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## REGULAR GARIBALDI CITY COUNCIL MEETING

Monday, October 19, 2009

Council Chambers, 7:00 P.M.

7:00 P.M. - REGULAR COUNCIL MEETING

### I. CALL TO ORDER

Mayor Sue McCarthy called the council into the regular meeting of the Garibaldi City Council at 7:00 pm. Present Council President Terry Kandle, Council members Jerry Bartolomucci, Roberta Bettis, Public Works Director Wayne Schultz, City Administrator John O'Leary, Tillamook County Community Development Director Butch Parker and Port of Garibaldi Manager Kevin Greenwood.

### II. CONSENT CALENDAR

- A. September 21, 2009, Regular City Council Meeting Minutes
- B. Acknowledgment of City financial documents and payment of bills for September 2009
- C. Resolution to allow for a special exemption of the City's public contracting code for the purchase of Fire department apparatus radios through the Assistance to Firefighters Grant
- D. Parade permit request from Neah-Kah-Nie School Dist for Red Ribbon Week

Hearing no comments or requests to alter the consent calendar Mayor McCarthy asked for a motion. **MOTION made by Kandle to approve the consent calendar as presented. Seconded by Bettis. AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

### III. PUBLIC COMMENT

None.

### IV. PRESENTATIONS

Butch Parker introduced himself to Council and explained that he was present tonight to discuss current issues in the City and County. The Council briefly discussed the Port of Garibaldi's marina expansion plan and its feasibility.

### V. CORRESPONDENCE

*Letter to Rockaway Beach in response to water system intertie inquiry:* The Mayor acknowledged a letter from the City Administrator to the City of Rockaway Beach regarding their interest in an water system intertie. O'Leary noted that he had not heard back yet and would keep the Council apprised of any developments.

VI. COMMUNITY REPORTS

None.

VII. OLD BUSINESS

*Invoice for paving Birch Ave between 2<sup>nd</sup> and 3<sup>rd</sup>:* O'Leary noted that this was for paving done by Bayview Transit Mix Inc., and that the Council had authorized this by special exemption in August. **MOTION made by Kandle to pay Bayview Transit Mix Inc. \$14,508.95 for paving of Birch Ave. between 2<sup>nd</sup> and 3<sup>rd</sup>. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

VII. NEW BUSINESS

*Ordinance adopting the Oregon Standard Specifications for Construction 2008 and the Oregon Standard Drawings 2008:* O'Leary noted that he had not given the final draft ordinance to the Council one week before the meeting and therefore needed to read the title of the draft ordinance, the entire text of the draft ordinance and the title again. After doing so and hearing no other comments there was **MOTION made by Bartolomucci to pass an ordinance adopting the Oregon Standard Specifications 2008 and the Oregon Standards Drawings 2008. Seconded by Kandle. DISCUSSION:** Bettis confirmed with O'Leary that the ordinance only had to be read once per the City's charter. O'Leary stated that was correct, and that the Council could pass the ordinance as long as all the present Council members voted in favor. **AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

*County wide mutual aid agreement for emergency service and fire protection agencies:* Kandle commented that section 3.4 did not clearly reflect the actual supervision procedures followed on a fire ground where it states that all personnel provided by an agency will be under the direct supervision of the requesting agency's Incident Commander, and explained that personnel provided by an agency would be under the command of that agency's highest ranking officer on scene. Kandle noted that he felt the agreement to should be approved in light of the Council's inability to make changes to the language, and in consideration of preserving Garibaldi's participation in the existing County wide agreement. O'Leary explained to the Council that because the document needed be approved by multiple agencies in the County that it would be impractical to change any of the language. **MOTION made by Kandle to accept and authorize the Mayor to sign this Tillamook County Fire Mobilization Agreement with his comments. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

*Council ratification of contract with Mary A. DeLoria as Finance Officer/Assistant City Administrator:* McCarthy noted that section 3.2 (3) used the title of City Administrator instead of Finance Officer/ Assistant City Administrator. O'Leary said he would make the correction to the contract on file. Hearing no other comments, **MOTION made by Bettis to ratify this contract as corrected entered into between City Administrator John O'Leary representing the City of Garibaldi and Mary A. DeLoria for employment. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

*Request by Port of Garibaldi to apply for a DLCD Technical Assistance grant to update the*

