



CITY HALL -- 107 SIXTH ST. (P.O. BOX 708) -- GARIBALDI, OREGON 97118
PHONE 503/322-3327 -- FAX 503/322-3737 -- TTY 800/735-2900
E-MAIL city@ci.garibaldi.or.us WEBSITE www.ci.garibaldi.or.us
THE CITY OF GARIBALDI IS AN EQUAL OPPORTUNITY PROVIDER

REGULAR CITY COUNCIL MEETING

Tuesday, February 21, 2012

Council Chambers, 6:30 P.M., or immediately following GURA meeting

I. CALL TO ORDER

Mayor Suzanne McCarthy called to order the regular City Council meeting at 6:41 p.m. Present were Council President Terry Kandle, Vice President Jerry Bartolomucci, Council members Betty Thomas and John Foulk, City Manager John O'Leary, Assistant City Manager Mary DeLoria, Deputy Robert Pippenger, City Planner Jay Sennewald, Joe Wrabek, Eugene Tish, Gus Meyer, Gary Nothstein, Vicki Goodman, Darus Peake, Linda Buell, Kelly Barnett, John Holloway, Marcus Hinz, and about a fifteen others.

II. CONSENT CALENDAR

Mayor McCarthy asked if any member of the Council wished to remove an item from the consent calendar. No items were removed.

- A. Approval of January 17, 2012 Regular Council Meeting Minutes
- B. Acknowledgement of January 2012 Financial Reports / Payment of Bills
- C. Adoption of a Resolution Adjusting Household Income Thresholds for the Low Income Senior Citizen Sewer Discount Program
- D. Adoption of a Resolution Contracting with ZCS Engineering, Inc., for Seismic Rehabilitation of City Hall / Fire Department Engineering Services

Hearing no other comments the Mayor asked for a motion. **MOTION made by Cn Bartolomucci to approve the consent calendar as presented. Seconded by Cn Foulk. AYES: McCarthy, Kandle, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.**

III. PUBLIC COMMENT

- A. Eugene Tish gave a summary of the itinerary of the upcoming Tourism Symposium scheduled for March 12, 2012, encouraging members of the City Council and Tourism Commission to register for the event. He noted that seats are limited and R.S.V.P's are required.
- B. Gary Nothstein from Ocean Gold Seafood gave an update on the status of the business and discussed plans for rebuilding of the building's large ice house.

IV. CORRESPONDENCE

- A. *Tillamook PUD Franchise Agreement Renewal* - O'Leary summarized the letter from TPUD, noting that the existing franchise agreement established a 5% tax on utility service for Garibaldi. O'Leary noted that TPUD would be proposing a new agreement that will be substantially the same as the current agreement. O'Leary asked the Council if they wished to have any input on the initial process, and Council directed O'Leary to work with TPUD to develop an agreement in the best interests of the City. O'Leary said he propose a new agreement to Council in the next few months.
- B. *Oregon DOGAMI Tsunami Outreach Event* - Mayor McCarthy asked O'Leary to confirm that the rumored tsunami drill will not be scheduled for Crab Races weekend, March 10 and 11, 2012.
- C. *Tillamook County Solid Waste Management Plan* - Cn Kandle agreed to be the city's delegate to work with Jennifer Purcell on updating and refining the county's solid waste management plan.
- D. *OPAC Territorial Sea Plan Working Group Public Work Session* - O'Leary noted that the March 6 event in Pacific City is a rare opportunity for public comment on the territorial sea plan. Cn Thomas plans to attend if able.
- E. *Koontz & Purdue, Auditor Contract Cancellation Letter* - O'Leary noted that the City had received this after the packet had been prepared, and requested that the Mayor add this to the agenda. O'Leary summarized the letter to the Council from Koontz & Perdue. The letter explained that the firm is splitting with Glen O. Kearns, who will be forming his own accounting firm called Acuity, LLC. They request that the City decide if would it would prefer to continue to work with Koontz & Perdue, or terminate the existing contract and transfer all records to Acuity, LLC. O'Leary explained that Kearns has been the primary auditor for the City for the last three years, and expressed a preference to transition to Acuity, LLC to maintain continuity in auditing service. The Council discussed this and agreed that O'Leary's recommendation was in the City's best interest. *[The following motion was made under new business]* **MOTION made by Cn Bartolomucci to separate from Koontz & Perdue, directing the City Manager to prepare a contract with Acuity, LLC for auditing services for fiscal year 2011-2012 to submit at the next city Council meeting. Seconded by Cn Foulk. AYES: McCarthy, Kandle, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.**

