



CITY COUNCIL AGENDA

February 11, 2019

Regular meeting

CITY COUNCIL CHAMBERS, CITY HALL
 29592 ELLENSBURG AVE
 GOLD BEACH OR 97444

Call to order: Time: _____

- 1. **The pledge of allegiance**
- 2. **Roll Call:**

	Present	Absent
Mayor Karl Popoff		
Council Position #1 Summer Matteson		
Council Position #2 Larry Brennan		
Council Position #3 Anthony Pagano		
Council Position #4 Becky Campbell BEGINNING VOTE		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		
Student Liaison Vacant		

- 3. **Special Orders of Business:**
 - a. Proclamation for Revive Civility Month

- 4. **Consent Calendar:**
None Scheduled

- 5. **Citizens Comments**
As presented to the Mayor at the beginning of the meeting

- 6. **Public Hearing**
DANGEROUS BUILDING HEARINGS
 - a. 28312 Mateer Road, 3714-18B tax lot 2000
 - b. 28515 Mateer Road, 3714-07C tax lot 901

- 7. **Citizen Requested Agenda Items**
 - a. Luke Martinez, GB Disc Golf: course expansion
 - b. Anthony Darling, Wild River Mtn Bike Association: trails at Buffington Park
 - c. Amy Timeus, citizen: Revisit Plastic Bag Ban
 - d. Ruth Dixon, 4-H Youth Coordinator: MyPI - Youth Preparedness Initiative

- 8. **Public Contracts and Purchasing**
None Scheduled

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

9. **Ordinances & Resolutions**
 - a. Resolution R1819-05 Dangerous Building Determination 28312 Mateer Road
 - b. Resolution R1819-06 Dangerous Building Determination 28515 Mateer Road

10. **Miscellaneous Items (including policy discussions and determinations)**
 - a. Monthly report to Council from GBMS Coordinator, Ariel Kane
 - b. *Monthly Update of City Strategic Plan Goals –**POSTPONED THIS MONTH DUE TO HEAVY AGENDA***
 - c. Notification of potential Dangerous Building Hearing (*City Code Section 5.365*)
 - d. Discuss possible City funded feasibility study

11. **City Administrator’s Report**
To be presented at meeting

12. **Mayor and Council Member Comments**
 - a. Mayor Karl Popoff
 - b. Councilors
 - 1) Summer Matteson
 - 2) Larry Brennan
 - 3) Anthony Pagano
 - 4) Becky Campbell
 - 5) Tamie Kaufman

13. **Citizens Comments**
As permitted by the Mayor

14. **Executive Session**
None Scheduled

The Council will meet as the **Urban Renewal Agency on Monday, March 4, 2019 at 6:30PM.**

The next regularly scheduled City Council meeting is **Monday, March 11, 2019 at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

15. **Adjourn** **Time:** _____

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community



SPECIAL ORDERS OF BUSINESS



SECTION 3.

Special Orders of Business

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **3. a.**
Council Meeting Date: February 11, 2019

TITLE: LWV request to proclaim March Revive Civility Month

SUMMARY AND BACKGROUND:

The Curry County League of Women Voters made a request to the Mayor to declare March “Revive Civility Month”. According to their February 2nd letter (attached):

The LWV of Oregon adopted the following position regarding Civil Discourse to:

“Promote civil discourse through action and education for all government bodies, staff, and citizens for the purpose of improved public policy decisions and processes. Civil discourse means, at a minimum, mutually respectful, courteous, constructive, and orderly communication.”

Attached is information regarding the Revive Civility project.



**LEAGUE OF WOMEN VOTERS®
OF CURRY COUNTY**

Mayor Popoff and Manager Jodi Fritts;

February 2, 2019

The LWV of Oregon adopted the following position regarding Civil Discourse to:

“Promote civil discourse through action and education for all government bodies, staff, and citizens for the purpose of improved public policy decisions and processes. Civil discourse means, at a minimum, mutually respectful, courteous, constructive, and orderly communication.”

The League of Women Voters of Curry County is requesting that all city councils and the County Commission in Curry County proclaim March as "Revive Civility Month" in their jurisdictions.

I am presenting you with a template for a proclamation.

Thank you;

Lucie La Bonté
President

PS I just realized that you might have to do this in February for March. Brookings, Port Orford and Commissioners have received this and are positive about it.



MAYOR'S PROCLAMATION

WHEREAS, civil discourse is the free and respectful exchange of different ideas in a way that respects and affirm all persons, while hearing their perspectives; and

WHEREAS, heated rhetoric and a dramatic shift away from collaboration leaves us unable to solve the challenges confronting our community; and

WHEREAS, civility reduces rudeness, ridicule, and lack of respect for the open exchange of ideas; and

WHEREAS, civility improves our well-being, restores trust, and encourages Americans to participate in building a brighter future for generations to come; and

WHEREAS, civility assists in the process of working together to create lasting solutions to our most pressing challenges, while fostering respect among opposing groups; and

WHEREAS, community members should feel comfortable and respected while exploring worldviews outside their own; and

WHEREAS, recognizing the importance of civility and how it improves personal relationships leading to greater civil discourse, in recognition of the University of Arizona's National Institute for Civil Discourse's initiative, would like to invite all members of our community to exercise civility and respect toward each other and participate in reviving civility together.

NOW, THEREFORE, I, Karl Popoff, Mayor of the City of Gold Beach, do hereby proclaim March 2019, to be **REVIVE CIVILITY MONTH** in this community and encourage all residents to practice civility by listening respectfully to people who have different views, avoiding language that is insulting or derogatory to others and supporting efforts to work together across ideological and political lines.

So PROCLAIMED this 11th day of February, 2019

Karl Popoff, Mayor

The Initiative to Revive Civility

In order to counter the incivility that too often dominates our public discourse, the National Institute for Civil Discourse has launched **the Initiative to Revive Civility**, a national grassroots effort that highlights the need to change the tone of our current politics and suggests specific things that each individual can do to help make that happen. The Initiative to Revive Civility is conducting active programming around the country in the fall of 2017 and will continue to work in communities across the country throughout the 2018 election season.

The Initiative to Revive Civility invites Americans to take a personal pledge to model and promote civility and offer suggestions of what they can do to practice it in their community. The Initiative also provides program ideas and materials to help individuals take part in community conversations that bring together people of different political views so that they can listen to each other, build relationships and talk about ways to work together. Groups with ties in civic/political life, faith based groups, businesses and young leaders from colleges and universities as well as concerned citizens are leading the way. The Initiative to Revive Civility is sponsored by the NICD in partnership with many other national, state and local partner organizations.

Citizens and policy makers nationwide are answering the call and declaring their commitment to civility through:

1. Taking a personal pledge to practice civility and promote it with others;
2. Joining in community conversations about how to act at a local level to revive civility;
3. Working with Mayors and other elected officials to get proclamations promoting civility; and
4. Engaging local media about how they can play a more positive role during political campaigns.

Some of the specific activities the Initiative to Revive Civility include:

- Structured one on one conversations which seek to build relationships between individuals with deep cultural or political differences
- Small group dialogues that bring together people of different views to discuss ways to promote civility and respect
- Text, Talk and Revive Civility, which uses an innovative text messaging platform to engage young people and adults in listening across differences for understanding and discussions about civility and respect in public life
- Engagement with elected officials to promote standards of behavior and seek proclamations that promote civility
- Simultaneous national actions that encourage as many people as possible to do similar things to promote civility and respect during a specific period of time. The first of these will

be "**Setting the Table for Civility,**" which will take place before, during and after Thanksgiving Week in 2017 and throughout the year-end holiday season.

The National Institute for Civil Discourse

The National Institute for Civil Discourse is a non-partisan institute based at the University of Arizona's School of Social and Behavioral Sciences dedicated to addressing incivility and political dysfunction in American democracy by promoting structural and behavioral change. Informed by research, NICD's programs are designed to create opportunities for elected officials, the media, and the public to engage different voices respectfully and take responsibility for the quality of our public discourse and effectiveness of our democratic institutions. Our National Advisory Board includes former Presidents Bill Clinton and George Herbert Walker Bush; former Senators Tom Daschle and Olympia Snowe; former Secretaries of State Madeline Albright and Colin Powell; former Supreme Court Justice Sandra Day O'Connor; and journalists like Katie Couric, Greta Van Susteren, and NPR's Scott Simon.

Discussion and Training Guides

In response to the current climate of incivility, NICD has created several evergreen discussion guides to help citizens start talking with—and listening to—each other more effectively. These guides can work in a variety of different formats and can be adjusted for different groups and lengths of time. They provide suggestions about how to have effective revive civility conversations as well as ideas for training people to build the skills they need to effectively practice civility. Download the discussion guides that best fit the type and size of conversation you want to have.

If you have questions, please [contact us](#).

- **One on One Discussion Guide**—Gives guidance on how to have a one on one conversation with someone you know (a friend, colleague, neighbor or family member) or someone you would like to get to know such as a member of a faith group, club or organization that has a different perspective than yours.
- **Small Group Discussion Guide**—Offers suggestions about how to host a conversation with some friends or family members, as well as how to lead a discussion with a few people from a couple of groups or organizations (i.e. Republicans and Democrats, Baptists and Presbyterians, etc.) who likely have different political views.
- **Training and Skills Building Guide**—Provides step by step instructions for how to lead a 1-2 hour training for people who want to learn more about listening and other skills needed to effectively promote civility.
- **Text, Talk and Revive Civility**—Describes how to have a discussion about reviving civility through the use of a fun and engaging text messaging platform; works particularly well with high school and college students as well as those adults who enjoy their cell phones just as much as the younger generation.
 - [Youth Script](#)
 - [Adult Script](#)

Civility Tips

Want some tips on how to have a difficult conversation with people who think differently? Download our infographics below:

[Tips to Avoid the Food Fight](#)

[Managing Stress During Difficult Conversations](#)

[Fostering Civility on Social Media](#)

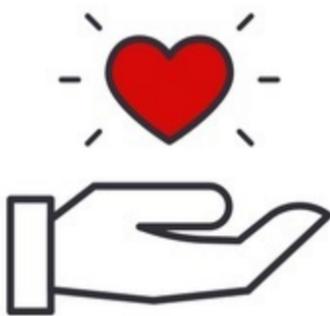
MANAGING STRESS DURING DIFFICULT CONVERSATIONS

It's hard to keep calm and explain yourself when a conversation is challenging. Here are some tips to take personally when you find yourself in that position.



