dogs, cats as predators and killing chickens
- Hawks and eagles as predators
- Rats populating - food water source
- Chickens: roosting in neighbors yards
- Chickens eating gardens
- Chickens wandering in streets
- neighbors complain of the stench from fall off in coops
- and many other problems! because of unmanaged birds.

Problems for neighbors and owners:

- chickens escaping yards
- Bothering neighbors:
 - smell
 - noise (roosters)
 - eating gardens
 - disputes when neighbors dogs or cats eat chickens
- rats

- These problems and others encountered² by the city may be solved by the next agenda item:

2. Concept of the "chicken tractor"

A CHICKEN TRACTOR:

- A moveable, bottomless chicken house and run
- Fully contains hens; nesting area; runs
- Chickens completely enclosed by the structure and fencing within tractor. please see photo.
- Impenetrable so protects hens from all predators — those from above — hawks and eagles — and all those mentioned #1.
- Tall off from hens : AND NOTE ONLY Hens — no roosters (noise)
- Tall off goes to ground and hens scratch into ground — tilling & fertilizing
- Upon moving tractor to next grass area, ground under tractor is READY to plant — tilled and fertilized.
- Gardens may be started on plots left by tractor.
- Chickens forage and till — healthier diet for chickens

- Chickens are happy to free range and safe from predators
- Chickens are fenced
- excess eggs from citizens to food banks and the public
- meat production with fertilized eggs
Visiting Roosters OK (no over night visits!)
- Access to food and ease with gardening
- Chicken tractors solve all the problems stated in part one.
- Chicken tractors specified in the expanded ordinance, would, we believe,
- insure the success of allowing chickens in Seaside.
- By including the "chicken tractor" concept — the problems will be avoided.

III.3. We, Gusmonda Inc., would present to the Council for consideration the following request:

- We would like to place two (2) tractors within Seaside City on city property.

- This to be an experiment to demonstrate the use of the chicken tractor concept.

- We would like to place one tractor at the American Legion park area where the Wednesday Market occurs. Bud Thompson, American Legion, has approved this "as long as the city approves."

- Place one at the community gardens.

- Education, demonstrations and monitoring this experiment to show it's effectiveness.

- Cannon Beach, Astoria, Warrenton and Gearhart have already allowed chickens — their citizens could also be educated about the concept of the Chicken tractor."

Conclusions

- Safe and happy chickens
- Safe environment
- Increased food production with eggs and meat
- Fertilized and tilled garden plots
- More produce planted instead of grass - grass is expensive to cut, water and maintain - gardens of trees, berries and vegetables planted.
- No smell or rodents
- Happy Neighbors

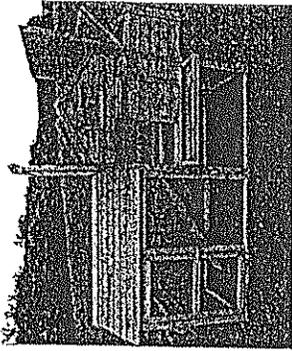
Note: The chicken tractors could be placed on city property either

1. With chickens
2. without chickens

Thank you for your consideration
Jennifer Barnett

environment coop. This coop is well designed with one Living House, a two section Nesting Box and a large Backyard Run.

Features



- Chicken coop, nesting box, and run backyard, all in one deluxe chicken coop
- Works great for rabbits, chickens, ducks, or other poultry
- Two wheels for easy relocation, allows you to move the coop throughout your landscape
- Heavy duty galvanized wire helps keep chickens in and predators out
- High strength screwed construction
- Roof:

- Hinged roof for easy access to refill food/water and extract eggs

Window:

- Large living house with sliding window for air movement and ventilation
- Screened side window for good ventilation during hot months, and can easily be covered for cold weather use.

Door:

- Hinged door for easy cleaning or refilling of food and water
- Sliding access door with a ramp

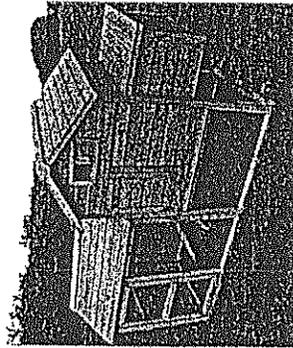
Nesting box:

- Large side-located box
- Removable nest box divider
- Hinged nest box lid for convenient access to the eggs

Slide out droppings tray:

- Built-in slide out droppings tray makes for easy cleaning
- Note: Our chicken coops are not guaranteed to be weather-tight and may need additional weather-proofing based on your climate / weather conditions

Chicken coop, nesting box, and run backyard, all in one deluxe chicken coop



Two wheels for easy relocation, allows you to move the coop throughout your landscape

Specifications/Dimensions

Overall Size 82 1/4" W x 35 3/8" D x 52 3/8" H

Lower Run Area 64" L x 25" W x 40" H (Backyard) x 17 1/2" H (Under living quarters)

Nesting Box 22" L x 12" W x 13" - 14 1/2" H

Item No. D3-0004

Chris & I plan to add feed down

29th



Helping Hands Re-entry Outreach Centers

P.O. Box 413 Seaside, OR 97138

(503) 738-4321

www.helpinghandsreentry.org

September 2 2015

City of Seaside
989 Broadway
Seaside, OR 97138

Mission Statement: We are a helping hand to a sustainable life through resources, recovery and re-entry.

