

REGULAR CITY COUNCIL MEETING MINUTES

Monday, December 20, 2021 - 6:30 p.m.

Community Hall, Garibaldi City Hall, 107 6th street, Garibaldi, OR 97118 and via Zoom

I. PLEDGE OF ALLEGIANCE

II. CONVENING OF MEETING

Mayor Hall called to order the regular City Council meeting at 6:32 p.m. Present were Council members Tim Hall, Katie Findling, Whitey Forsman, Judy Riggs, and Laurie Wandell. City staff present were City Manager Juliet Hyams, Sheriff's Deputy Sam Cummings, Division Chief Blake Paulsen and Fire Chief Jay Marugg. Guests included Linda Bade, Carl Kopacek, Norm "Bud" Shattuck, Paula Tucker, Wendy W., Rolland Sheldon and Valerie Schumann.

III. PUBLIC HEARING: None

IV. CONSENT CALENDAR

Mayor Hall asked if any council member wanted to remove any item from the Consent Calendar. Hearing none, Mayor Hall called for a motion.

A. Approval of Minutes - November 15, 2021, Regular City Council Meeting

B. Approval of Minutes - November 29, 2021, City Council Work Session

C. Approval of Minutes - July 9, 2021 Emergency City Council Meeting (Revised)

Riggs noted an error on page 11, item number 4, and that Katie Findling's vote was omitted.
*No motion was passed.

David Laine asked how can you tell what emergency prompted a July 9 meeting and questioned the end of the 120-day period. City Manager Hyams noted it was due to a LUBA deadline and noted the League of Oregon Cities says that a standing legal opinion should suffice.

MOTION made by Cn Riggs to approve the consent calendar, as amended. Second Cn Findling. All for the vote, 5-0.

V. PUBLIC COMMENT

Carolee North, 108 Martin Smith Dr - Asked that a city attorney attend council meetings. Mayor Hall suggested using an attorney for legal decisions and review our agendas ahead of time to ferret out issues. Cn Findling suggested training for councilors in Robert's Rules or visit www.orcities.org/education/training/elected-essentials. Hyams specified that the legal services line item is at about \$14,000 of a \$20,000 appropriation and she will discuss it with the attorney.

Linda Bade, 103 Halverson Ln - Stated Juliet and she met with the CPA hired in 2018 to look

at 2017 financial records. He reconciled bank statements for the year, posted transactions, reconciled the general ledger and resolved discrepancies. But there was not a huge problem with the accounting system, which the council was led to believe, for so long. There are some problems with the accounting system in that general O'Leary made allocations more complex. The people hired to do finance did nothing. The city paid \$20,000 to a CPA to do what Wullschlager was supposed to have done himself.

Bade expressed that she is completely agitated that the city ignored problems with the construction of apartments. Instead, all they were doing was land use and no accounting. This council was led on by most people who were here before. The new finance officer has provided bank reconciliations, back to 2019. She reconciled the general ledger and is fixing things in 2020. That's an amazing amount of work in under two Council must not let this happen again.

VI. PRESENTATIONS: None

VII. CORRESPONDENCE: None

VIII. COMMUNITY REPORTS: None

IX. OLD BUSINESS:

A. Tourism contract

After four strategic planning meetings with Visit Tillamook Coast (VTC) Executive Director Nan Devlin, council is considering for the rest of the fiscal year a contract with VTC, the marketing agency, to promote tourism per her strategic plan. Councilor Wandell suggested a work session to sort through the recommendations. She wondered if we would restart the Tourism Commission, because businesses alone can't manage tourism.

Val Schumann clarified that the Business & Property Owners' Association won't run tourism, but may have an arm for that. The mayor added that the Tourism Commission was never rescinded, so therefore still exists and can be activated.

B. Fire Department vehicles

These are needed to save lives and protect property. They've sought grants for basic equipment and accepted used vehicles from other cities. The chief's new truck was appropriated in the current budget. Is the request to approve every expenditure that in the budget that we've approved? Riggs stated this is an example of when we need the attorney, it never came before council and the city manager exceeded her spending authority and we're already in enough trouble.

Council opinions varied about whether it came before them. The city manager will check with the auditor about how to spend on larger items already appropriated for.