Plan Ahead

Think about what causes you discomfort during a conversation and have a plan for dealing with stress. Know your body's signs for when you start to feel "worked up". It will help you manage the stress before you reach your limit. Take note if your heart rate goes up, you feel warm, or uncomfortable in any way. Remember that this is your body's natural response to stress and you can work through it.



Slow down your breathing

Irregular breathing disrupts our thought process, making it harder to form ideas and share them, especially if we're out of breath! Slowing down your breathing helps you reconnect with your thoughts and can lower heart rate, making you feel less stressed overall.



Remember Intent Vs. Impact

No matter how we express ourselves, it will have an effect on those listening. If someone's words offend or hurt you, explain to them how their words impacted you and ask if that was their intention. Often times the speaker's desire is to be understood, but stress and other factors can lead to hurtful exchanges. It's important to keep in mind that words can hurt more than we intended and separate the intent from the impact it had on us.



Accept It

When faced with someone who disagrees with you, accept that your experiences and values have led you to different beliefs. Be confident that your opinion is valid, but be open to hearing where your scope of understanding might be limited. Accepting your differences and talking about them is the first step to finding common ground.



FOSTERING CIVILITY ON SOCIAL MEDIA



Here are some tips to stay respectful on social media.

CHECK FOR ACCURACY

We are often in such a hurry that we share stories when we see them posted by a trusted source or based on their titles alone. In today's age of negative and false news, that is not enough. Before you share any information, make sure the story is true and accurate. Take a few moments to read the entire story and check included facts.



AVOID INSULTS & NAME CALLING

Never say anything on social media that you would not feel comfortable saying to someone in person. Separate people's opinions from who they are as a person. Avoid name calling, insults, or labeling. Before posting, consider whether your story/comment contributes to civility or to incivility.



SEEK INFORMATION FROM DIFFERENT PERSPECTIVES

Research reveals that our media feeds are filled with information based on sites we already prefer. This can lead to having a singular viewpoint about issues. It is important to read and to be open to news from various media sources and posts from people with differing opinions on social and political issues.



WALK AWAY

When you see something on social media that upsets you - pause. Do not immediately respond. Instead, step away and take time to think if there is a response that would contribute to civil discourse. For example, is it true? Helpful? Necessary? Remember you do not always have to comment.



SPREAD RESPECT

Share information about the role of civility and respect in promoting constructive conversations. Highlight instances of civility and respect. Sign the pledge to Revive Civility. Be an example for others by demonstrating respectful dialogue.





PUBLIC HEARING



**SECTION 6.
PUBLIC HEARING**

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 6.a.
Council Meeting Date: February 11, 2019

TITLE: Dangerous Building Hearing-28312 Mateer Road

SUMMARY AND BACKGROUND:

Pursuant to the provisions in the Nuisance Code, staff notified the Council in January of two potential dangerous buildings. Hearings for the properties were scheduled for the February 11th regular meeting. Written notices were sent to the property owners of record and notice of the hearing was published in the February 2nd and 6th editions of the Curry Coastal Pilot.

The first hearing is for a structure located at 28312 Mateer Road, identified as Assessor Map No. 3714—18B tax lot 2000. The owner of record was listed as James Crook.

This same property and structure was the subject of a Dangerous Building hearing in December 2011. Following the public hearing, the Council determined by resolution as required by the Code, that the structure did NOT meet the definition of a Dangerous Building and no further City action was taken. I have attached a copy of Resolution R1112-22 and a copy of the report submitted by an engineer at the hearing stating: *"My conclusion is that the building can be saved. It is a good project for renovation."*

A review of department records indicate no building permits have been applied for, or obtained, for any subsequent renovation of the building. Staff has conducted several site visits, most recently on Friday, February 8, 2019, and the building is in poor condition. Photographs taken on this date are also attached.

REQUESTED ACTION

Pursuant to Section 5.370, the Council shall hold a public hearing on the matter. The *"...owner or other person interested in the property or building shall have the right to be heard."* Once testimony has been taken from those interested, the Council must determine whether the building meets one or more of the four criteria to be deemed a Dangerous Building (the complete Dangerous Building Code is part of this report). Once the Council determines whether the building DOES/DOES NOT meet one or more of the criteria, those findings will be incorporated into the resolution. I have prepared resolutions for both DOES/DOES NOT meet and will plug which criteria the Council bases on their determination on.



**SECTION 6.
PUBLIC HEARING**

If the Council determines that the building DOES meet the criteria as a Dangerous Building, then you must determine the next course of action: order the owner to abate the nuisance either by making the building safe (as defined in the Code) or removal of the building. The Council should also determine a timeline for completion of the abatement, and whether the owner should be required to report back to the Council, or coordinate with staff.

Attachments to this report:

- Vicinity map of the area
- Copy of the 2012 resolution and the engineer info presented at that hearing
- Photos of the property taken February 8, 2019

END

FEBRUARY 2019 Staff Report

PRIOR COUNCIL AGENDA REPORTS TO THIS MATTER - January 2019 reprint:

Pursuant to City Code Section 5.365 staff is reporting a possible code defined “Dangerous Building” at the following locations:

28312 Mateer Road: The structure at this location was the subject of a previous Dangerous Building Hearing in 2012. Following the conclusion of that hearing it was determined that the building was in need of repairs, but did not meet the Code threshold as a Dangerous Building.

Since then, multiple calls have been received with concerns about fire danger and wildlife (critters such as skunk and rats) traffic occurring at the property and within the subject structure. It appears little, if anything, has been done to the building since 2012, and it appears to now be past the point of no return for repairs or renovation. Staff recommends that the Council schedule a Dangerous Building Hearing.

28515 Mateer Road: The structure at this location burned on September 22, 2015. The burnt remains of the structure are still at the location. Staff’s opinion is the now freestanding brick chimney presents the greatest danger, but the burnt structure remains need to be removed as well. Staff recommends that the Council schedule a Dangerous Building Hearing.



**SECTION 6.
PUBLIC HEARING**

CITATION OF THE DANGEROUS BUILDING CODE FOR COUNCIL REFERENCE

City Code Section 5.350-5.398

DANGEROUS BUILDINGS

5.350 Definitions.

For the purpose of this Code:

- (1) The term “dangerous buildings” shall include:
 - (a) A structure which, for the want of proper repairs or by reason of age and dilapidated condition or by reason of poorly installed electrical wiring or equipment, defective chimney, defective gas connections, defective heating apparatus, or for any other cause or reason, is especially liable to fire and which is so situated or occupied as to endanger any other building or property or human life.
 - (b) A structure containing combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable substance of any kind especially liable to cause fire or danger to the safety of such building, premises or to human life.
 - (c) A structure which shall be kept or maintained or shall be in a filthy or unsanitary condition, especially liable to cause the spread of contagious or infectious diseases.
 - (d) A structure in such weak or weakened condition, or dilapidated or deteriorated condition, as to endanger any person or property by reason of probability of partial or entire collapse.
- (2) The term “person” shall include every natural person, firm, partnership, association or corporation.
- (3) “City official” means any Councilor, mayor, city employee, or any agency or employee of any agency under contract to the City for services.

5.355 General Regulations.

- (1) Administration. The City building official is the primary city official authorized to enforce the provisions of this Code, but any other city official may act under the authority of this Code.
- (2) Inspections. The City building official or another city official is hereby authorized to make such inspections and take such actions as may be required to enforce the provisions of this Code.
- (3) Right of Entry. Whenever necessary to make an inspection to enforce any of the provisions



**SECTION 6.
PUBLIC HEARING**

of this Code and whenever the City building official or another city official has probable and reasonable cause to believe that there exists in any building any condition that would make such building a dangerous building as defined herein, then said city official, including the building official, may enter into such building at reasonable times to inspect said premises for any violations of this Code.

5.360 Nuisance.

Every building or part thereof which is found by the Council to be a dangerous building is hereby declared to be a public nuisance; and the same may be abated by the procedures herein specified, or a suit for abatement thereof may be brought by the City.

5.365 Initial Action.

Whenever a city official shall find or be of the opinion that there is a dangerous building in the City, it shall be his duty to report the same to the City Council. Thereupon, the Council shall, within a reasonable time, fix a time and place for a public hearing thereon.

5.370 Hearing; Mailed Notice.

By certified or registered mail, return receipt requested, the City Administrator shall notify the owner of record of the premises whereon the building in question is located, that a hearing will be held concerning the nuisance character of the property and the time and place of the hearing. A copy of this notice shall also be posted on the property in addition to notices prohibiting entry into building. At the hearing the Council shall determine by resolution whether or not the building is dangerous. The Council may, as a part of the hearing, inspect the building; and the facts observed by the Council at such inspection may be considered by it in determining whether or not the building is dangerous. At the hearing the owner or other person interested in the property or building shall have the right to be heard. At such hearing the Council shall have the power to order any building declared to be dangerous removed and abated, if in its judgment such removal or abatement is necessary in order to remove the dangerous condition; or the Council shall have the power to order the building made safe and to prescribe what acts or things must be done to render the same safe.

5.375 Published and Posted Notices.

Ten (10) days' notice of any hearing shall be published in a newspaper of general circulation in the City or by posting notices thereof in three (3) public places in the City. If the last-mentioned notice be published or given as herein required, no irregularity or failure to mail notices shall invalidate the proceedings.

5.380 Council Orders; Notice.

Five (5) days' notice of findings made by the Council at a hearing and any orders made by the Council shall be given to the owner of the building, the owner's agent or other person controlling the same, and if the orders be not obeyed and the building rendered safe within the time specified by the



**SECTION 6.
PUBLIC HEARING**

order (being not less than five (5) days), then the Council shall have the power and duty to order the building removed or made safe at the expense of the property on which the same is situated.

5.385 Abatement by City.

In the event that the Council orders are not complied with, the Council must specify with convenient certainty the work to be done and shall file a statement thereof with the City Administrator, and shall advertise for bids for the doing of the working the manner provided for advertising for bids for street improvement work. Bids shall be received, opened and the contract let.

5.390 Assessment.

The Council shall ascertain and determine the probable cost of the work and assess the same against the property upon which the building is situated. The assessment shall be entered in the docket of city liens and shall thereupon be and become a lien against the property. The creation of the lien and the collection and enforcement of the cost shall all be performed in substantially the same manner as in the case of the cost of street improvements, but irregularities or informalities in the procedure shall be disregarded.

5.395 Summary Abatement.

The procedures of this Code pertaining to Council declaration of a dangerous building need not be followed where a building is unmistakably dangerous and imminently endangers human life or property. In such an instance, the chief of the fire department, the fire marshal or the Chief of Police may proceed summarily to abate the building.