Dear City Council Members,

Helping Hands has served as Clatsop County's homeless services for over 13 years. We continue to adapt and expand to meet the growing needs of the homeless in our area. We have been working with our area partner agencies to identify a potential building site for a new facility, and we believe we have found one on the south end of Seaside. We would like to propose a partnership with the city to apply for a Community Development Block Grant to make this project a reality.

I am respectfully requesting to be added to the agenda of the next city council meeting in order to present my proposal, which will take about 10 minutes of your time.

Thank you in advance for your continued support.

Sincerely,

Alan Evans, CEO
Helping Hands Re-entry Outreach

Memo

To: Mayor and Council
From: City Manager's Office
CC: Kim Jordan
Date: September 24, 2015
Re: CEDR Resolution

At the City Council meeting held September 14, 2015, Kevin Leahy gave a presentation for Clatsop Economic Development Resources (CEDR). Mr. Leahy had sent a letter to Council April, 2015, requesting the CEDR contribution from the City of Seaside be increased from \$7,500.00 to \$10,000.00. At the City Council meeting on September 14, 2015, Mr. Leahy again requested the contribution be increased to \$10,000.00.

Resolution #3855 is a resolution regarding the CEDR contribution. The amount of the contribution is \$7,500.00 which was the amount budgeted for this year. If Council chooses to change the contribution for CEDR to \$10,000.00, the resolution should be amended to reflect the change.

RESOLUTION #3855

**A RESOLUTION OF THE CITY OF SEASIDE, OREGON,
REGARDING CLATSOP ECONOMIC DEVELOPMENT RESOURCES**

WHEREAS, the goals of Clatsop Economic Development Resources is to expand, retain and recruit business and industry; and

WHEREAS, the targets for expansion and retention include industry clusters, increasing per-capita income, diversifying the economy and promoting managed economic growth through year round family wage jobs, and to lead delivery of professional economic development services by bringing together multi-organizational efforts; and

WHEREAS, the Seaside City Council, has determined that endorsement of the establishment of Clatsop Economic Development Resources would be a benefit to the communities throughout the County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SEASIDE:

SECTION 1. The Seaside City Council agrees to partner with Clatsop Economic Development Resources and hereby approves the contribution of \$7,500.00 for the seventh **eight** year as financial support for this program.

PASSED by the City Council of the City of Seaside this ____ day of _____, 2015.

SUBMITTED to the Mayor and **APPROVED** by the Mayor on this ____ day of _____, 2015.

DON LARSON, MAYOR

ATTEST:

Mark J. Winstanley, City Manager



April 29, 2015

To: City of Seaside City Council

Mayor Don Larson

Councilor Tita Montero

Councilor Jay Barber

Councilor Seth Morrisey

Council President Don Johnson

Councilor Randy Frank

Councilor Dana Phillips

City Manager Mark Winstanley

CEDR, (Clatsop Economic Development Resources) and the Clatsop Community College Small Business Development Center, have proven to be a model for economic development in Clatsop County.

The results from 2014 and year to date results in 2015 show the momentum continues to grow. For 2014, we advised 153 businesses, always FREE and CONFIDENTIAL, held 41 training events with 331 attendees, created and retained 46.60 jobs, had capital formation (assisting businesses gain funding for their business) of \$741,162, and had 7 business starts.

For 2015 year-to-date, we have advised 63 businesses, held 20 training events with 131 attendees, created and retained 31 jobs, with capital formation at \$1,036,195.00, more than all of 2104, and had 2 business starts. We have tremendous opportunity to continue this growth, but need to add funding to accomplish our goals.

I am requesting the City of Seaside increase their contribution to CEDR to \$10,000 for the next fiscal year from the current \$7500. Our lead office continues to be in Seaside. I am also requesting increased contributions from Clatsop County and the other four cities in Clatsop County.

This funding increase will allow us to continue adding capacity for our SBDC advisors who are paid an hourly rate while we are maintaining the FREE and confidential advising that is required from our Business Oregon and SBA contracts, increase the professional development and expertise of our staff related to industrial lands, business plan & access to capital training, enhance the workforce education training programs held in Seaside and Astoria, and grow the signature Clatsop Community College SBDC Small Business Management Program in Seaside, which enrolls up to 15 businesses each year.