V. OLD BUSINESS

- A. *Resolution Supporting Community Supported Fisheries (CSF)* - Mayor McCarthy read the title of the updated resolution. O'Leary summarized

the process to date. Marcus Hinz made comments in support of the Council adopting the resolution as presented, and explained the concept of community supported fisheries. O'Leary provided clarification on the policy and function of the resolution. Linda Buell, Kelly Barnett, John Holloway, and other members of FACT (Fishermen's Advisory Committee to Tillamook) spoke in opposition to the resolution, noting their concern that government involvement in commercial activity can influence and fair market competition. GURA Cm Folkema recommended that the reference to community supported fisheries be deleted from the proposed resolution, and instead pass a resolution that simply supported local seafood marketing. Mayor McCarthy, Hinz, Buell, and Barnett accepted inclusion of resolution item #2 and deletion of reference to CSFs. By consensus of the Council, O'Leary was directed to prepare a second revised resolution, provide review copies to Hinz and FACT members Barnett and Buell by March 9, attend the next FACT meeting scheduled for March 16, and bring the revised resolution back to the Council at the next regular meeting.

- B. Open Space Proposal - In Pat Patterson's absence, Cn Foulk spoke in support of the petition and recommended finding grant funding for the project. Cn Kandle noted that there is not currently a proposal on the table. Council consensus to table the petition until it could be presented by Patterson.
- C. Mayor McCarthy provided an update on a recent meeting she attended regarding the arrival on coastal shores of trash resulting from the Japanese earthquake and tsunami in March, 2011, noting that NOAA, the National Oceanic and Atmospheric Association, says that the radioactive potential of the material is nominal. The Oregon Department Emergency Management has been assigned to coordinate clean-up efforts on a state-wide level.

VI. NEW BUSINESS

- A. O'Leary summarized the need to update the City's Natural Hazards Mitigation Plan, and noted that the draft plan presented to the Council has already been approved by the Federal Emergency Management Agency (FEMA). Vicki Goodman discussed the update to the Tillamook County Natural Hazards Mitigation Plan, and explained that the plan the City is considering tonight is a component of the County's plan. Goodman also commented that the County would be scheduling County steering committee meeting on a semi-annual basis to address future changes to the plan. Cn Kandle proposed that the last sentence of FEMA (section) 15 be amended to read *"In a flood zone, the City flood ordinance and grading ordinance requires an elevation certificate and mitigation of hazards to ensure*

that there is no adverse effect to the site and surrounding property." **MOTION made by Cn Kandle to adopt the Updated Natural Hazards Mitigation Plan as amended. Seconded by Cn Foulk. AYES: McCarthy, Kandle, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.**

- B. Staff presented the Council with the Special Event Permit application by the Garibaldi Lions Club for the 2012 Championship Crab Races, to be held on March 10 and 11. **MOTION made by Cn Kandle to approve the Special Event Permit for the 2012 Championship Crab Races. Seconded by Cn Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.**

VII. STAFF REPORTS

- A. *Fire* - Chief Marugg was not in attendance and there was no other additions to the written report.
- B. *Police* - Deputy Pippenger had no additions to his report.
- C. *Planning* - Sennewald gave an update on the WD-1 and WD-2 zoning work, noting that he is working with DLCD to remove roughly 10 acres from the existing Goal 17 compliant (WD-1) zoned land to increase the range of uses allowable for some of the property located on the Port and at the Old Mill. Sennewald discussed possible changes to the parking requirements for the D-1 zone, including the possibility of a parking requirement exempt zone along Garibaldi Avenue, and several other minor code amendments.
- D. *Public Works* - Wayne Schultz was not in attendance. O'Leary noted that there was no Public Works staff report in the packet this month.
- E. *Administration* - O'Leary discussed some items for the FY 2012-2013 budget. O'Leary noted that the city will recommend not filling the Utility Worker II position, which will have an impact on service delivery in the Public Works Department. O'Leary and the City Attorney are working on a due process code amendment, which may be ready for Council review in March. Work on personnel policies is continuing.

VIII. COUNCIL REPORTS

- A. Cn Thomas queried O'Leary as to whether the new DOGAMI tsunami inundation zone map will affect growth within the city limits. O'Leary stated that the existing inundation line is not being moved, and Sennewald noted that the FEMA flood maps inform the insurance coverage related to the 100-year flood plain and are not impacted by the tsunami inundation zone projections.
- B. Cn Kandle noted that he is very glad to see the old Texaco station reopening.

IX. ADJOURNMENT

Mayor McCarthy adjourned the meeting at 8:45 p.m.

Suzanne McCarthy, Mayor

ATTEST:

John O'Leary, City Manager