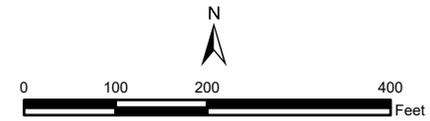
5.398 Penalty.

Any person who shall be the owner of, or shall be in possession of, or in responsible charge of any dangerous building within the City and who shall knowingly suffer or permit the building to be or remain dangerous beyond the time specified in the order of the Council pursuant to Section 5.380, shall be guilty of a violation of this Code and shall, upon conviction thereof, may be fined a maximum amount as set by resolution of the City Council for the first and all subsequent offenses. Each day's violation of a provision of this Code constitutes a separate offense.



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, © OpenStreetMap contributors, and the GIS User Community, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

The information on this map was derived from digital databases on the Lane County regional geographic information system. Care was taken in the creation of this map, but is provided "as is". Lane County cannot accept any responsibility for errors, omissions or positional accuracy in the digital data or the underlying records. Current plan designation, zoning, etc., for specific parcels should be confirmed with the appropriate agency. There are no warranties, expressed or implied, accompanying this product. However, notification of any errors will be appreciated.



28312 MATEER

RESOLUTION R1112-22

**A RESOLUTION REGARDING THE DANGEROUS BUILDING
DETERMINATION OF A STRUCTURE LOCATED AT 28312 MATEER ROAD**

WHEREAS, a Dangerous Building Hearing was held on December 12, 2011 pursuant City Code Section 5.370; and

WHEREAS, notice was given of the hearing to the owner(s) of the property located at 28312 Mateer Road, Tax Assessor Map 3714-18B tax lot 2000, according to the above referenced code section; and

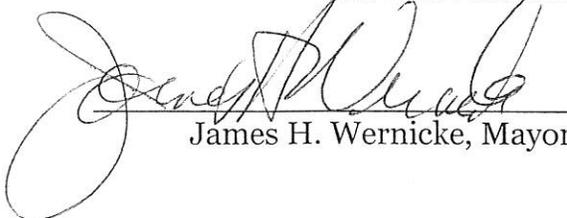
WHEREAS, the hearing was conducted according to the procedures outlined in the Code, and evidence was taken in the form of exhibits, and oral and written testimony; and

WHEREAS, at the conclusion of the public hearing, the Council found that the building located at 28312 Mateer Road did not meet the definition of Dangerous Building as defined in Section 5.350(1) and therefore could not be deemed "dangerous".

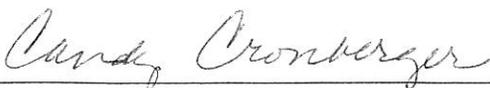
NOW, THEREFORE, BE IT resolved the City Council of the City of Gold Beach finds that the building located at 28312 Mateer Road is not a Dangerous Building as defined by City Code.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 9th DAY OF JANUARY 2012.

APPROVED BY:


James H. Wernicke, Mayor

ATTEST:


Candy Cronberger, City Recorder



*Engineers
Surveyors
Planners*

32782 KILGORE ROAD
POST OFFICE BOX 100
OPHIR, OREGON 97464
TELEPHONE (541) 247-7769
CELL (541) 290-2067
E-MAIL: tornlisa@charter.net

December 11, 2011

James & Melody Crook
94727 S Bank Pistol River Rd.
Gold Beach, Oregon 97444

RE: Structural Inspection on Vacant Building
28312 Mateer Lane, Gold Beach

On December 10, 2011, I made a structural inspection of above building. The purpose of the inspection was to evaluate above building for renovation and remodelling.

My findings as follows:

Foundations are "poured in place" concrete, consisting of spread footings with stemwalls. There was no sign of cracking or settling. It is in good shape and well vented.

Walls are 2x4 with some 2x6 studwalls. The walls are plumb and straight with no sagging. There are some areas with minor deterioration, which can be repaired.

Siding needs to be replaced.

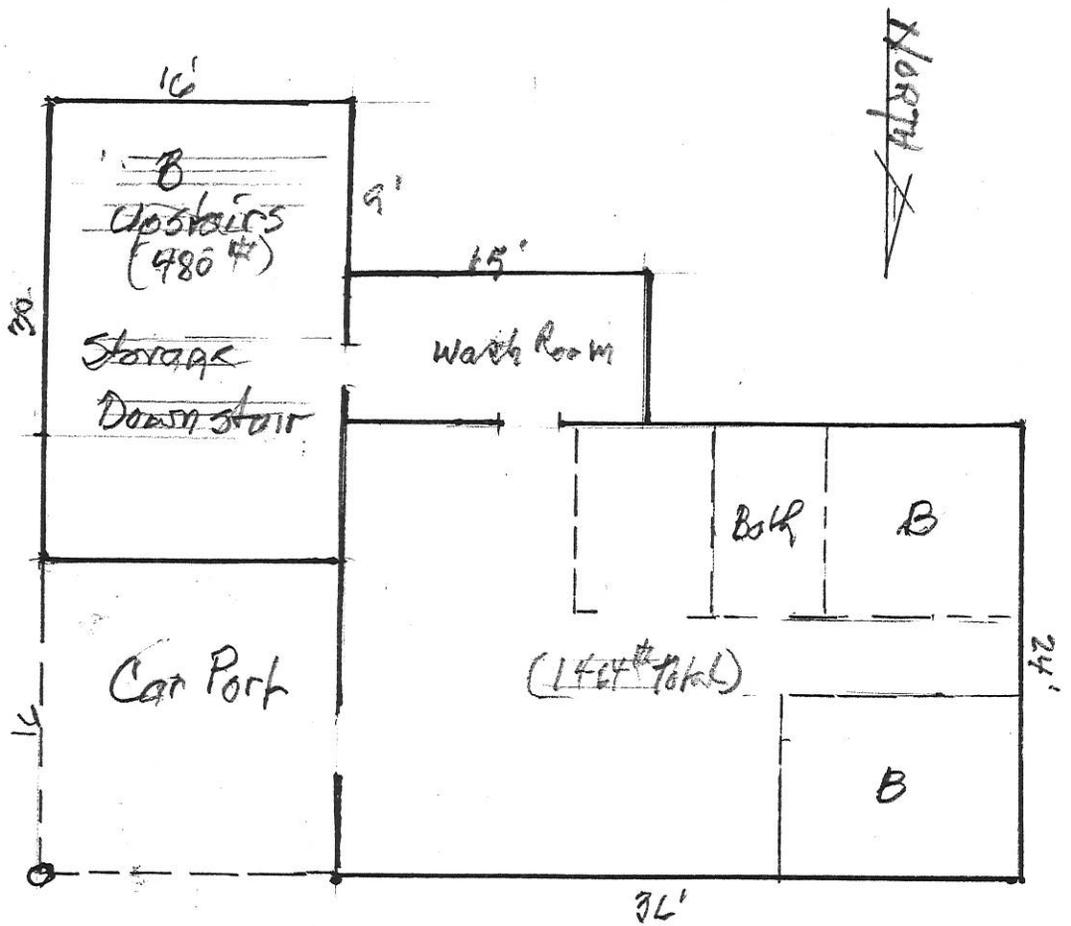
Roof on the main building portion is sloped with a ridge. Construction is trusses and the roof material is wood shakes. This portion is in fair shape, just needs some cleaning. Roofs on the other parts need to be replaced.

My conclusion is that the building can be saved. It is a good project for renovation.

Sincerely,

Torleiv Flatebo, P.E.

Taylor Crk →



SKETCH - NTS
98312 Matier Rd

Road



Wash side



Road

NORTH SIDE
FEB 11, 2019 PACKET
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South Side



20991 CARPENTERVILLE RD * P.O.BOX 6157
BROOKINGS OR 97415
FAX#541-412-9405 OFFICE #541-412-7788
CELL #541-890-5142 E-mail: d5hoov@hughes.net

To whom it may concern.

I Dave Hoover was ask to look at and give an opinion on the structural integrity of the building located at 86528 Mateer Gold Beach OR. I inspected the structure and did find some rot and deterioration of the wood framing but nothing that would lead me to believe that the structure is in any danger of collapse or failure. I found the structure sound.

Thank you
Dave Hoover
Dave Hoover Construction Inc.

PHOTOS TAKEN FEBRUARY 8, 2019
28312 MATEER ROAD



PHOTOS TAKEN FEBRUARY 8, 2019
28312 MATEER ROAD





**SECTION 6.
PUBLIC HEARING**

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **6.b.**
Council Meeting Date: February 11, 2019

TITLE: Dangerous Building Hearing-28515 Mateer Road

SUMMARY AND BACKGROUND:

Pursuant to the provisions in the Nuisance Code, staff notified the Council in January of two potential dangerous buildings. Hearings for the properties were scheduled for the February 11th regular meeting. Written notices were sent to the property owners of record and notice of the hearing was published in the February 2nd and 6th editions of the Curry Coastal Pilot.

The second hearing is for the remains of a structure located at 28515 Mateer Road, identified as Assessor Map No. 3714—07C tax lot 901. The owner of record was listed as Yoshiko McCann.

This property was the subject of a catastrophic house fire in September of 2015. Virtually the entire home was destroyed and has been uninhabited since that time. Portions of the structure are still standing and in a precarious state, most notably the remains of the chimney/fireplace. The property is up for sale. Staff has conducted several site visits, most recently on Friday, February 8, 2019. Photographs taken on this date are attached.

REQUESTED ACTION

Pursuant to Section 5.370, the Council shall hold a public hearing on the matter. The “...*owner or other person interested in the property or building shall have the right to be heard.*” Once testimony has been taken from those interested, the Council must determine whether the building meets one or more of the four criteria to be deemed a Dangerous Building (the complete Dangerous Building Code is part of this report). Once the Council determines whether the building DOES/DOES NOT meet one or more of the criteria, those findings will be incorporated into the resolution. I have prepared resolutions for both DOES/DOES NOT meet and will plug which criteria the Council bases on their determination on.

If the Council determines that the building DOES meet the criteria as a Dangerous Building, then you must determine the next course of action: order the owner to abate the nuisance either by making the building safe (as defined in the Code) or removal of the building. The Council should



**SECTION 6.
PUBLIC HEARING**

also determine a timeline for completion of the abatement, and whether the owner should be required to report back to the Council or coordinate with staff.

Attachments to this report:

- Vicinity map of the area
- Photos of the property taken February 8, 2019

END

FEBRUARY 2019 Staff Report

PRIOR COUNCIL AGENDA REPORTS TO THIS MATTER - January 2019 reprint:

Pursuant to City Code Section 5.365 staff is reporting a possible code defined “Dangerous Building” at the following locations:

28312 Mateer Road: The structure at this location was the subject of a previous Dangerous Building Hearing in 2012. Following the conclusion of that hearing it was determined that the building was in need of repairs, but did not meet the Code threshold as a Dangerous Building.

