

MINUTES

**CITY COUNCIL MEETING
MONDAY, MAY 10, 2010: 6:30 P.M.
CITY COUNCIL CHAMBERS, CITY HALL
29592 ELLENSBURG AVE
GOLD BEACH OR 97444
DRAFT MINUTES UNTIL APPROVED BY COUNCIL**

CALLED TO ORDER BY MAYOR WERNICKE AT 6:30 P.M.

THE PLEDGE OF ALLEGIANCE

<u>ROLL CALL</u>	<u>PRESENT</u>	<u>ABSENT</u>
Mayor James Wernicke	<u> X </u>	<u> </u>
Council Position #1 Jeff Crook	<u> X </u>	<u> </u>
Council Position #2 Larry Brennan	<u> X </u>	<u> </u>
Council Position #3 Brice Gregory	<u> </u>	<u> X </u>
Council Position #4 Doug Brand	<u> X </u>	<u> </u>
Council Position #5 Tamie Kaufman	<u> X </u>	<u> </u>
City Administrator Ellen Barnes	<u> X </u>	<u> </u>
Student Liaison Mackenna Marstall	<u> </u>	<u> X </u>

****NOTE:** If anyone wishes to address this Governing Body, please present a completed "Business from the Audience" request to the Mayor at this time. Your request will be added under the CITIZEN COMMENTS section of our agenda. Comments and participation from the audience shall be limited to 5 minutes without redundancy.

CONSENT CALENDAR

Approval of minutes--> 4/7/10-Executive and Special Session:
4/26/10-Special Session & Workshop

MOTION-> Kaufman moved to approve the Consent Calendar, second by Brennan, all present voted "AYE". Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

PUBLIC HEARING

Wernicke opened the public hearing at 6:34 p.m. regarding the proposed use of State Revenue Sharing Funds

Barnes-In order for the city to receive State Shared Revenues, we must hold two public hearings. The first public hearing was before the budget committee on April 15th. The second hearing requirement is before the governing body. That's what

this hearing is about. The Revenue Sharing Funds are liquor tax dollars the city receives. For the 2010-11 budget I proposed using \$15,000 of those funds towards the fund accounting software. Historically the city has used those funds for a police vehicle. This hearing provides the public the opportunity to comment on the use of those funds.

Wernicke closed the public hearing at 6:36 p.m.

PUBLIC CONTRACTS AND PURCHASING

RESOLUTION #0910-31 (A)

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO COMPLETE A CREDIT APPLICATION WITH PCE PACIFIC, INC.

Wernicke read Resolution # 0910-31 by title into the record.

Barnes-We're considering going to another vendor to purchase supplies for a water filtration system. In order for us to issue purchase orders to this company, they are asking that the city actually fill out a credit application.

MOTION->Kaufman moved approval of Resolution # 0910-31, A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO COMPLETE A CREDIT APPLICATION WITH PCE PACIFIC, INC., (Kaufman read the entire resolution into her motion and for the record) second by Brennan. All present voted "AYE". Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

ORDINANCES AND RESOLUTIONS

(Only the front and back pages of the ordinances are attached to these minutes. The full ordinances are filed in the ordinance book)

ORDINANCE #628 (B)

AN ORDINANCE ADOPTING A REVISED GOLD BEACH ADMINISTRATIVE CODE AND REPEALING ORDINANCES #572, 614 AND ANY OTHER ORDINANCES THAT MAY BE IN CONFLICT - **SECOND READING**

Wernicke read Ordinance # 628 by title into the record.

MOTION-> Crook moved to approve the second reading of Ordinance # 628, second by Kaufman. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

Barnes-Read Ordinance # 628 by title into the record.

ORDINANCE #629 (C)

AN ORDINANCE ADOPTING A REVISED GOLD BEACH LOCAL IMPROVEMENT CODE AND REPEALING ORDINANCE #590 AND ANY OTHER ORDINANCES THAT MAY BE IN CONFLICT - **SECOND READING**

Wernicke read Ordinance # 629 by title into the record.

MOTION->Kaufman moved approval of Ordinance # 629 by title only, second by Brennan. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

Barnes-Read Ordinance # 629 by title into the record.

ORDINANCE #630 (D)

AN ORDINANCE ADOPTING A REVISED GOLD BEACH TRAFFIC CODE AND REPEALING ORDINANCES #571, 574 AND ANY OTHER ORDINANCES THAT MY BE IN CONFLICT - **SECOND READING**

Wernicke read Ordinance # 630 by title into the record.

MOTION->Brennan moved to adopt Ordinance # 630 by title only, second by Kaufman. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

Barnes-Read Ordinance # 630 by title into the record.

ORDINANCE #631 (E)

AN ORDINANCE ADOPTING A REVISED GOLD BEACH UTILITY CODE, REPEALING ORDINANCE #578 AND ANY OTHER ORDINANCES THAT MAY BE IN CONFLICT - **SECOND READING**

Wernicke read Ordinance # 631 by title into the record.

MOTION->Kaufman moved approval of Ordinance # 631 by title only, second by Brand. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

Barnes reminded council that these are "old" ordinances that have merely been codified-they have not been Modified or "cleaned up" yet. That still needs to be done at some point in the future.