- C. Valerie Schumann - Garibaldi Urban Renewal Agency grant applications, committee status - Business/Property Owners' Association

Schumann reviewed her plans to establish the Garibaldi Urban Renewal Agency (GURA) committee to review grant proposals. Valerie Folkema was appointed by the Port. They propose that Carolee North be appointed from the planning commission. Other members include Cindy Oswald, the owner of Twin Ranch and Rail Riders, and Sue Jelineo, one of our new business and property owners. She asked council to ratify that committee.

The structure of the meeting is to be set by the state of Oregon and includes all the city council, one person from the planning commission, two business owners and two at large. Then they can disburse GURA funds. Schumann noted there will be a work session January 13th. ODOT is buying the building at 702 Garibaldi and Garibaldi Charters and others are interested and expected to apply by the end of January 2022.

MOTION made by Cn Forsman to approve the GURA committee composition and formation. Second Cn Wandell. All for the vote, 5-0, contingent upon appointment by the planning commission on January 3, 2022.

They will hold an Association Formulation Summit meeting on February 3rd at the Berkshire Hathaway office. Schumann asked the city for a contribution of \$250 for invitations, postcards, food, and a mailing list for the business and property owners.

MOTION made by Cn Wandell to approve \$250 to help sponsor the Business and Property Owners Association summit. Second Cn Riggs. All for the vote, 5-0.

X. NEW BUSINESS:

- A. Introduction of Permit Technician Jenny Kettner

Unfortunately, Kettner had to leave earlier in the meeting. Hyams noted Kettner plans to provide office hours for basic land use intake twice a week. Is her pay coming from Blake Lettenmaier's former appropriation? Yes. Kelly's was already appropriated. Blake's appropriation goes to the Utility 1 position, the contract planner and the contract permit technician. She will report the hourly rates to council. Jenny will work under Scott's contract. We've made no project commitment to Civil West Engineering; only that they will be our engineer of record, which costs nothing until we use them. She also signed the paving grant agreement, which Kelly West also approved.

- B. Coast Guard buildings divestment

Mayor Hall recapped that in November, the US Coast Guard offered the City of Garibaldi two historic structures that they want to take off their inventory. If the city does not want them, they will probably be demolished. He approached the State

Historic Preservation Office and he; the city manager, Historian John Goodenberger and Lucius toured the buildings. Their report is in the packet, as is a letter of support from Architect Jay Raskin. They recommended was that we have the building evaluated by a structural engineer. After that, we will come back to the city for a decision, but the Coast Guard has no timeline.

He asked Dean Sawyer in Newport about becoming a Coast Guard city. It will wait until we see if we will acquire the buildings. In fact, it would make us the premier Coast Guard city on the coast because the Coast Guard operates here, its exhibit in the museum, the Coast Guard Memorial and the historic Coast Guard boathouse.

C. Planning Commission request to repeal Resolution 2019-14

Planning Commission Chair Findling explained that the best practice is to have staff form a CAC and a TAC, which would include city staff. He suggests repealing 2019-14 because the city planner says it's superfluous. Council tabled the discussion, pending an attorney's opinion.

D. Planning Commission request to allow Judith Parker to serve as interim vice chair

Chair Findling explained that Cn Parker would fill in for Roy Hamilton, who is on sabbatical.

MOTION made by Cn Findling to temporarily appoint Judith Parker to serve as Vice President of the planning commission. Second Wandell. All for the vote, 5-0.

E. Planning Commission request to appoint Planning Commission Chair Nathan Findling as the Highway 101 redesign technical advisory liaison

MOTION made by Cn Riggs to appoint Chair Nathan Findling as the interim Highway 101 redesign technical advisory liaison. Second Cn Wandell. All for the vote, 5-0.

MOTION made by Cn Forsman to appoint Judy Riggs to review the monthly bank and check reconciliations. Second Cn Wandell. All for the vote, 5-0.

MOTION made by Cn Forsman to approve Linda Bade as a volunteer liaison to auditor Accuity. Second Cn Findling. All for the vote, 5-0.

