



CITY HALL -- 107 SIXTH ST. (P.O. BOX 708) -- GARIBALDI, OREGON 97118
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THE CITY OF GARIBALDI IS AN EQUAL OPPORTUNITY PROVIDER

REGULAR GARIBALDI CITY COUNCIL AND GARIBALDI URBAN RENEWAL BOARD MEETING

Monday, September 21, 2009

Council Chambers, 6:30 P.M.

6:38 P.M. - SPECIAL GURA MEETING

I. CALL TO ORDER

GURA Chair Everett Brown called the meeting to Order. Present were GURA member William Fouste, Mayor Suzanne McCarthy, Council President Terry Kandle, Council members Jerry Bartolomucci, Roberta Bettis, Betty Thomas, Public Works Director Wayne Schultz, City Attorney Joan Kelsey and Interim City Administrator John O'Leary.

II. MINUTES - JULY 27, 2009, SPECIAL MEETING

Chair asked if all the members had reviewed the July 27 minutes and asked if there were any requests for corrections or alterations. Hearing none, **MOTION made by McCarthy to accept the minutes as presented. Seconded by Bartolomucci. AYES - Brown, Fouste, McCarthy, Kandle, Bartolomucci, Bettis, Thomas, NAYS - none, MOTION PASSED.**

III. OLD BUSINESS

A. HBH CONTRACT FOR ENGINEERING OF THE 4TH STREET INTERSECTION PROJECT

Fouste expressed that he did not believe that improving this intersection would benefit the business owners in Garibaldi, and that this project was not the intended purpose of forming GURA. Chair Brown noted that GURA intended to benefit everyone in the City of Garibaldi, not just business owners. Bettis commented that she believed that this project would benefit business owners surrounding the improvement by enticing other businesses to move into the area. The board discussed this and the Chair noted Fouste's objections. Kandle commented to that he had reviewed the contract and felt that he needed to rely City Attorney Kelsey's opinion of its adequacy. The board discussed the proposed contract and agreed that it was acceptable. **MOTION made by McCarthy to approve this contract between the Garibaldi Urban Renewal Agency and HBH Consulting Engineers for engineering and project inspection of the 4th Street and Hwy 101 intersection improvement project, and authorize the Chair to sign this contract. Seconded by Bettis. AYES - Brown, McCarthy, Kandle, Bartolomucci, Bettis, Thomas, NAYS - none (Fouste chose to abstain from the vote), MOTION PASSED.**

IV. NEW BUSINESS

A. ACKNOWLEDGE OF FINANCIALS AND PAYMENT OF BILLS

B. INVOICES FOR HBH ENGINEERING

Chair asked if there were any questions regarding the financial reports, bills paid up to August or the invoices from HBH for engineering work done to date. Hearing no question or comment, **MOTION made by Bettis to acknowledge the financial documents and bills paid to date and to approve the payment of bills to HBH for engineering work done on the 4th Street improvement project to date. Seconded by Bartolomucci. AYES - Brown, Fouste, McCarthy, Kandle, Bartolomucci, Bettis, Thomas, NAYS - none, MOTION PASSED.**

V. STAFF REPORT

O'Leary asked if there were any questions about the report presented in the packet. Hearing none, McCarthy gave a summary of the process the subcommittee used to have Architect Marc Bevans design the sidewalk and open space surfaces. The board discussed the recommended design of the sub-committee. McCarthy noted that sand-set pavers would cost more for the initial installation; although the long term cost would be less, and the ability to remove and reinstall pavers would provide flexibility in the use of the open space adjacent. **MOTION made by McCarthy to approve the design by Soderstrom Architects for side walk surfaces in the 4th Street and Hwy 101 improvement project. Seconded by Bartolomucci. AYES - Brown, McCarthy, Kandle, Bartolomucci, Bettis, Thomas, NAYS - Fouste, MOTION PASSED.** The board considered the two colors of brick suggested by the architect and decided to wait until the final proposal was completed and presented to the board before deciding; however, a majority of the board preferred the lighter color and O'Leary said he specify the lighter color with the final document.

VI. ADJOURNMENT

Chair Brown adjourned the GURA meeting at 7:07 pm.

Everett Brown, Chair

ATTEST:

John O'Leary, Interim City Administrator



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REGULAR GARIBALDI CITY COUNCIL MEETING

Monday, September 21, 2009
Council Chambers, 7:00 P.M.

7:07 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 7:07 pm. Present Council President Terry Kandle, Council members Jerry Bartolomucci, Roberta Bettis, Betty Thomas, Public Works Director Wayne Schultz, City Attorney Joan Kelsey, Interim City Administrator John O'Leary and Port of Garibaldi Manager Kevin Greenwood.