Since then, multiple calls have been received with concerns about fire danger and wildlife (critters such as skunk and rats) traffic occurring at the property and within the subject structure. It appears little, if anything, has been done to the building since 2012, and it appears to now be past the point of no return for repairs or renovation. Staff recommends that the Council schedule a Dangerous Building Hearing.

28515 Mateer Road: The structure at this location burned on September 22, 2015. The burnt remains of the structure are still at the location. Staff’s opinion is the now freestanding brick chimney presents the greatest danger, but the burnt structure remains need to be removed as well. Staff recommends that the Council schedule a Dangerous Building Hearing.

CITATION OF THE DANGEROUS BUILDING CODE FOR COUNCIL REFERENCE

City Code Section 5.350-5.398

DANGEROUS BUILDINGS

5.350 Definitions.

For the purpose of this Code:

- (1) The term “dangerous buildings” shall include:
 - (a) A structure which, for the want of proper repairs or by reason of age and dilapidated



**SECTION 6.
PUBLIC HEARING**

condition or by reason of poorly installed electrical wiring or equipment, defective chimney, defective gas connections, defective heating apparatus, or for any other cause or reason, is especially liable to fire and which is so situated or occupied as to endanger any other building or property or human life.

- (b) A structure containing combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable substance of any kind especially liable to cause fire or danger to the safety of such building, premises or to human life.
 - (c) A structure which shall be kept or maintained or shall be in a filthy or unsanitary condition, especially liable to cause the spread of contagious or infectious diseases.
 - (d) A structure in such weak or weakened condition, or dilapidated or deteriorated condition, as to endanger any person or property by reason of probability of partial or entire collapse.
- (2) The term “person” shall include every natural person, firm, partnership, association or corporation.
 - (3) “City official” means any Councilor, mayor, city employee, or any agency or employee of any agency under contract to the City for services.

5.355 General Regulations.

- (1) Administration. The City building official is the primary city official authorized to enforce the provisions of this Code, but any other city official may act under the authority of this Code.
- (2) Inspections. The City building official or another city official is hereby authorized to make such inspections and take such actions as may be required to enforce the provisions of this Code.
- (3) Right of Entry. Whenever necessary to make an inspection to enforce any of the provisions of this Code and whenever the City building official or another city official has probable and reasonable cause to believe that there exists in any building any condition that would make such building a dangerous building as defined herein, then said city official, including the building official, may enter into such building at reasonable times to inspect said premises for any violations of this Code.

5.360 Nuisance.

Every building or part thereof which is found by the Council to be a dangerous building is hereby declared to be a public nuisance; and the same may be abated by the procedures herein specified, or a suit for abatement thereof may be brought by the City.



**SECTION 6.
PUBLIC HEARING**

5.365 Initial Action.

Whenever a city official shall find or be of the opinion that there is a dangerous building in the City, it shall be his duty to report the same to the City Council. Thereupon, the Council shall, within a reasonable time, fix a time and place for a public hearing thereon.

5.370 Hearing; Mailed Notice.

By certified or registered mail, return receipt requested, the City Administrator shall notify the owner of record of the premises whereon the building in question is located, that a hearing will be held concerning the nuisance character of the property and the time and place of the hearing. A copy of this notice shall also be posted on the property in addition to notices prohibiting entry into building. At the hearing the Council shall determine by resolution whether or not the building is dangerous. The Council may, as a part of the hearing, inspect the building; and the facts observed by the Council at such inspection may be considered by it in determining whether or not the building is dangerous. At the hearing the owner or other person interested in the property or building shall have the right to be heard. At such hearing the Council shall have the power to order any building declared to be dangerous removed and abated, if in its judgment such removal or abatement is necessary in order to remove the dangerous condition; or the Council shall have the power to order the building made safe and to prescribe what acts or things must be done to render the same safe.

5.375 Published and Posted Notices.

Ten (10) days' notice of any hearing shall be published in a newspaper of general circulation in the City or by posting notices thereof in three (3) public places in the City. If the last-mentioned notice be published or given as herein required, no irregularity or failure to mail notices shall invalidate the proceedings.

5.380 Council Orders; Notice.

Five (5) days' notice of findings made by the Council at a hearing and any orders made by the Council shall be given to the owner of the building, the owner's agent or other person controlling the same, and if the orders be not obeyed and the building rendered safe within the time specified by the order (being not less than five (5) days), then the Council shall have the power and duty to order the building removed or made safe at the expense of the property on which the same is situated.

5.385 Abatement by City.

In the event that the Council orders are not complied with, the Council must specify with convenient certainty the work to be done and shall file a statement thereof with the City Administrator, and shall advertise for bids for the doing of the working the manner provided for advertising for bids for street improvement work. Bids shall be received, opened and the contract let.



**SECTION 6.
PUBLIC HEARING**

5.390 Assessment.

The Council shall ascertain and determine the probable cost of the work and assess the same against the property upon which the building is situated. The assessment shall be entered in the docket of city liens and shall thereupon be and become a lien against the property. The creation of the lien and the collection and enforcement of the cost shall all be performed in substantially the same manner as in the case of the cost of street improvements, but irregularities or informalities in the procedure shall be disregarded.

5.395 Summary Abatement.

The procedures of this Code pertaining to Council declaration of a dangerous building need not be followed where a building is unmistakably dangerous and imminently endangers human life or property. In such an instance, the chief of the fire department, the fire marshal or the Chief of Police may proceed summarily to abate the building.

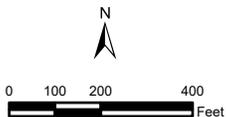
5.398 Penalty.

Any person who shall be the owner of, or shall be in possession of, or in responsible charge of any dangerous building within the City and who shall knowingly suffer or permit the building to be or remain dangerous beyond the time specified in the order of the Council pursuant to Section 5.380, shall be guilty of a violation of this Code and shall, upon conviction thereof, may be fined a maximum amount as set by resolution of the City Council for the first and all subsequent offenses. Each day's violation of a provision of this Code constitutes a separate offense.



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, © OpenStreetMap contributors, and the GIS User Community, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

The information on this map was derived from digital databases on the Lane County regional geographic information system. Care was taken in the creation of this map, but is provided "as is". Lane County cannot accept any responsibility for errors, omissions or positional accuracy in the digital data or the underlying records. Current plan designation, zoning, etc., for specific parcels should be confirmed with the appropriate agency. There are no warranties, expressed or implied, accompanying this product. However, notification of any errors will be appreciated.



28515 MATEER
Lane County, Oregon

PHOTOS TAKEN FEBRUARY 8, 2019
28515 MATEER ROAD



PHOTOS TAKEN FEBRUARY 8, 2019
28515 MATEER ROAD





CITIZEN REQUESTED AGENDA ITEMS



SECTION 7.

CITY REQUESTED AGENDA ITEMS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 7. a.
Council Meeting Date: February 11, 2019

TITLE: Request to Address Council
Luke Martinez: GB Disc Golf

SUMMARY AND BACKGROUND:

Mr. Martinez requested to address the Council on possible expansion of the disc golf course at Buffington Park.

We recently had the new park parcel surveyed. A copy of the survey map is attached. Public Works Superintendent, Will Newdall will be available to answer any questions the Council may have. The CFPA fire crew performed work for us last summer clearing portions of the new property of brush and overgrowth. The PW crew has also done clearing and cleaning in order to assess the viability of uses for the area.

\Users\m\erickson\My Documents\Projects\118\Parcel Survey\Gauntlett Street.dwg, 7/6/2018, 4:21:58 PM

NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO MONUMENT THE NORTHEAST AND SOUTHEAST CORNERS OF A PARCEL OF LAND OWNED BY THE CITY OF GOLD BEACH AS DESCRIBED IN INSTRUMENT NO. 2017-01736.

I HELD FOUND MONUMENTS SET ALONG THE NORTH SIDE OF GAUNTLETT STREET PER CS 36-193 AS SHOWN. I HELD DEED CALLOUTS TO RE-ESTABLISH THE NORTHEAST AND SOUTHEAST CORNERS OF SAID PARCEL. I HELD FOUND CORNERS ALONG THE SOUTH SIDE AS SHOWN ON THE MAP PER CS 36-193 EVEN THOUGH THESE DID NOT FIT THE DEED CALLOUTS VERY WELL.

BASIS OF BEARINGS

FOUND MONUMENTS PER PARTITION PLAT 2000-26, PLAT RECORDS OF CURRY COUNTY.

REFERENCE SURVEYS

PARTITION PLAT 2000-26
 PARTITION PLAT 2001-12
 CS 36-193 NEWHOUSE 1979

EQUIPMENT USED

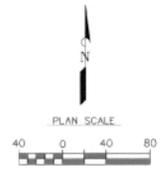
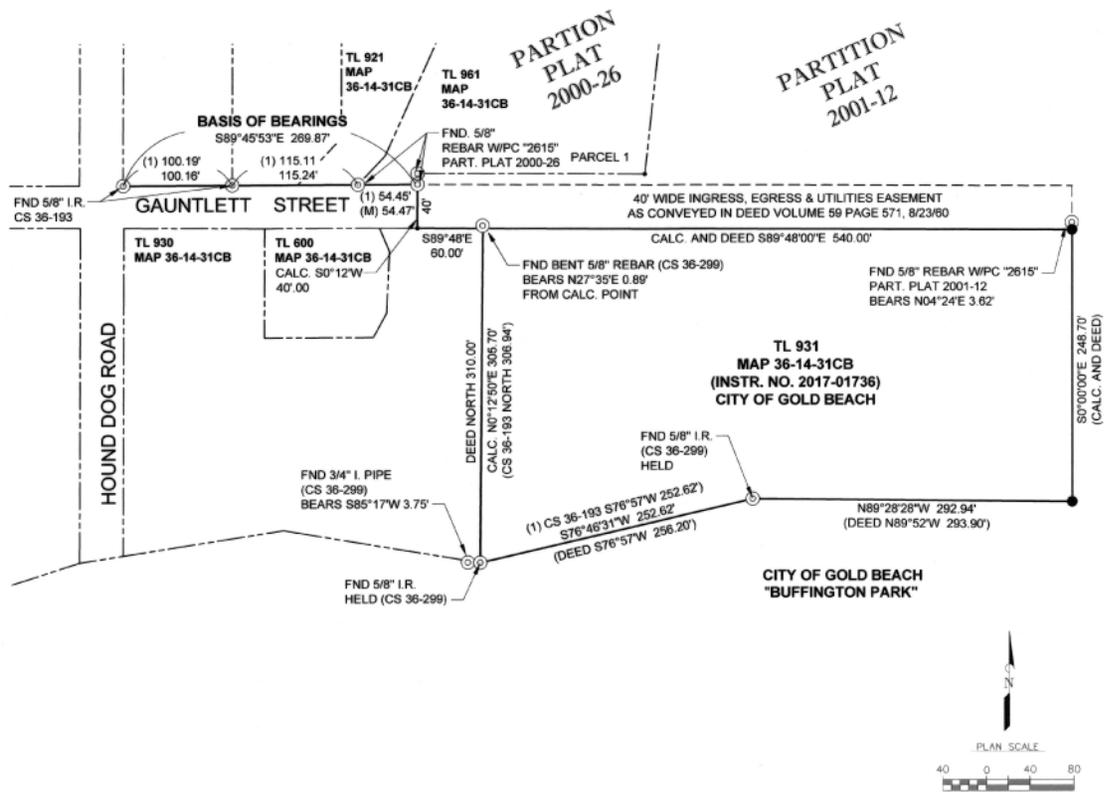
SURVEY TOTAL STATION: Trimble Robotic S6.
 SURVEY SOFTWARE: LISCAD AND CIVIL 3D

ASSISTING IN SURVEY

DARRELL BARKER
 DOYCE ROSE

DATE OF SURVEY

MAY 16, 2018.