Barnes-Read Ordinance # 631 by title into the record.

ORDINANCE #633 (F)

AN ORDINANCE ADOPTING THE GOLD BEACH BUSINESS CODE AND REPEALING ORDINANCES # 526, 577, 612, 562, 635 AND ANY OTHER ORDINANCES THAT MAY BE IN CONFLICT - **FIRST READING**

Wernicke read Ordinance # 633 by title into the record.

MOTION->Brennan moved to adopt Ordinance # 633 by title only-first reading, second by Brand. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

Barnes read Ordinance # 633 by title into the record.

ORDINANCE #636 (G) - AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUES - **FIRST READING**

Wernicke read Ordinance # 636 by title into the record.

MOTION->Kaufman read Ordinance # 636 into the record and moved to approve it, second by Crook. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

RESOLUTION #0910-29 (H) - A RESOLUTION SETTING THE PURPOSE AND REVIEW TIMES FOR MUNICIPAL RESERVE FUNDS

Wernicke read Resolution # 0910-29 by title into the record.

Barnes-According to Oregon State Statutes any reserve funds established by a municipality must be done so via resolution. This resolution establishes the purpose and time frames for review of several of our reserve funds. Reserve funds must be reviewed every 10 years. The resolution establishes a three-year review but council can change that as long as it doesn't exceed 10 years. The dates need to be listed on the budget forms. Council actually reviews these reserve funds as part of the budget process. This resolution refers to actually sitting down and discussing the need for the continuation of reserve funds.

MOTION->Brennan moved to approve Resolution # 0910-29, and read the entire resolution into his motion, second by Brand. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

RESOLUTION #0910-30 (I) - A RESOLUTION REAUTHORIZING THE SEWER TREATMENT PLANT RESERVE FUND

Barnes-We do have an authorized resolution that was approved in 2001. We're nearing the end of the 10-year window, it is an opportune time to reauthorize the sewer reserve fund. I would recommend the reauthorization. Council can establish the review time, then I will insert the review time into the resolution for the mayor to sign.

MOTION->Kaufman moved to approve Resolution #0910-29 and read the entire resolution into her motion, a three-year review date was also added, second by Brennan. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

MISCELLANEOUS ITEMS (including policy discussions and determinations)

SUBMISSION OF A GRANT APPLICATION TO THE OREGON BICYCLE AND PEDESTRIAN PROGRAM (J)

Barnes-The city has an opportunity, through ODOT, to apply for a grant application to the Oregon Bicycle and Pedestrian Program. The purpose is to help cities build infrastructure to encourage bicyclists, walkers, runners, pedestrians, etc. There are a couple of opportunities the city can pursue for this grant. Barnes highly recommended a sidewalk on Third Street that has been a project desirous by the community. We could also apply for it to be done in conjunction with beautification along Ellensburg in terms of putting in sidewalks and a bike line. It could also be used for "trails". Anything that facilitates bicycle and pedestrian movement within the community is eligible. A minimum of 10% match is required. In-kind services are also allowed as part of the match. The matching funds recommended for this project (or whatever the council decides) is in the budget. Generally with these funds-the more match that is provided, the greater your chances are. They want detailed plans that are "ready to go". These funds won't be available until 2011. This is a very competitive grant that is available yearly.

We have had engineers look at the area and give us some ideas of what we can and cannot do.

MOTION->Kaufman moved to approve applying for the Oregon Bicycle and Pedestrian Grant for a third street sidewalk, second by Brand. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 ABSENT

**SUBMISSION OF A GRANT APPLICATION TO THE TRANSPORTATION
ENHANCEMENT PROGRAM (K)**

Barnes-This is a highly competitive program. These are Federal US Department of Transportation funds that are given to the State of Oregon and they are passed through. It requires a 10.27% match. If we apply and are successful, it will become a federal project. Anyone that has ever dealt with federal projects knows what that means. You can pretty much double the amount you budget. There are a massive amount of mandates. The general rule of thumb is we set a budget then we double it to account for the federal aspect.

It is still worth investigating-it is Ellensburg. That's what this program is really designed for. ODOT wants to use these funds on major highways for environmental, cultural, aesthetic improvements along roadways. We're very fitting for this one.

This one will take a lot of "up front work". If we decide to do Ellensburg, we will not be able to do all of it. Due to the cost, we may have to do this in phases. This is going to require preliminary engineering and we have to know what we want to do. If we're going to look at beautification of Ellensburg, we're going to have to know what we want. That's going to be the tough part.

Brennan asked if this could be used for replacing the existing utilities with underground utilities. It doesn't make sense to do any of the streetscape sidewalks or any improvements to main street and leave the poles right in the middle of the sidewalk. I think they have to go hand in hand. Is this something we want to discuss in our upcoming goal setting session?

Barnes-Yes it could be used for utilities but the problem is you are going to get into with utilities it is expensive-you're talking in the millions of dollars. The letter of intent is due by June 30, 2010.