II. CONSENT CALENDAR

McCarthy asked if any council member would like to add or remove a topic from the consent calendar.

August 17, 2009 Regular City Council Meeting Minutes

Acknowledgment of City Financial Documents and Payment of Bills for August 2009

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

III. PUBLIC COMMENT

None.

IV. OLD BUSINESS

City Administrator Vacancy - Contract to Employee John O'Leary as City Administrator: McCarthy asked if there were any questions regarding the contract. Kelsey noted that "annual net base salary" in the second sentence of Section 3. (A) should be changed to read "annual base salary". Hearing no other questions or recommended changes, **MOTION made by Kandle to employ John O'Leary as the City Administrator and authorize the Mayor to sign the agreement presented to the Council outlining the terms of this employment. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis, Thomas. None opposed. MOTION PASSED.**

Job Descriptions for City Administrator and Finance Officer/Assistant City Administrator: After reviewing the two job descriptions **MOTION made by Kandle to adopt job descriptions for City Administrator and Finance Officer/City Administrator as presented. Seconded by Bettis. AYES: McCarthy, Kandle, Bartolomucci, Bettis, Thomas. None opposed. MOTION PASSED.**

Automatic Aid Agreement With Nehalem Bay Fire and Rescue: Kandle commented that

he was satisfied with the agreement. Kelsey noted that the agreement complies with State law, even though there is no benefit to Nehalem Bay Fire and Rescue. **MOTION made by Bettis to approve this automatic aid agreement between the City of Garibaldi and Nehalem Bay Fire and Rescue and authorize the Mayor to sign this agreement. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis, Thomas. None opposed. MOTION PASSED.** Kelsey noted that paragraph 13 in the agreement stated that the Secretary of State had to approve this agreement. Kelsey said that this part of the agreement would most likely prevent this agreement from taking effect because she doubted that the Secretary of State would approve this agreement. The Council discussed this and Kelsey suggested that the Council simply approve the same agreement without paragraph 13. **MOTION made Kandle to approve the automatic aid agreement between the City of Garibaldi and Nehalem Bay Fire and Rescue without paragraph 13, and authorize the Mayor to sign this amended agreement. Seconded by Bartolomucci. AYES: McCarthy, Kandle, Bartolomucci, Bettis, Thomas. None opposed. MOTION PASSED.**

IX. STAFF REPORTS

Legal: No report.

Fire: O'Leary noted that Chief Marugg had to work this evening and passed on his apologies for being unable to attend. Kandle noted that Bob Horton was resigning from the Fire Department after 18 years of service. Kandle suggested that O'Leary prepare a plaque or award for Horton to present to him at the next Council meeting. O'Leary said he would work on that and contact Horton and confirm he could attend. Kandle brought up issues pertaining to the future of the Fire Department and asked O'Leary about the sense of deviating from the path of forming a Fire District. O'Leary discussed the concept of analyzing the current condition of the Fire Department and then considering options to solve identifiable problems. The Council discussed this and directed O'Leary to review the current condition and report on the identifiable problems the Fire Department.

Police: Council noted the report by Deputy Pippenger.

Public Works: Council noted that Birch Ave. has been paved and Schultz noted that the estimate on the amount of asphalt was very precise. Council and Schultz discussed other Public Works maintenance issues and future improvements associated with potential development. Council and staff discussed the letter received from the City of Rockaway Beach requesting an exploration of connecting water systems for the purpose of supplying water to the City of Rockaway Beach. Staff and Council discussed concepts of selling water and practical costs of connecting systems. Council directed O'Leary to respond to Rockaway Beach's request and find out details that would allow Council to consider the next step.

Planning: Council addressed the suggested language changes to the Garibaldi zoning code with O'Leary, and conveyed concerns about restricting accessory structure size and height. O'Leary explained that the suggested language developed from a discussion with the Planning Commission about recent property development and the growing occurrence of large accessory structures in the City. The Council directed staff to have the Planning Commission review the language and make a specific recommendation in the form of an amendment to the code and provide reasoning for the regulatory effect.

Admin: The Council and staff discussed wage ranges for the Finance Officer/ Assistant City Administrator. O'Leary explained the suggested range was a derivative of two comparable positions found in Rockaway Beach and Nehalem. Council directed O'Leary to offer a wage between the bottom of the suggested range and an amount that the budget would allow, not to exceed the top of the range. O'Leary said he would report back to the Council as to whether he would be able to offer the position to one of the temporary employees currently working in the office or if the City would need to advertise.

X. COUNCIL REPORTS

None.

XI. ADJOURNMENT

Mayor McCarthy adjourned the meeting at 9:03 p.m.

Hon. Suzanne McCarthy, Mayor

ATTEST:

John O'Leary, Interim Administrator