LOCATION:
 NW 1/4 SW 1/4 OF SECTION 31, T. 36S., R. 14W., W.M.,
 CITY OF GOLD BEACH, CURRY COUNTY, OR

DATE OF SURVEY: MAY, 2018	
LEGEND	
⊙	FOUND MONUMENTS AS NOTED
●	MONUMENTS SET - 5/8" X 30" IRON RODS W/ YELLOW PLASTIC CAPS INSCRIBED "DYER PARTNER LS 2340"
(R&M)	RECORD & MEASURED
•	CALCULATED
(1)	RECORD PER CS 36-299

D THE DYER PARTNERSHIP ENGINEERS & PLANNERS, INC.
 1330 TEAKWOOD AVE.
 COOS BAY, OREGON 97420
 TELEPHONE: (541) 269-0732

REGISTERED PROFESSIONAL LAND SURVEYOR
Michael W. Erickson
 OREGON
 JULY 26, 1988
 MICHAEL W. ERICKSON
 2340
 EXPIRES 12-31-19

MAP OF SURVEY

**CITY OF GOLD BEACH
 CURRY COUNTY, OREGON**

PROJECT NO.	DRAWING NO.
119.00	S1
DATE	SHEET NO.
JULY, 2018	1 OF 1

RECEIVED
 July 17, 2018
 CURRY COUNTY SURVEYOR
 FEB 11, 2018
 36-805
 Page 39 of 78



SECTION 7.

CITY REQUESTED AGENDA ITEMS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 7. b.
Council Meeting Date: February 11, 2019

TITLE: Request to Address Council
Anthony Darling: Wild Rivers Mtn Bike Club

SUMMARY AND BACKGROUND:

Mr. Martinez requested to address the Council on possible trail building and maintenance at Buffington Park.

We recently had the new park parcel surveyed. A copy of the survey map is attached. Public Works Superintendent, Will Newdall will be available to answer any questions the Council may have. The CFPA fire crew performed work for us last summer clearing portions of the new property of brush and overgrowth. The PW crew has also done clearing and cleaning in order to assess the viability of uses for the area.



SECTION 7.

CITY REQUESTED AGENDA ITEMS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 7.a.

Council Meeting Date: February 11, 2019

TITLE: Request to Address Council

Amy Timeus: Revisit Bag Ban Issue from 2015

SUMMARY AND BACKGROUND:

Ms. Timeus requested to the address the Council again regarding her proposed plastic bag ban and bag tax to benefit the local school district. The Council first heard this matter in March, May, June, and July of 2015. Attached are the 2015 agenda reports. Staff provided the full bag ban file from 2015 (approximately 150 pages) in a separate file.

GOLD BEACH CITY COUNCIL AGENDA REPORT



Agenda Item No. 7 a.
Council Hearing Date: July 13, 2015

TITLE: DECISION: Decision on Citizen Initiated Request to ban plastic grocery bags within the City

SUMMARY AND BACKGROUND:

JULY UPDATE

We posted an online survey a little over a month ago and then mailed out the survey with June water billing. We received a total of 115 electronic responses and 30 paper responses. The totals with comments are listed below.

The Council has three (3) options:

- 1) Decide YES on the topic (or a version of YES) on your own authority**
- 2) Decide NO and the matter is done (unless a citizen wants to propose an initiative for the ballot)**
- 3) Refer it to the voters for their decision**

OPTION 1: I checked with legal counsel--the Council has the authority to impose the tax. If that is the Council's wish then I will need some direction on what you would like to see, and then I can speak with legal counsel so she can draft us a proposed ordinance.

OPTION 2: We are done tonight. It's up to the citizen to get enough signatures for an initiative measure.

OPTION 3: We should decide tonight if we want it on the November ballot. Friday, August 14th is the absolute last day for us to get it to the County Clerk in time for the November ballot. I would still need to put together the ballot title and a resolution calling for the election.

SURVEY RESULTS

Intro on the electronic and mailed survey:

"The Gold Beach City Council is seeking input on a citizen initiated request to ban plastic bags at local retailers. The proposal would replace plastic bags with paper, and institute a \$0.10 cent per bag tax with \$0.07 cents to go to the local school district. \$0.03 would be retained by the retailer for administration of the tax and for additional cost associated with the paper bags."

QUESTION #1: Would you like to see plastic bags banned and replaced by paper bags in Gold Beach?

YES	NO	MAYBE, depends on the particulars
61	64	19

QUESTION #2: Would you support a \$0.10 cent per bag fee with \$0.07 cents to go to a fund for the local schools?

YES	NO	MAYBE, depends on the particulars
56	76	13

Comments received on the surveys

PLEASE NOTE: these are EXACT quotes no correction has been made for grammar, language, or spelling

COMMENTS RECEIVED IN FAVOR OF THE PROPOSAL
About time! Save an oil well.
anything that reduces possible property taxes for schools is a good thing. We dont need plastic bags so why have them.
I believe that this is a step in the right direction for our environment and our community.
Just returned from a trip to Palm Springs CA and the Bay area. EVERY store we were in charges 10 cents for a bag. And NO plastic bags except in meat and produce. We need to get on board with the future. People will learn to bring their own bags....or spend a dime. Let's do it!
Sounds wonderful!
Ordinances like this are what keep our schools and town in check. Rays Food place has already taken the step in eliminating plastic bags. It wont take much effort or cost for Mckays to follow suit. Other towns in oregon have already implemented this and as far as I know, there isnt another town in oregon that is giving back to the school such as this. With the funding our schools currently have, this would help tremendously. Would it fix this issues? No, most likely not. But, it will make a difference. This will not be taxing just home owners,

but everyone. This would be including not only locals, but people traveling through. Please, pass this and not waste time or money sending to the voters.

I think this is a no-brainer, a fabulous idea, I am all for it.

no brainer! save the environment and support the school!

I take care of Century 21's property and I pick up all kinds of garbage from McKay's (since the fence was taken out) and I always find plastic grocery bags. And find them in the creeks/streams. What about degradable plastic? They make plastic from corn for example.

The consideration of this is overdue as is the banning of burning barrel in the city which is contributing to the low 25% recycling rate for Curry County. Hopefully, you all know that the state average is a 50% recycling rate. Get to work on that. Brent Thompson

NEUTRAL RESPONSES

Tax all bags but continue to give the option of paper or plastic

Would the retailers not then provide "Company bags" such as Fred Meyers and other retailers do, at a minimal cost to the customer, to get around this whole process?? Hope not. Don

offer cloth bags that are washable and reusable

It would be near impossible for a retail store to determine how many customers are charged for each bag. Plastic bags can be returned to the store. We save them up and return them the next visit.

And encourage people who don't want to pay the tax to bring their reusable bags and continue to get a .05 cent discount.

COMMENTS AGAINST THE PROPOSAL

If you don't like plastic bag move to Ashland Oregon.

Enough fees/taxes already! We choose to use reusable bags but it should be a personal choice!

I am totally against this proposal!!

I think McKays Market would be hurt by this move. I believe Greg Marstall has donated to just about every fund raiser we have in Gold Beach. He is the one who brought in a big water tanker-when we had to boil our water for such a long time period-and it was free to everyone-you didn't have to shop at his store to get it. Is this anyway to treat a man who has done so much for Gold Beach??

Would prefer consumers are encouraged to bring and reuse their own bags above all, then paper bags available if not. Banned—last resort!!

Enough taxes here and there already! Let's pay for a sherriff staff and jail first!

There are enough other ways to improve our community without banning and adding more taxes here and there. Please let this thing go. Focus on other positive improvement please!

Groceries are already so d***** expensive to begin with and now an additional tax on top of it!! I recycle my plastic bags, the schools get enough of my tax dollars as it is, enough is enough! Leave people be. Find something good to do with your time that makes us feel that

we are getting something for our tax dollars, stay out of my wallet and stop wasting my money on stupidity. You were elected to govern the community not stick your elected nose into things that you should not be into. Have a good day.

This is just another form of taxation. If people want to pay more and more and more for schools, then let them pay - not me. Far too much money goes out of my pocket for schools. For those with kids, they can pay the tax.

Too much Portland politics!

These are two different issues. If you want to eliminate plastic bags for environmental purposes that is one thing, but the city should not be in the business of raising money for schools---that is why we have a school board. This plan is a gimmick that we don't need.

we reuse our plastic bags for other things, you can get paper or plastic bags at the stores, why not have the option?

I wasn't aware that plastic grocery bags were such a huge problem in this community. This proposal seems random in concept, at best, and blindly copycat of other large municipalities, at worst. If plastic bags were the cause of a major impact to human health and welfare, then yes, I may be in favor of a ban. However, the fact is, plastic bags are simply an inexpensive means of transporting groceries home (in an area where the groceries themselves are already expensive). People are currently free to bring their own bags if they so desire. Others, should be free to use the bags provided by the retailers if they so desire. So too, retailers are free to provide, or not provide, any bag of their own choosing.

