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REGULAR GARIBALDI CITY COUNCIL MEETING

Tuesday, January 19, 2010
Council Chambers, 7:00 P.M.

I. CALL TO ORDER

Mayor Sue McCarthy called the council into the regular meeting of the Garibaldi City Council at 7:02 pm. Present were Council President Terry Kandle, Council members Jerry Bartolomucci, Betty Thomas, City Administrator John O'Leary, Public Works Director Wayne Schultz, Fire Chief Jay Marugg, Joe Happ for NW Media Consultants, Joe Wrabek representing the Headlight Herald, Gary Stapleton, and John D. Forsstrom. Cn. Roberta Bettis was excused due to illness.

II. CONSENT CALENDAR

Mayor McCarthy asked if any council member would like to add or remove a topic from the consent calendar. Cn. Kandle asked to have item C removed regarding the resolution to increase System Development Charges.

- A. December 21, 2009, Regular City Council Meeting Minutes
- B. Acknowledgment of City financial documents and payment of bills for December 2009
- D. Resolution establishing income thresholds and policies for the Low Income Senior Citizen Sewer Discount Program
- E. Direction to advertise for vacant GURA Budget Committee position
- F. Re-Appointment of Michele Aeder as Budget Committee member
- G. Budget Calendar for FY 2010/2011

Hearing no other comments, **MOTION made by Cn. Kandle to approve the consent calendar as amended. Seconded by Cn. Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Thomas. None opposed. MOTION PASSED.**

III. PUBLIC COMMENT

Gary Stapleton and John Forsstrom: Stapleton and Forsstrom explained that they were here tonight to comment and complain about the train cars and equipment located on the Port of Tillamook Bay right of way adjacent to the Lumberman's Park. Stapleton and Forsstrom noted that some of the cars appeared to be unused and don't appear to be serving any purpose or contributing to the community in any way. Stapleton noted that he had attempted to contact both the Port of Tillamook Bay and the Oregon Coast Scenic Railroad and did not receive a satisfactory response. The Council, staff and public discussed this matter further, and Council directed O'Leary to contact the Port of Tillamook Bay and find out if the cars could be relocated. Forsstrom also asked about having the Sheriff's deputy not position himself behind the City's gateway sign to enforce the speed limit.

Mayor McCarthy noted Mr. Forsstrom's comments for the record.

IV. CORRESPONDENCE

- A. *Jack and Jane Anderson*: No comment from the Council.
- B. *Support Letter to Sunset Empire Transit District*: O'Leary noted that the district did receive this letter.
- C. *FEMA – Flood Rate Map Update*: O'Leary commented the FEMA Flood Rate maps haven't been changed since 1975. Cn. Kandle asked O'Leary if the flood plain area would increase or decrease. O'Leary stated that he didn't believe there would be any changes to the identified flood zones. O'Leary said that the Planner would review the information and staff would report back to the Council.
- D. *Tillamook County Commissioners – Federal Earmark Request*: Mayor McCarthy noted that improvements to Garibaldi's community center providing ADA access and upgrades to the kitchen facility had made the third priority for Tillamook County's federal earmark request list. Cn. Kandle commented that he thought the request letter was well written and thanked they Mayor for her efforts.

OLD BUSINESS

Acceptance of the City's new fire pumper: O'Leary explained that there had been a change order made in March of 2009 that had not been approved by the Council. Mayor McCarthy commented that this was probably a result of staff transition at the time. Council and staff discussed the nature of the changes and O'Leary asked the Council if there were any concerns. Hearing none, there was a **MOTION made by Cn. Kandle to approve the change order dated February 18, 2009 for a \$6,813 increase to the contracted purchase cost with H&W Emergency Vehicles. Seconded by Cn. Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Thomas. None opposed. MOTION PASSED.** O'Leary noted changes in the purchase amount to be approved by the Council for this vehicle. **MOTION made by Cn. Kandle to authorize payment to H&W Emergency Vehicles for fire apparatus in the amount of \$336,188 upon delivery, and \$17,694 upon final acceptance of the vehicle. Seconded by Cn. Thomas. AYES: McCarthy, Kandle, Bartolomucci, Thomas. None opposed. MOTION PASSED.** Mayor McCarthy asked if any of the Council would be willing to be part of the delivery process. Cn. Kandle said he would be able to attend the delivery process. Chief Marugg said that any of the Council that is interested should attend.