*City's Comprehensive Plan:* The Mayor asked Kevin Greenwood to present his request. Greenwood explained that the marina expansion the Port of Garibaldi is desiring will require amendments to the City's Comprehensive Plan and the County's Estuary Management Plan. Greenwood noted that the amendment to the City's Comp Plan would be an involved process, and explained that the Port of Garibaldi would like to apply for a joint grant on behalf of the City and County to prepare the materials needed for such amendments. Greenwood and the Council discussed the plan to expand the marina, the proposed boundaries of the expansion, a desired breakwater structure to protect the harbor, and a time frame for completion of the amendment. **MOTION made by Bartolomucci to authorize the City of Garibaldi to apply for a DLCDC Technical Assistance Grant to amend the City's Comp Plan and allow the Port of Garibaldi to prepare the application. Seconded by Bettis. AYES: McCarthy, Kandle, Bartolomucci, Bettis. None opposed. MOTION PASSED.**

IX. STAFF REPORTS

Legal: No report.

Fire: Kandle commented that the City's agreement with the Garibaldi Rural Fire Protection District is up for renewal in June of 2011. Kandle noted that it would be in the City's and the District's best interests to begin analyzing the level and cost of services currently being provided by the City's Fire Department. Kandle explained that the difference between what the City and the Rural District were paying for fire protection needed to be proportionally equal, and currently was not. Kandle noted that there was no need for any Council action tonight; however, this issue is complicated and both the City and the District would need time to determine the best course of action for both entities. Kandle suggested that this topic be included on the next Council meeting for a preliminary discussion. O'Leary said that staff could prepare a report on the subject and be prepared to discuss this topic with Council next month. Bettis commented that the position of Assistant Fire Chief is now vacated and asked O'Leary if the Council needs to take action on this issue. O'Leary said that he had discussed the matter with Chief Marugg and that Martin McCormick would be accepting the position as it is currently; however, at this time he would not be receiving the compensation that Bob Horton had been receiving. O'Leary explained that in conversations with Chief Marugg they had both determined that it was in the City's and Fire Department's best interest to eliminate the wage for the time being. O'Leary noted that the Fire Department needed to review job descriptions and department needs before staff would proceed with a recommendation to the Council regarding wages or salaries. Kandle commented that he had discussed giving Bob Horton a token of appreciation from the Council with Chief Marugg, and due to holidays and hunting season that it may be better for the City to show their appreciation for Bob Horton in January when the City holds its Volunteer Firefighter Appreciation Dinner.

Police: Council acknowledged the report by Deputy Pippenger.

Public Works: Council acknowledged the report by Wayne Schultz. Bartolomucci noted that the patches on the roads looked good.

Planning: Bettis asked O'Leary if the Council needed to take any action on contracting with a new Planner to replace Dale Jordan who would be retiring in

February. O'Leary noted that he met with Jay Sennewald who was the current planner for Rockaway Beach and would like to recommend him as the City's new Planner. O'Leary said that he would see if Mr. Sennewald could attend the next Council meeting.

Admin: Council and staff discussed the proposal from Cascade Group to evaluate the City's economic condition in order to determine future commercial and industrial business growth potential in the City. O'Leary noted that he had done a preliminary review of the proposal, and would need more time to determine the best funding option for having this work done. The Council, staff and Greenwood discussed the possibility of incorporating the proposed work of Cascade Group into the DLCD Technical Assistance grant application discussed earlier, and O'Leary said that he and Greenwood would research this further. O'Leary noted that Sterling Savings Bank has received a cease and desist order from the FDIC. O'Leary explained that he has researched the matter and there isn't anything that the City needs to be concerned with at this point, and said that he would notify the Council of any developments. Bettis noted the expenses to date in the budget for the City's attorney and asked O'Leary for his projection for the year. O'Leary noted that this expense item may exceed the budgeted amount, and that he would try to control that cost as much as possible. The Mayor noted O'Leary's request in his staff report for suggestions or recommendations regarding the budget next year. Kandle reported that the Red Cross would not be maintaining an emergency food supply in Garibaldi in the future, and said that he would like to prepare a proposal for next year's budget that would allow the City to maintain an emergency food supply that would feed one hundred people, three meals a day for five days. Kandle noted that with purchasing option available he felt that this may be possible with a budget of \$500.

X. COUNCIL REPORTS

None.

XI. ADJOURNMENT

Mayor McCarthy adjourned the meeting at 8:03 p.m.

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Hon. Suzanne McCarthy, Mayor

ATTEST:

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John O'Leary, City Administrator