A very important question we should ask ourselves is this... in general, is it local government's place to regulate the manner in which a business conducts it's operations? And, what relevance do grocery bags have with schools? If it's a school tax one wants, then such a proposed use "tax" (which is precisely what this is) should be directly related to schools and education, not grocery shopping.

1. I am not interested in contributions to the school. My taxes pay a heavy amount for schools and I see no reason to pay them another dime. 2. Plastic bags are used over and over in my house and are a mainstay for us. We are older and when I go to the store, I always use plastic bags because I can carry 4 or 5 plastics from the car to the kitchen at once...I have stairs to climb and plastic is much easier to carry to the kitchen and cuts down my trips to the car and back. Another thing, please remember the non profits in town that use the plastic during their sales of goods. At the Sr. Center, we use sometimes 100 a day or more. I know all the thrift stores use them by the hundreds. Restaurants use them for take-out meals, people use them to carry garbage and other stuff. When we go hunting, I use them for all kinds of things. I can't even begin to tell you how people could get by without having the convenience of grabbing a plastic bag for nearly anything I needed. I cannot tell you even ONE reason why we should forced to be deprived of plastic bags. I hope you will all pass on this silly idea just to make one woman happy. If this passes, it will make me go to Brookings

to do all my shopping. This idea is probably the silliest thing that any city council would pass. If the school needs \$\$ this badly, apparently they need to lower their spending just like the rest of us do. budgets, just like I do at home.

My husband agrees with this, so count this as TWO NO VOTES..

Visitors will purchase groceries and other items elsewhere, as do the people in Eugene. Plastic bags are saved and used for other uses, paper bags break, and particularly grocery items fall on the ground.

I volunteer at a local Food Bank and we'd be sunk if we didn't have plastic bags.

This is not a solution to litter. I see more plastic bottles laying around than I do plastic bags and they already have a deposit fee. We have anti-litter laws on the books. Let's enforce those. Most people I know reuse their plastic bags.

I would support this ONLY if the \$ goes to the schools. Otherwise, it will come in its own time from state or federal regulations. I think it may be hard on our lower income population. I would like to see this on the ballot if it goes that far. Thanks.

I feel this may be a problem for our tourists and being this is a tourist driven town it is a problem for Gold Beach. Ten cents a bag for a basically non-reusable bag is a bit much. I say charge the 10 cents if they request plastic.

I don't want plastic bags banned. I would be willing to pay the bag fee for the plastic bags, but I can't stand paper bags

Plastic Bags forever!

They are used by every pet owner for the removal of feces, regardless of pet type, without fear of the bag ripping open because of a too wet poo.

They are stonger than a comparable paper bag.

They take up far less space to store in that they can be crumpled and smashed into a small tube or other similar container without damaging their ability to carry objects. Try that with a paper bag!

The handles don't come off because of glue failure.

They will keep your feet dry and warm on cold, wet rainy days when used over socks.

Advertising on plastic bags has more "pop" than on brown paper bags.

Paper bags are heavier than plastic and therefore cost more to ship.

They are almost perfect for storing wet paint brushes and rollers over night.

Figure our another way to fund schools rather than removing plastic bags which are a very convenient and flexible container.

You can charge \$0.07 for a paper bag without removing plastic bags from use.

Sunlight destroys plastic bags in a very short period of time...not so for paper bags.

Paper bags promote the growth of mold when they become wet.

Paper bags absorb moisture and are weakened because of this. How far will you get with a leaking container in a paper bag compared to a plastic bag? Not very far.

Why does the .07 go to the local schools? I would like to see the money shared with the local watershed group. I would also like to see this idea put before the voters.
what a stupid idea
This is ridiculous!!!
A bag should be included with a purchase. Bag cost is already factored into item prices; being charged for a bag at checkout would be paying twice for a bag. If a customer doesn't bring their own bag and doesn't have money to buy a bag (food stamps won't cover a bag) do you really expect them to pack their groceries to the car by the armload? even better yet, say they have no car, walking their groceries home by the armful? Folks already struggle enough - there are plenty of other options to fund our schools
I think a ban on plastic bags would be consider a major inconvenience to tourists and residents who would simple switch to larger platic bags to line their wastebaskets and other containers.
Let me choose what I want! Not what you want! You niggers!
We can choose to use paper,plastic or reusable bags without big brother telling us which is best for us. No more taxes.
There should be no fee for the paper bags. Incentives like \$0.10 credit off your purchase if you provide your own bags would be better idea. Positive reinforcement rather than punishment... Catch more bees with sugar then vinegar!
When I am visiting other cities with these bans/costs, I am an unhappy tourist. I have to decide whether to try to carry my goods out in my arms or pay for a bag. It does not make me want to go back. Surely there are other ways to manage and solve our schools' financial struggles.
If I want to have plastic, THEN LET ME HAVE PLASTIC! I'm sick of this communist attitude of telling me what is good for me! FOR FUCK SAKE!
Plastic bags take up much less space in land fill. They also are much stronger. I reuse them many times.

PREVIOUS COUNCIL REPORTS:

JUNE UPDATE *(info only--matter will be formally brought back next month)*

The Council heard additional testimony from supporters of the bag ban and from the manager of one of the local grocery stores last month. Councilor Kaufman also provided information she found researching the pros/cons of plastic and paper. The Council tabled the matter to request additional citizen input. Since the May meeting the following has occurred:

- Councilor Campbell composed a draft letter to parents for the school to send out. Minor revisions were made to that draft and then sent on to the school district. The school superintendent said the letter will go out with the year-end report cards. A copy of the letter is attached.
- I put a very short (2 questions and spot for comments) Survey Monkey internet survey together and had posted to the city website soliciting input on the proposal. A copy of the survey is attached. The survey will stay live until one week prior to the July meeting (survey will end July 6th). We put a tickler on facebook and will continue to push out the info. I am also going to ask KGBR if they will do a short PSA about it.

- We will send a hardcopy survey on the back of the June waterbills which will go out about June 22nd
- We posted the pro/con info Councilor Kaufman compiled from last month as well as information we received from the citizen proponent, Amy Timeus. A brief letter from Timeus is attached to this report.

FROM MAY REPORT: The Council first heard this request at the March meeting. Testimony was received and the Council tabled the request until May to gather more information. I don't have a lot more to provide but I did get some direction from our Legal Counsel:

- The City does have the authority to enact a tax which would be passed on to another group—provided the money is used for a public purpose.
- If the City decides to enact a tax Legal Counsel recommended that it be set up like the Transient Room Tax: collected by the operators and remitted to the City with the operators keeping a portion of the tax for their administrative trouble.
- Legal Counsel questioned whether there would be a profit to collect/remitt—most bag bans allow operators to collect a nominal fee to offset the cost of the paper recycled bags but it doesn't usually cover the actual increased cost—we heard testimony last month from the manager of McKay's stating the paper is significantly higher in cost than the plastic ones.
- Another thought: typically taxes have some nexus to the use—in this particular case is the concern environmental or school funding? It should be made clear.
- How much money are we really talking? Is it worth the hassle?

FROM MARCH REPORT: A Citizen Requested Agenda Item was submitted by Amy Timeus requesting the Council ban all bags in grocery stores in Gold Beach.

Her specific request is:

“What I propose is to do away with all bags at Rays and McKay's. Many other towns have gone to no bags and the consume is responsible for bringing their own bags which not only save the stores from having to purchase bags but also save the environment. I want to propose that we go bagless here and if a customer needs or wants bags from the store there is a .05 cent per bag charge. I would like that .05 cent charge per bag to then be given to the schools to fund any programs or projects they may be short funding. Since the stores already purchase the bags I don't see why they would have an issue giving the money to the school should this all come into play. The stores would ultimately be paying less for the bags as more people would bring their own. Obviously it would take a while to see how much revenue this would generate for the schools but I feel it would be a win win situation and I want to do all I can to make sure this happens.”



SECTION 7.

CITY REQUESTED AGENDA ITEMS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **7. d.**

Council Meeting Date: February 11, 2019

TITLE: Request to Address Council

Ruth Dixon: 4-H MyPI Youth Preparedness Initiative

SUMMARY AND BACKGROUND:

Ms. Dixon, who is the 4-H Education Program Assistant with the OSU Extension office, asked to address the Council regarding the MyPI Youth Preparedness Initiative. I pulled some info off the internet about the program.



Interested in Better Preparing Your Community for Emergencies through a Teen-Focused Emergency Preparedness and Leadership Program?



The Oregon Youth Preparedness Initiative is an innovative, multi-faceted program facilitated by trained and certified Instructors within your Community.

MyPI Graduates complete:

- FEMA’s CERT Training
- “PREP + 6” Community Service Project
- CPR and AED Certification
- Specialized Technology and Career Tracks
- Disaster Simulation

MyPI Graduates enhance:

- Leadership Qualities
- Communication Skills
- Teamwork Abilities
- Decision Making
- Community Preparedness



mypi



“Fostering Emergency Preparedness, Civic Responsibility, and Leadership in Teens”

Applications Available at mypioregon.org

For more information, contact:

Lynette Black,

Oregon State University,

Associate Professor, OSU Extension Service,
and MyPI Oregon Program Manager

Lynette.Black@oregonstate.edu or 541.296.5494

MyPI Participants Learn Skills in the following Areas:

- Disaster Preparedness
- Fire Safety & Suppression
- Disaster Medical Ops
- Treatment of Injuries
- Search and Rescue
- Disaster Psychology, etc.

MyPI Helps Teens:

- Build Life Saving Skill Sets
- Give Back to Their Communities
- Be Empowered
- Identify Hazards
- Be Weather Aware
- Develop Emergency Kits and Communication Plans



Oregon State University
Extension Service



Facebook: “My PI Oregon” & “My PI National”



Twitter: “@MyPI_OR” &

[@MyPINational](https://twitter.com/MyPINational)

Community Leaders

mypioregon.org/community-leaders

MyPI Participants Learn Skills in the following Areas:



MyPI Helps Teens:

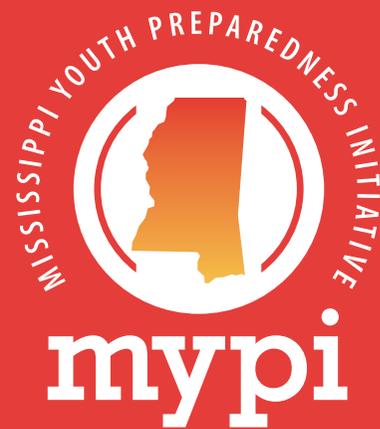
- Build Life Saving Skill Sets and Be Certified in CPR and AED Usage.
- Learn about Emergency Management and First Responder Careers.
- Identify Hazards and Become Extreme Weather Aware.
- Give Back to Your Communities through the PREP + 6 Service Project.
- Develop Emergency Kits and Family Communication Plans.
- Learn about Technology in Emergency Preparedness, including NOAA Weather Radios, Social and Smartphone Apps, HAM Radio, etc.