Thank you for your support.

Kevin Leahy

Executive Director, CEDR & CCC SBDC

SEASIDE PLANNING COMMISSION

The purpose of the Seaside Planning Commission is to recommend and make suggestions to the Council and to other public authorities concerning the laying out, widening, extending and locating of public thoroughfares, the parking of vehicles, the relief of traffic congestion, betterment of housing and sanitation conditions, and the establishment of districts for limiting the use, height, area, bulk and other characteristics of buildings and structures related to land development. The Planning Commission is to recommend to the Council and other public authorities plans for regulating the future growth, development and beautification of the city with respect to its public and private buildings and works, streets, parks, ground and vacant lots, and plans consistent with future growth and development of the city in order to secure to the city and its inhabitants sanitation, proper service of public utilities, including appropriate public incentives for overall energy conservation, and plans for shipping and transportation facilities.

The commission consists of seven members who are not officials or employees of the city and who will be appointed by the Mayor, subject to the approval of the City Council. A minimum of five members shall reside within the city limits; a maximum of two members may reside within the urban growth boundary, but outside the city limits. All members shall serve for a term of four years. A Planning Commissioner's term of office shall commence on the first day of November of the first year of his or her term.

Each year, at the first Committee meeting in November, the members shall appoint one of their members as Chairperson and one as Vice-Chairperson. One of the Committee members will serve as Secretary. Minutes of all meetings will be filed with the City Council.

No more than two members of the Commission may engage principally in the buying, selling or development of real estate for profit as individuals, or be members of any partnership, or officers or employees of any corporation, which engages principally in the buying, selling or developing of real estate for profit.

The Committee shall hold a regular meeting at least once each month of the calendar year. The meetings shall be open to the public. Any person appointed to serve on this committee who misses three or more regularly scheduled meetings during a 12 month period shall be notified by letter that the position must be vacated. The individual may appeal the decision to the City Council. (A 12 month period is defined as beginning in January of each calendar year.)

The members shall serve without salary or compensation of any nature.

COMMITTEE/COMMISSION APPOINTMENT

1. **Date Council Notified:** September 28, 2015

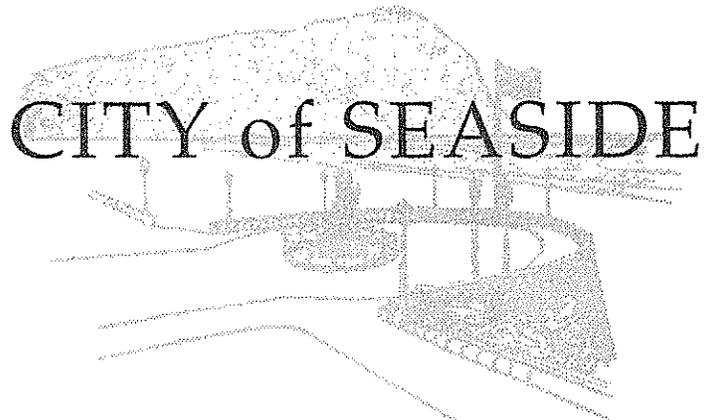
Name: Ray Romine
Steve Wright

Commission/Committee: Planning Commission

Resignation Date: N/A

Term Expiration Date: November 1, 2015

Wants to be considered again: Romine – Yes
Wright – Yes
2. **Applicants:**
Ray Romine
Steve Wright
3. **Nominations:**
4. **Appointment:**



CITY of SEASIDE

OREGON'S
FAMOUS
ALL-YEAR
RESORT

989 BROADWAY
SEASIDE, OREGON 97138
(503) 738-5511

PLANNING COMMISSION

Term of Office: 4 years

Number of Members: 7

<u>NAME</u>	<u>ADDRESS</u>	<u>PHONE</u>	<u>TERM EXPIRES</u>
RAY ROMINE*	2170 SKYLINE DR.	440-9561	11/01/2015
STEVE WRIGHT	PO BOX 52	503-984-5324	11/01/2015
TOM HORNING	808 26 TH AVE.	738-3738/738-5770	11/01/2016
BILL CARPENTER	PO BOX 797	738-5410	11/01/2016
ROBERT PERKEL	2039 HUCKLEBERRY DR.	971-320-0008	11/01/2017
RICHARD RIDOUT	860 BEACH DRIVE	738-8078	11/01/2018
CHRIS HOTH	420 AVENUE I	738-7861	11/01/2018