Resolution establishing System Development rates for FY 2010-2011: Cn. Kandle explained that he had made some inquiries regarding System Development Charges (SDC) for commercial development in Garibaldi and wanted to discuss the issue with Council. He noted that costs for residential development appeared to be average; however, based on these rates and O'Leary's rough estimate of 20 Residential Equivalent Units (REU), Cn. Kandle noted that SDC's for development of the Miller's Restaurant property would calculate to be in excess of \$260,000. Cn. Kandle noted that he understood the City's cost to provide the necessary infrastructure would be less than the actual SDC's. Mayor McCarthy noted that SDC's were critical in providing offsite improvements for future development. The Council and staff discussed the impact of these rates on development in Garibaldi. O'Leary noted that there had been no significant commercial development in

Garibaldi in over five years, and no new commercial structures have been built in that time, however he could not say that SDC rates are causing development to stagnate. O'Leary noted that whatever methodology is used to calculate SDC's it must be equally applied to all property owners within the City. Council directed O'Leary to investigate the existing SDC amounts and alternatives that could facilitate commercial development. O'Leary said he could report back to the Council on this subject in the next four months. Cn. Bartolomucci noted that he wanted Garibaldi to be a business-friendly city. O'Leary asked the Council if they would consider passing the resolution presented that would increase existing SDC's by 1.3%. O'Leary explained that this resolution would be consistent with the City's current policy and past practices regarding SDC's. **MOTION made by Cn. Bartolomucci to pass a resolution adjusting System Development Charges and Installation Fees. Seconded by Cn. Thomas. AYES: McCarthy, Kandle, Bartolomucci, Thomas. None opposed. MOTION PASSED.**

IX. NEW BUSINESS

Personal Service Contract with Wallis Engineering: O'Leary explained that this contract would establish rates for service and designate Wallis Engineering as the City Engineer. O'Leary noted that this contract would not encumber the City with any costs unless services are asked for and provided. O'Leary asked if there were any questions regarding this contract. **MOTION made by Cn. Kandle to accept this agreement between the City of Garibaldi and Wallis Engineering for City Engineer services, and to authorize the City Administrator to sign the agreement. Seconded by Cn. Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Thomas. None opposed. MOTION PASSED.**

Appointment of Council Liaisons: The Mayor noted the existing Council Liaison assignments and asked if there were any objections to the same assignments. Hearing none the Mayor asked if Cn. Kandle would serve as the Chair for the Emergency Preparedness Committee. Cn. Kandle said he would. The Mayor asked for a volunteer to serve on the Low Income Senior Citizen Sewer Discount Program (LISCSDP) Committee with the Mayor. Cn. Bartolomucci said he would. The Mayor made the following appointments:

Police Liaison	Mayor McCarthy
Public Works Liaison	Cn. Bartolomucci
Fire Liaison	Cn. Kandle
Planning Liaison	Cn. Thomas
Port of Garibaldi Liaison	Cn. Bettis
Emergency Preparedness Chair	Cn. Kandle
(LISCSDP) Committee	Cn. Bartolomucci
(LISCSDP) Committee	Mayor McCarthy

STAFF REPORTS

Legal: No report.

Fire: Council and the Fire Chief discussed the power failure over the last weekend. Cn. Bartolomucci asked Chief Marugg if the number of false alarms is unusual. Chief Marugg said it was an average number.

Police: Mayor McCarthy noted a discrepancy on Deputy Pippenger's time sheet. O'Leary said he would contact the Sheriff and have them make an adjustment.