Downloads

FOR MORE INFORMATION

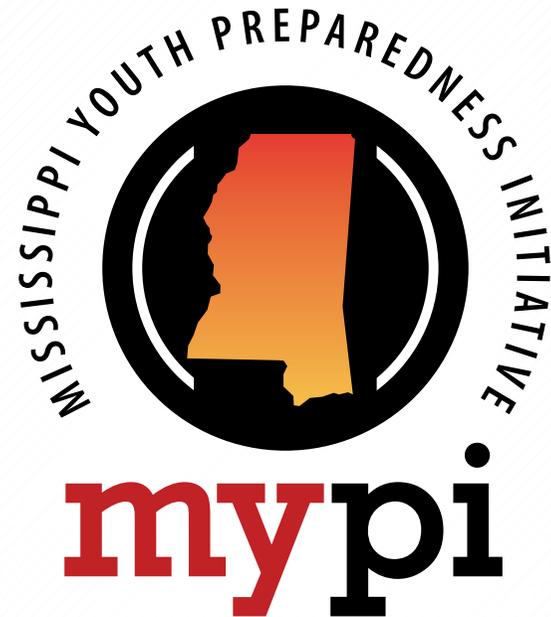
See our website mypi.msstate.edu

Contact MyPI Coordinator Dr. Ryan Akers at cra20@msstate.edu or 662.325.5914



FEMA 2014 Individual and Community Preparedness Award Winner

Outstanding Youth Preparedness Program



Fostering Emergency Preparedness & Recovery Through Proactive Youth Outreach

In the event of an emergency...

... there are two extremely important life-saving skill sets every teen should learn: understanding how to identify a threat and how to prepare for it should it become real. MyPI's primary focus is to teach our youth valuable leadership and teamwork qualities that are necessary in the modern day world. Seamless decision making abilities and precise communication are a must, especially when lives are at stake. Our program allows teens

to become weather aware, learn about technology in emergency preparedness, and realize their potential by positively impacting the lives of those around them when they are in need of assistance. The more knowledge each individual has, the better our chances are at preserving property and saving the lives of our families and other members of the community. Contact MyPI today and learn how you can become an integral part of the team.



Top 10 Reasons Students Join MyPI

- To Enhance My Understanding of Threats and How to Prepare
- To Assist My Family and Others in the Community
- To Build Life Saving Skill Sets
- To Solidify My Decision Making Abilities
- To Improve My Communication Skills
- To Learn about Technology in Emergency Preparedness
- To Become Weather Aware
- To Strengthen My Teamwork and Leadership Qualities
- To Support My College Application
- To Be Selfless and to Realize My Potential by Positively Impacting the Lives of Those Around Me



MyPI engages Mississippi teens in the process of individual, family, and community preparation for disasters through a flexible three-component program taught by local instructors.

PART

1 Teen CERT Foundation

Teens learn to be safe before and during a disaster, and to help families and communities after a disaster.

PART

2 Add-on Catalog

CPR & AED certification, disaster simulation, EM-Related career track, awareness programs in: HAM & NOAA Weather Radio, fire safety, social media & smartphone app in emergency preparedness

PART

3 PREP+6 Service Project

Teens work with their family PLUS 6 other families to develop their emergency kits and communication plans.



Be an Instructor for an Award-Winning Program

We need you to help foster emergency preparedness, civic responsibility, and leadership in teens through a flexible 5-10 week program.

Volunteering is a great way to get involved in your community, mentor youth, meet new people and enhance emergency preparedness. Our Instructors complete the emergency preparedness training program and they receive on-going support and resources from co-instructors, MyPI admin, and other community agencies.

Contact MyPI today to learn about the 3-tiered incentive package available to all volunteer instructors.

“Serving as a MyPI Instructor gives me the opportunity to work with an energetic group of students who are an often overlooked resource when it comes to disaster preparedness and response.”

– Aaron S



Proud Affirmer of the

NATIONAL STRATEGY
SUPPORTING YOUTH PREPAREDNESS NATIONWIDE



“Preparing through education is less costly than learning through tragedy.”

– Max Mayfield, former Director of the National Hurricane Center

Mississippi Youth Preparedness Initiative does exactly that, prepares through education.

Join MyPI and impact your community by . . .

- Cultivating Youth Development
- Providing Leadership Opportunities
- Instilling Civic Responsibility and Community Engagement
- Promoting Family Cohesion

Support youth preparedness and leadership in your county. Contact MyPI today!

To apply and learn more about MyPI, please visit our webpage mypi.msstate.edu

To learn how to bring MyPI to your community, please visit our webpage mypi.msstate.edu



ORDINANCES & RESOLUTIONS



SECTION 6. Public Hearing
SECTION 9. Ordinances & Resolutions

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 6. & 9.
Council Meeting Date: February 11, 2019

TITLE: Resolutions Regarding Dangerous Buildings

ORDINANCES & RESOLUTIONS

SUMMARY AND BACKGROUND:

Following the Public Hearing portion of the meeting, the Council must determine, by resolution, the status of the buildings subject to the Dangerous Building hearings. Resolutions have been prepared for both properties for both DOES/DOES NOT meet definition of Dangerous Building. If the determination is that the building(s) are deemed Dangerous, please cite to the specific criteria the Council determines are met (listed below):

- (1) The term “dangerous buildings” shall include:
 - (a) A structure which, for the want of proper repairs or by reason of age and dilapidated condition or by reason of poorly installed electrical wiring or equipment, defective chimney, defective gas connections, defective heating apparatus, or for any other cause or reason, is especially liable to fire and which is so situated or occupied as to endanger any other building or property or human life.
 - (b) A structure containing combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable substance of any kind especially liable to cause fire or danger to the safety of such building, premises or to human life.
 - (c) A structure which shall be kept or maintained or shall be in a filthy or unsanitary condition, especially liable to cause the spread of contagious or infectious diseases.
 - (d) A structure in such weak or weakened condition, or dilapidated or deteriorated condition, as to endanger any person or property by reason of probability of partial or entire collapse.

SUGGESTED MOTION:

NOTE - Either way the Council must adopt by resolution whether the building DOES/DOES NOT meet the definition of a Dangerous Building.



SECTION 6. Public Hearing
SECTION 9. Ordinances & Resolutions

I make the motion that the Council adopt Resolution R1819-05, A RESOLUTION REGARDING THE DANGEROUS BUILDING DETERMINATION OF A STRUCTURE LOCATED AT 28312 MATEER ROAD.

SUGGESTED MOTION:

NOTE - Either way the Council must adopt by resolution whether the building DOES/DOES NOT meet the definition of a Dangerous Building.

I make the motion that the Council adopt Resolution R1819-06, A RESOLUTION REGARDING THE DANGEROUS BUILDING DETERMINATION OF A STRUCTURE LOCATED AT 28515 MATEER ROAD

RESOLUTION R1819-05

**A RESOLUTION REGARDING THE DANGEROUS BUILDING DETERMINATION OF A STRUCTURE
LOCATED AT 28312 MATEER ROAD**

WHEREAS, a Dangerous Building Hearing was held on February 11, 2019, pursuant City Code Section 5.370; and

WHEREAS, notice was given of the hearing by publishing notice in the Curry Coastal Pilot, according to the above referenced code section; and

WHEREAS, the hearing was conducted according to the procedures outlined in the Code, and evidence was taken in the form of exhibits, and oral and written testimony; and

WHEREAS, at the public hearing on February 11th, the Council found that the structure located at 28312 Mateer Road MET the City Code definition of Dangerous Building and therefore is deemed “dangerous” as defined in Section 5.350(1)(a-d):

- (a) A structure which, for the want of proper repairs or by reason of age and dilapidated condition or by reason of poorly installed electrical wiring or equipment, defective chimney, defective gas connections, defective heating apparatus, or for any other cause or reason, is especially liable to fire and which is so situated or occupied as to endanger any other building or property or human life.
- (b) A structure containing combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable substance of any kind especially liable to cause fire or danger to the safety of such building, premises or to human life.
- (c) A structure which shall be kept or maintained or shall be in a filthy or unsanitary condition, especially liable to cause the spread of contagious or infectious diseases.
- (d) A structure in such weak or weakened condition, or dilapidated or deteriorated condition, as to endanger any person or property by reason of probability of partial or entire collapse.

NOW, THEREFORE, BE IT resolved the City Council of the City of Gold Beach finds that the structure located at 28312 MATEER ROAD is a Dangerous Building as defined by City Code and shall be abated as further provided in the City Code.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 11th DAY OF FEBRUARY, 2019

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Recorder/Administrator

RESOLUTION R1819-05 (IS NOT A DB)

**A RESOLUTION REGARDING THE DANGEROUS BUILDING DETERMINATION OF A STRUCTURE
LOCATED AT 28312 MATEER ROAD**

WHEREAS, a Dangerous Building Hearing was held on February 11, 2019, pursuant City Code Section 5.370; and

WHEREAS, notice was given of the hearing by publishing notice in the Curry Coastal Pilot, according to the above referenced code section; and

WHEREAS, the hearing was conducted according to the procedures outlined in the Code, and evidence was taken in the form of exhibits, and oral and written testimony; and

WHEREAS, at the public hearing on February 11th, the Council found that the structure located at 28312 Mateer Road did NOT meet the City Code definition of Dangerous Building as defined in Section 5.350(1)(a-d) of the City Nuisance Code.

NOW, THEREFORE, BE IT resolved the City Council of the City of Gold Beach finds that the structure located at 28312 MATEER ROAD is NOT a Dangerous Building as defined by City Code.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 11th DAY OF FEBRUARY, 2019

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Recorder/Administrator

RESOLUTION R1819-06

**A RESOLUTION REGARDING THE DANGEROUS BUILDING DETERMINATION OF A STRUCTURE
LOCATED AT 28515 MATEER ROAD**

WHEREAS, a Dangerous Building Hearing was held on February 11, 2019, pursuant City Code Section 5.370; and

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WHEREAS, the hearing was conducted according to the procedures outlined in the Code, and evidence was taken in the form of exhibits, and oral and written testimony; and

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NOW, THEREFORE, BE IT resolved the City Council of the City of Gold Beach finds that the structure located at 28515 MATEER ROAD is a Dangerous Building as defined by City Code and shall be abated as further provided in the City Code.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 11th DAY OF FEBRUARY, 2019

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Jodi Fritts, City Recorder/Administrator

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PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 11th DAY OF FEBRUARY, 2019

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Recorder/Administrator



MISC. ITEMS

(Including policy discussions and determinations)



SECTION 10.