Wernicke-If the council could get together on something during our goal setting sessions, our next council meeting is June 14th-would that give us enough time to compile and submit the letter of intent by June 30?

The council discussed different project options for using this grant money, and pulling Jeff Ferguson and Will Newdall into the discussion.

Barnes-This is a fairly broad program related to improving the transportation corridor. One huge hook we have is the fact that we are the Oregon Coast Cycling destination. The cyclists love this area. We could use some help in enhancing that experience for cyclists.

A workshop for Wednesday, May 26, 2010 @ 6:30 p.m. was scheduled.

CITY ADMINISTRATOR'S REPORT

Barnes-Bill McNair asked if we would draft a short letter supporting annual channel maintenance along the Rogue River. With council approval, it will be mailed. If council wants to add or change anything, there is time to do that before the deadline.

MOTION->Kaufman moved to send the letter drafted by the City Administrator, second by Brand. Crook, Brennan, Brand and Kaufman voted "AYE". VOTE 4 AYES 1 NAY

Barnes gave a full comprehensive report regarding the activities of the city departments. (M)

A letter (N) requesting Jeff Griffin's (Governor's Economic Revitalization Team) assistance in expediting the state review process for our USDA RD funding application was mailed. We have serious concerns about the delay in funding which in turn will delay our construction start up date. We're pretty much on hold until we get that funding.

6th and Moore Streets improvements update:

A schematic (O) at the proposed 6th street intersection is attached. These upgrades will not be started until 2012. Moore Street isn't as problematic. The problem we're going to get into on 6th Street is -as they cut back the curbs on the Chase side of the street and on the Dairy Queen side of the street-those businesses are going to lose some property, possibly lose one access and they will have to move their sign. There will be some political issues the council will need to be involved in. This is an ODOT project so they will do the negotiations but because you are the city council you will probably be questioned regarding this project as it develops. Most of the impacted property on the Moore Street project is county owned. ODOT will be working directly with the property owners.

The CA employment agreement and the nuisance ordinance revisions are at legal for review.

Council needs to appoint a Judge Pro-Tem.

A meeting was scheduled for May 26th @ 6:30 to discuss the Transportation Enhancement Grant opportunity and review the monthly financial statements.

MAYOR AND COUNCIL COMMENTS

MAYOR - JAMES WERNICKE - The Citizens Committee on Urban Renewal is in the process of drafting an ordinance to set up an Urban Renewal Agency. It will be brought before the council for review at the June council meeting.

The Parks and Recreation Citizens Committee has provided the council with minutes of their meeting. They have some great ideas and a lot of progress has been made in evaluating the potential for creation of a parks and recreation district that will provide recreational facilities for this community that will benefit everyone.

COUNCILORS

Jeff Crook-Commended Officers Stewart and Giovannetti for their heroic actions on April 20th. Congratulated Chief Janik for the great job he has been doing and also for all the equipment he has acquired at no cost to the city. Thanked Jeff Davis and Larry Brennan and their volunteers for the work they have done towards establishing a Parks and Rec District and an Urban Renewal District.

Larry Brennan-The summary of the police calls for service looks like they have doubled. They are doing an amazing job plus the fact they are doing it short-staffed. Great Job. Thanked the Council, Mayor and City Administrator for attending the Urban Renewal Meeting on the 7th. It was a cooperative, productive meeting. Our next committee meeting is on May 12th. Hopefully we will finalize the proposed ordinance and bring it before council at the next council meeting.

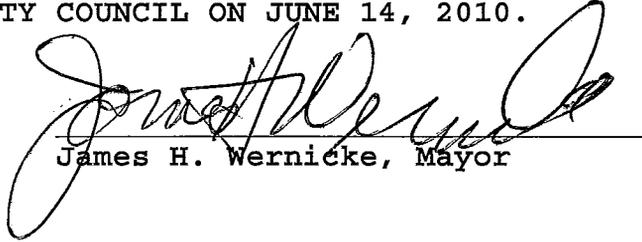
ANNOUNCEMENTS

The next regular meeting for the Gold Beach City Council is scheduled for Monday evening, June 14, 2010 in the Council Chambers of City Hall, 29592 Ellensburg Ave., at 6:30 P.M.

ADJOURNED AT 8:19 p.m.

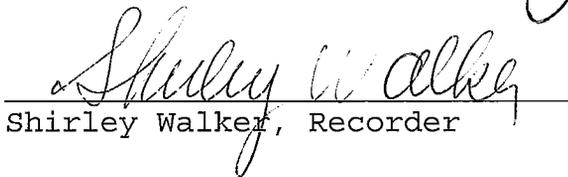
The location of the hearing/meeting is accessible to the disabled. Advance notice is requested if special accommodations are needed. Call (541) 247-7029 so that appropriate assistance can be provided. The City of Gold Beach is an affirmative action EEOE and complies with section 504 of the rehab act of 1973. Complaints of Discrimination should be sent to: USDA, Director, Office of Civil Rights, Washington, D.C. 20250-9419

PASSED BY THE GOLD BEACH CITY COUNCIL ON JUNE 14, 2010.



James H. Wernicke, Mayor

ATTEST:



Shirley Walker, Recorder