Public Works: Schultz commented on correspondence with the Oregon Health

Division regarding water system reporting. Schultz gave the Council an update on the planning process for replacing the sewer mainline on Acacia Ave. off of 4th Street. Council and staff discussed traffic adjustments as a result of the two pending projects in this area.

Planning: O'Leary noted that there was a need to review the City's zoning code. O'Leary explained that staff had discovered discrepancies in the code, and there were areas that could be reviewed to consider Council gave direction to the Planning Commission to review the City's zoning code and make recommendations.

Admin – Draft Amendments to City Administrator and Council Rules Ordinance:

O'Leary asked the Council if the draft ordinances in the packet were consistent with their direction to update the duties and responsibilities of the City Administrator and the Council Liaison position. The Council reviewed the drafts and directed O'Leary to place the proposed ordinance amendments on the next agenda for discussion. – Big "G" Monument: Cn. Bartolomucci asked O'Leary about the memorial rock for the Big "G". O'Leary noted that he had talked to Carolee North about an alternate location to her suggestion next the bus stop on 6th and Hwy 101. O'Leary noted that it may be possible to use the landscaped traffic wedge on S. Biak and S. 7th Street. O'Leary said he would report back to the Council as soon as he was confident that this would be an option. – Fire Department Issues: O'Leary noted the status with the Garibaldi Rural Fire Protection District (GRFPD) and asked for Council direction. Council directed O'Leary to prepare an agenda for a potential meeting between the GRFPD and the City of Garibaldi. Council directed O'Leary to prepare a draft job description for the Fire Chief position. The Mayor asked Cn. Kandle to work with the Fire Chief and the Administrator on these issues. – Water System Intertie with Rockaway Beach and Watseco/Barview Water District: O'Leary reported that this was still continuing and that he would report back when there was further development. The Council reaffirmed that they wanted staff to work on this as long as it didn't take away from other Council priorities. – Trees in City Right of Ways: O'Leary reported that he had a small number of complaints about tall trees in the City's right of way. O'Leary explained that he would have an arborist evaluate the trees that he has received complaints about and then follow whatever recommendations are made. O'Leary noted that the City doesn't have a policy regarding trees posing a danger to private property, and that following an arborists recommendation would be the most prudent course of action. O'Leary stated he would report back to the Council if this becomes a larger issue. – Bus Stop on 6th Street: O'Leary verified if the Council had approved relocation of the bus stop from the north side of Hwy 101 to the west side of 6th Street about a year ago. Council stated that they remembered doing so, and O'Leary said he would be making the relocation.

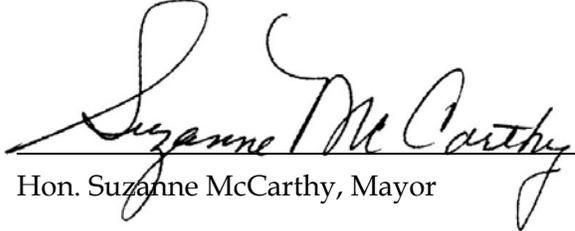
X. COUNCIL REPORTS

Cn. Bartolomucci noted that he had not heard any negative comments from the community lately. The entire Council commented that they had enjoyed the firefighters appreciation dinner held last week. Cn Kandle noted that the dinner itself cost less than \$1,000. Cn. Kandle also commented that he had talked to Larry Watson about a proposed lighting ordinance, and noted that he is still working on it and will report back to the Council. Cn. Kandle thanked O'Leary for having the

gutters on the south side of City Hall repaired. Mayor McCarthy noted that the City has been participating with the US Census and has been attempting to attend County wide meeting to coordinate local resources to help with the Census. O'Leary noted that the City will be allowing the Census to use the community hall several weekdays in February for training purposes.

XI. ADJOURNMENT

Mayor McCarthy adjourned the meeting at 8:24 p.m.



Hon. Suzanne McCarthy, Mayor

ATTEST:



John O'Leary, City Administrator