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REGULAR GARIBALDI CITY COUNCIL MEETING

Monday, September 19, 2011
Council Chambers, 7:00 P.M.

I. CALL TO ORDER

Mayor Suzanne McCarthy called to order the regular City Council meeting at 7:00 p.m. Present were Council Vice President Jerry Bartolomucci and Council members Betty Thomas and John Foulk, City Manager John O'Leary, Assistant City Manager Mary DeLoria, Public Works Director Wayne Schultz, Fire Chief Jay Marugg (*arrived late*), Deputy Robert Pippenger, Dave Roberts, Paul Daniels, and Joe Wrabek.

II. CONSENT CALENDAR

Mayor McCarthy asked council if there were any items to be removed from the consent calendar. Hearing none, McCarthy asked for a motion. Cn Bartolomucci noted that the date at the top of the page on the minutes from the August 15, 2011 meeting appeared to be incorrect. Pro tem recorder noted the correction.

- A. Approval of August 15, 2011 Regular Council Meeting Minutes
- B. Acknowledgement of August 2011 Financial Reports and Payment of Bills
- C. Declaring a Vacancy on the Garibaldi Urban Renewal Board

MOTION made by Cn Thomas to approve the consent calendar as amended. Seconded by Cn Bartolomucci. AYES: McCarthy, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.

III. PUBLIC COMMENT

Moved to New Business

IV. PRESENTATIONS

[No Presentations]

V. CORRESPONDENCE

[No Correspondence]

VI. COMMUNITY REPORTS

[No Community Reports]

VII. OLD BUSINESS

- A. *Intergovernmental Agreement with Tillamook County – Building Department Interagency Agreement: O'Leary summarized the negotiations on the new Intergovernmental Agreement (IGA) with Tillamook County Community Development regarding processing land use and building permit applications,*

providing background information for the audience. Cn Bartolomucci queried O'Leary as to the anticipated impact on the residents. O'Leary noted that there should be minimal impact as the new IGA will merely formalize the existing process. O'Leary briefed the council on the expected financial effect to the City.

MOTION made by Cn Thomas to adopt a resolution entering into an intergovernmental agreement with Tillamook County related to Building Official Services, and authorizing the Mayor and City Recorder to sign the agreement. Seconded by Cn Bartolomucci. AYES: McCarthy, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.

VIII. NEW BUSINESS

- A. *Adoption of a Resolution to Reject All Bids for the Garibaldi Ave. 12th to 10th Street Sidewalk and Bike Lane Improvements:* Paul Daniels asked the reason for the rejection of all bids received. O'Leary explained that the two bids received exceeded both the project budget and the engineering estimate. O'Leary discussed the potential reduction in the scope of project, and noted that it is not practical to reduce the scope of the project in order to accept the bids as written. Dave Roberts discussed the engineering issues encountered in a previous project with the City and the resolution achieved with the assistance of Wayne Schultz. Roberts suggested that the Council consider accepting his bid and proceed with the project quickly to avoid issues with inclement weather. Roberts also suggested that the City can modify the existing project and experience potential savings.

O'Leary reiterated that the competitive bid received from Roberts exceeded both the engineering estimate and the available project budget, and explained the need to re-evaluate the scope of the project with the engineer to ensure that the project is feasible considering the amount of funding available. Cn Foulk asked if the high bids and low number of bidders was a result of the engineering itself. Roberts did not express concern with the engineering itself. However, Roberts noted that the project could be broken out into two or more projects that would be more suitable to specializing contractors. O'Leary noted that breaking the project into sections would require that each section be bid out separately.

O'Leary explained that ODOT appeared willing to extend the time frame on their grant for this project. O'Leary also explained that it was in the best interest of the City to reject these bids, refine the project and the scope of the project further, and then re-advertise for bids at a later date. O'Leary expressed his regrets to Mr. Roberts for having to make this recommendation to Council; however, accepting this bid would not be in the best interests of the City or ODOT at this time.

MOTION made by Cn Thomas to adopt a resolution to reject all bids for the Garibaldi Ave., 12th to 10th Street sidewalk and bike lane improvement project. Seconded by Cn Foulk. AYES: McCarthy, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.

- B. *Appointment to the Planning Commission – John Ramer:* Brief discussion by Mayor McCarthy and group of Ramer's qualifications and letter of application to be appointed to the Planning Commission.

MOTION made by Cn Thomas to appoint John Ramer to the Garibaldi

Planning Commission to complete the term of the position vacated by Everett Brown. Seconded by Cn Bartolomucci. AYES: McCarthy, Bartolomucci, Thomas, Foulk. None opposed. MOTION PASSED.

IX. STAFF REPORTS

Legal: No report.

Fire: Marugg discussed the auto accident which occurred on Saturday, September 17 just south of Wheeler, noting that Deputy Pippenger was also on the scene. Marugg also noted that the county-wide burn ban has been lifted and that burn status is on the Fire Department answering machine.

Police: Mayor McCarthy queried the status of the noise complaints received involving the Ghost Hole pub. Pippenger reported that there have been no recent complaints and that the parties seem to be working out a mutual solution. Pippenger also discussed the status of the Gloria's Ceramics business licensing issue and the status of the resolution of Doug's Diving's conditional use violation.

Public Works: Schultz reported that employee Jim Larsen is leaving city employment at the end of the current week and noted the date and time of Jim's farewell party. Schultz gave a status update on the Fir Avenue and Driftwood Avenue projects and noted that the First Street project should proceed on schedule.

Planning: O'Leary noted that the WD-1 inventory evaluation is in progress and the City Planner and Wrabek are working hard at preparing the inventory. O'Leary will report again at a later meeting.

Admin: O'Leary gave a more detailed report on the Gloria's Ceramics matter, noting that it is permissible for Mrs. Robinson to sell items from her existing store stock to make space for building renovation, but that the Fire Marshall must give his okay before the store can resume being open for regular business hours.

O'Leary noted that he will report at the October council meeting regarding the Request for Proposal accepted for the Tourism Commission website design.

Regarding the proposed speed limit reduction for Garibaldi Avenue, O'Leary requested specific instructions from the city council, noting a lack of time available to research and process the request. Mayor McCarthy acknowledged staff's lack of available time for the project and suggested that Cn Foulk may want to work with the county transportation safety committee to get the process moving.

O'Leary stated that he and Schultz are working with an engineer on updating the Water Master Plan, at an anticipated cost of approximately \$8,600. The work should be completed before January, 2012, and before the anticipated future provision of water to Watseco-Barview.

The City Manager also noted that new council manuals are ready and available at the City Hall.

X. COUNCIL REPORTS

Cn Thomas: Noted the updated landscaping around City Hall and voiced her appreciation of staff's efforts.

Cn Bartolomucci: Discussed a citizen utility bill complaint.

Mayor McCarthy: Set council goal setting session for 4:00 p.m. on Monday, October 24, 2011. Discussed the meeting she and O'Leary attended Todd Anderson and Andy Long of the Tillamook County Sheriff's office. She further noted that she and O'Leary will be attending the League of Oregon Cities conference in Bend, Oregon from September 28 to October 1, 2011.

XI. ADJOURNMENT

Mayor McCarthy adjourned the meeting at 8:30 p.m.

Suzanne McCarthy, Mayor

ATTEST:

John O'Leary, City Manager