EX OFFICIO MEMBERS: MAYOR, CITY ATTORNEY, CITY MANAGER, CITY ENGINEER, CODE ENFORCEMENT OFFICER

*CHAIR

**VICE CHAIR

TRANSPORTATION ADVISORY COMMISSION

The purpose of the Transportation Advisory Commission is an advisory body to make recommendations to the City Council on matters concerning transportation and proposed transportation projects. The Transportation Advisory Commission shall have the powers and duties which are now or may hereafter be assigned to it by Charter, ordinance, resolution or order of this city and in addition it will:

- Assist the City Council in recognizing community priorities by advising on transportation policies and goals;
- Increasing communications between the City, the public, the Oregon Department of Transportation (ODOT), the County, and all interested parties;
- Reduce misunderstandings concerning transportation planning, design, and construction;
- Review current transportation related ordinances and recommend amendments;
- Review proposed transportation projects planned for the City of Seaside and make recommendations;
- Review the City of Seaside Transportation Systems Plan every five years and report to the City Council;
- Complete other projects, as they relate to transportation, as directed by the City Council.

The Commission shall consist of five members who are not employees of the City of Seaside and who will be appointed by the City Council. A minimum of four members shall reside within the city limits; and one member may live outside the city limits in order to represent concerns of neighboring properties and jurisdictions.

All members shall serve for a term of four years. Any portion of a term exceeding one-half the period of the term shall be considered a term.

Each year in January, the first meeting of the Commission, the members shall appoint one of their members as Chairperson and one as Vice-Chairperson. City staff shall serve as Secretary to the Transportation Advisory Commission. Minutes of all meetings will be filed with the City Council.

The commission shall hold a regular meeting at least once each month of the calendar year. The meeting shall be open to the public and legally noticed.

COMMITTEE/COMMISSION APPOINTMENT

1. **Date Council Notified:** September 28, 2015

Name: Terry Hartill
Robert Perkel

Commission/Committee: Transportation Advisory Commission

Resignation Date: N/A

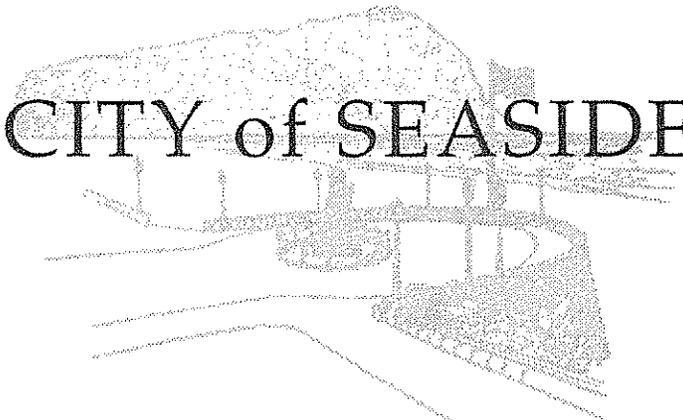
Term Expiration Date: October 1, 2015

Wants to be considered again: Yes

2. **Applicants:**
Terry Hartill
Robert Perkel

3. **Nominations:**

4. **Appointment:**



CITY of SEASIDE

OREGON'S
F A M O U S
A L L - Y E A R
R E S O R T

989 BROADWAY
SEASIDE, OREGON 97138
(503) 738-5511

TRANSPORTATION ADVISORY COMMISSION

Term of Office: 4 years Chairperson*
Number of Members: 5 Vice Chairperson**

<u>NAME</u>	<u>ADDRESS</u>	<u>PHONE</u>	<u>TERM EXP.</u>
TERRY HARTILL	85208 HWY 101	503-738-7108	10/01/2015
ROBERT PERKEL	2039 HUCKLEBERRY DR.	971-320-0008	10/01/2015
BILL CARPENTER	PO BOX 797	503-738-5410	10/01/2016
DALE MCDOWELL*	3760 SUNSET BLVD.	503-250-0148	10/01/2016
BEN OLSON**	2025 MAPLE ST.	503-738-2956	10/01/2018

Memo

To: Mayor and Council
From: City Manager's Office
CC: Kim Jordan
Date: September 24, 2015
Re: Recreational Marijuana Discussion

The City Council has an opportunity to discuss and consider prohibiting Recreational Marijuana Sales through Medical Marijuana Dispensaries. The 2015 session of the Oregon Legislature made technical changes to Measure 91, and authorized the sale of small amounts of recreational marijuana through medical marijuana dispensaries starting October 1, 2015.

If Council would like to consider prohibiting the sale of recreational marijuana through Medical Marijuana Dispensaries, staff will prepare an ordinance to be added to the City Council Agenda, October 12, 2015. In addition, staff would appreciate guidance concerning when to enact the ordinance, if Council chooses to consider an ordinance.