F. Resolution 2021-10: A Resolution Authorizing Check Signers and Credit Card Holders

MOTION made by Cn Riggs to amend City Code 3.1 0.040 to add the Fire Chief as one of the delegates and to change the approval limit from \$5,000 to \$7,500. Second Cn Wandell. All for the vote, 5-0.

Riggs noted the need to update both the website and print version of the code as Section 4 should be 2021-03. Mayor Hall asked whether the interim public works director name might change; Kelly West is still the interim, on a six-month trial.

XI. STAFF REPORTS

A. Public Works Report: none

B. Fire Chief's Report

Chief Marugg endorsed the value of the Coast Guard buildings and emphasized the Fire & Rescue Department's need for more space.

The chief's vehicle was funded by tourism taxes and they obtained five bids before the purchase. It was discussed at council's January meeting. The fire trucks will be lit and participate in tomorrow night's parade.

Wandell suggested asking the attorney to review the status of the volunteers' apartment. Riggs asked if there is documentation of ownership of the parking lot. Marugg stated it should be in the county archives, but probably involved a handshake agreement. Cn Riggs offered to call Denise Vandecoevering.

Marugg noted the levy will expire; we're in a time crunch because if it's on the ballot in May, and vote for it before the new city budget. If the levy passes, you can decide to put it in the budget, and that passes, you don't have to levy the tax, it can go away. If the levy does not pass or get in the budget, then you're faced in November with neither levy nor a budget appropriation. Marugg noted the original intent of the levy was to hire a full-time fire chief who would create a fire district.

MOTION made by Cn Wandell to approve the purchase of radios and pagers for the Fire & Rescue Department. Second Cn Riggs. All for the vote, 5-0.

Marugg asked for council support in renewing the levy. That will allow F&R to conduct outreach and education.

MOTION made by Cn Wandell to support the Fire & Rescue Department levy, assuming council does not decide to fund their salaries through the general fund. Second Cn Riggs. All for the vote, 5-0.

C. Sheriff's Report

Tillamook County Sheriff's Deputy Cummings noted he is still dealing with transient issues and that issuing \$100 citations might help. More legal teeth would help, but it's hard to tell campers where to go, given our small county as we have a large transient

population and few resources. He's pursuing the radar trailer for Cypress and more speed enforcement throughout the day. Cummings requested community members send him any license plates of vehicles that seem problematic and he is aware of RV problems on Myrtlewood. Council suggested more signs.

D. City Manager's Report

City Manager Juliet Hyams acknowledged that city staff have been shorthanded through the latter half of 2021 and have helped her submit requests for ARPA money on tight end-of-year deadlines.

XII. COMMITTEE REPORTS

A. Planning Commission meeting minutes from November 1, 2021

MOTION made by Cn Riggs to appoint Carolee North to the Garibaldi Planning Commission. Second Cn Wandell. All for the vote, 5-0.

XIII. COUNCIL REPORTS

Cn Riggs - Lions Club held its annual Food Basket program and serviced 44 families. She encouraged them to go to the food bank and pick up Christmas baskets at city hall. They had a 300% percent increase in food bank traffic that Friday. Food is available twice month. Next year, she wants to increase visibility and participation.

Cn Findling - None

Cn Wandell - Inquired about the Q1 newsletter. Wonders if we should hire a grant writer. Hyams recommended starting with a grant strategy.

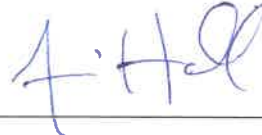
Cn Forsman - Gave kudos to Cn Wandell and Admin II Laura Schmidt for the winter events. He's still working on getting more police protection.

Mayor Hall - Noted he had helped put up new stop signs. Was appointed to the League of Oregon Cities Water and Wastewater Policy Commission and is one of the people representing Tillamook County on a committee to select the person to complete Senator Betsey Johnson's term. He noted he is working with the Headlight Herald to promote Garibaldi. He plans frequent travel, but will notify the city manager, Cn Findling and Cn Forsman.

XIV. EXECUTIVE SESSION: none

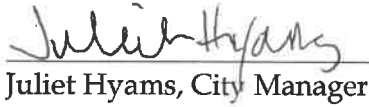
XV. ADJOURNMENT

The meeting adjourned at 8:50 p.m.



Tim Hall, Mayor

ATTEST:



Juliet Hyams, City Manager