MISC. ITEMS (including policy discussions and determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10. a.**
Council Meeting Date: February 11, 2019

TITLE: Monthly GBMS Report Out

SUMMARY AND BACKGROUND:

Ariel Kane will be reporting on the activities of the city-sponsored RARE participant and GBMS activities as they relate to the city and Urban Renewal.

COUNCIL ACTION NEEDED:

No action needed FYI only

Gold Beach Small Business Forum

Wednesday,
February 27
5:30 - 7:00 pm

Curry
Public
Library

Resources for Growth and Prosperity

Businesses and Prospective Entrepreneurs

Join ^{the} Opportunity

- Meet with representatives of the business development resources
- Access available resources on the Southern Oregon Coast
- Discussion with Entrepreneurs & Experts
- Learn Issues & Opportunities of the Area

Participating Business Resources:

South Coast Development Council (SCDC)
CCD Business Development Corporation (CCD)
Small Business Development Center (SBDC)
South Coast Regional Tourism Network (SCRTN)

To pre-register, or for additional information contact

coordinator.goldbeachmainstreet@gmail.com

P# 541-247-7029 ext 110

Community Sponsors



These focus groups are the second of four components which GBMS has committed to for our “Listening to Learn.” The first was business engagement with face-to-face interactions, meeting business owners where they are. The third was the Committee Orientation and Main Street Introduction. Creating a space where interested and engaged volunteers can learn more about how the organization wants to operate and move forward with them. The last is a community celebration and visioning event, still in the works.

Method

GBMS extended invitations to more than 25 community members to join focus groups. Our goals were to engage previously unheard from voices, and increase the number of business owners giving input to our projects. In the end, 10 business owners, 6 government or district affiliated community members and 5 members of nonprofits/employees/other community members were able to join with a total of 21 participants in four focus groups. The same two board members were facilitators, and other board members and Community Coordinator provided note taking.

Questions

We wanted to answer 5 questions:

1. What is your vision of what Ellensburg avenue looks like? (As a business owner, as a resident, as a consumer?)
2. What could GBMS be doing better for you?
3. What services would you want us to provide?
4. How can we better communicate with the community? With you?
5. How would you like to be involved with GBMS/with revitalization efforts?

Results

- 1. What is your vision of what Ellensburg avenue looks like? (As a business owner, as a resident, as a consumer?)**

At each focus group topics of note were underground power, traffic calming, color palettes, and a tidy, clean and welcoming community appearance.

Regarding color palettes, some business owners cited brand identity and needing to stand out to be identifiable, as reasons against color palettes. Others cited a need for town cohesiveness and tidiness as

justification for a color palette. All suggested that a decision made regarding the necessary ordinances and incentives would need to have business owners at the table.

Underground power was mentioned at every gathering. The importance of strong collaboration with the various agencies and consultants, was acknowledged by everyone. Some suggested a feasibility study, or a needs assessment survey. Some participants felt it is one of the primary infrastructures needed on our main street to begin creating a safe and welcoming town. Stories of rural towns putting their power underground, and the impact on the towns look and tourism were shared. Some expressed that underground power combined with lamp posts, could begin to make our town look inviting and cohesive.

Another project often discussed was traffic calming. Various strategies were discussed with business owners and community members having a variety of opinions. In the case of lane reduction strategies, some business owners were concerned about traffic jams and potential areas of increased accidents. However, some were in favor, slowing down traffic means more business visibility, and increasing the likelihood someone will stop to shop. Other suggestions were increased traffic signals, crosswalks or adjusted entryways for businesses. Some participants were in favor of traffic calming strategies because of increased pedestrian safety, in particular because of the schools' proximity to Highway 101.

Other ideas and projects which were discussed:

- Brush cleanup- being firewise
- Public trash bins
- Dog clean up bags
- Hanging flower baskets
- Streetlamps
- Trails and beach access promotion
- Increased wayfinding signage
- Increasing public art
- Public Wifi access
- Distinct business district
- Walkability and pedestrian safety
- Increased workforce housing
- Block parties/community events
- Improved promotion of current services and opportunities
- Port improvements
- Lamp post banners
- Widening sidewalks, improving sidewalks
- Energy efficient lights that create warmth and safe ambiance

2. What could GBMS be doing better for you?

Most participants were encouraging, citing no real concerns over Gold Beach Main Street's previous work.

3. What services would you want us to provide?

Some participants suggested promotions as one way that Gold Beach Main street could support businesses better. Other participants suggested that one service GBMS could provide is being an advocate for incentives or a supporting organization in ordinance creation.

4. How can we better communicate with the community? With you?

Participants highlighted the need to use all forms of communication if wanting to engage more of the community. Highlighting the use of social media but also suggesting utilizing email more as well as phone calls. They also suggested that organizational branding and messaging could be stronger, with more clarity. It was suggested that GBMS define their message, and stick to that message.

Business owners expressed a desire to be more connected with for input, since they believe they are significantly impacted by the work of GBMS. They also suggested a greater need for partnerships with other organizations and entities, specifically the City, County and ODOT.

5. How would you like to be involved with GBMS/with revitalization efforts?

This question had various results. Most participants were supportive of GBMS efforts and in some cases were unclear of how to be more involved. Others wanted to offer support to specific projects but were not interested in being volunteers or serving on committees.

Conclusions

In conclusion, we were able to gather many new community opinions, the most significant goal of these focus groups being to engage with previously unheard from voices and create new spaces for listening. Moving forward, we have better insight and community guidance when supporting committees on future projects. We also believe that we have a better idea of where strategic partnering will be the most beneficial for the community. Many participants said that they were honored to be invited, and excited to contribute to Gold Beach's future vision and we will strive to keep the community engaged and informed. A long time local resident recently said he has not seen such spirit in Gold Beach in 20 years! We will continue to use the information gathered at these focus groups to share with citizens, agencies, and local government. We hope to continue to engage our community as we work to better serve our community together.



SECTION 10.

MISC. ITEMS (including policy discussions and determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10. c.**

Council Meeting Date: February 11, 2019

**TITLE: Notification of Potential Dangerous Building and
Request to Set Hearing Date**

SUMMARY AND BACKGROUND:

Pursuant to City Code Section 5.365 staff is reporting a possible code defined “Dangerous Building” at the following location:

94287 6th Street: The structure at this location burned a while back (we will have exact date for hearing). The burnt remains of the structure are still on the property. This property is located near Riley Creek Elementary School. I apologize for not bringing it to the Council’s attention prior to this date—it is a significant hazard and made more so due to the proximity to the school. Staff recommends that the Council schedule a Dangerous Building Hearing for the March 11th meeting.

REQUESTED ACTION/MOTION

Pursuant to Section 5.365, staff has notified the Council and the Council should now fix a date and time for the hearings. Once the date has been determined, staff will make the necessary notifications and publications of the pending hearing.

PHOTOS TAKEN JANUARY 23rd are on the following pages

MISC. ITEMS (including policy discussions and determinations)



MISC. ITEMS (including policy discussions and determinations)





SECTION 10.

MISC. ITEMS (including policy discussions and determinations)

CITATION OF THE DANGEROUS BUILDING CODE FOR COUNCIL REFERENCE

City Code Section 5.350-5.398

DANGEROUS BUILDINGS

5.350 Definitions.

For the purpose of this Code:

- (1) The term “dangerous buildings” shall include:
 - (a) A structure which, for the want of proper repairs or by reason of age and dilapidated condition or by reason of poorly installed electrical wiring or equipment, defective chimney, defective gas connections, defective heating apparatus, or for any other cause or reason, is especially liable to fire and which is so situated or occupied as to endanger any other building or property or human life.
 - (b) A structure containing combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable substance of any kind especially liable to cause fire or danger to the safety of such building, premises or to human life.
 - (c) A structure which shall be kept or maintained or shall be in a filthy or unsanitary condition, especially liable to cause the spread of contagious or infectious diseases.
 - (d) A structure in such weak or weakened condition, or dilapidated or deteriorated condition, as to endanger any person or property by reason of probability of partial or entire collapse.
- (2) The term “person” shall include every natural person, firm, partnership, association or corporation.
- (3) “City official” means any Councilor, mayor, city employee, or any agency or employee of any agency under contract to the City for services.

5.355 General Regulations.

- (1) Administration. The City building official is the primary city official authorized to enforce the provisions of this Code, but any other city official may act under the authority of this Code.
- (2) Inspections. The City building official or another city official is hereby authorized to make such inspections and take such actions as may be required to enforce the provisions of this Code.
- (3) Right of Entry. Whenever necessary to make an inspection to enforce any of the provisions of this Code and whenever the City building official or another city official has probable and reasonable cause to believe that there exists in any building any condition that would make



SECTION 10.

MISC. ITEMS (including policy discussions and determinations)

such building a dangerous building as defined herein, then said city official, including the building official, may enter into such building at reasonable times to inspect said premises for any violations of this Code.

5.360 Nuisance.

Every building or part thereof which is found by the Council to be a dangerous building is hereby declared to be a public nuisance; and the same may be abated by the procedures herein specified, or a suit for abatement thereof may be brought by the City.

5.365 Initial Action.

Whenever a city official shall find or be of the opinion that there is a dangerous building in the City, it shall be his duty to report the same to the City Council. Thereupon, the Council shall, within a reasonable time, fix a time and place for a public hearing thereon.

5.370 Hearing; Mailed Notice.

By certified or registered mail, return receipt requested, the City Administrator shall notify the owner of record of the premises whereon the building in question is located, that a hearing will be held concerning the nuisance character of the property and the time and place of the hearing. A copy of this notice shall also be posted on the property in addition to notices prohibiting entry into building. At the hearing the Council shall determine by resolution whether or not the building is dangerous. The Council may, as a part of the hearing, inspect the building; and the facts observed by the Council at such inspection may be considered by it in determining whether or not the building is dangerous. At the hearing the owner or other person interested in the property or building shall have the right to be heard. At such hearing the Council shall have the power to order any building declared to be dangerous removed and abated, if in its judgment such removal or abatement is necessary in order to remove the dangerous condition; or the Council shall have the power to order the building made safe and to prescribe what acts or things must be done to render the same safe.

5.375 Published and Posted Notices.

Ten (10) days' notice of any hearing shall be published in a newspaper of general circulation in the City or by posting notices thereof in three (3) public places in the City. If the last-mentioned notice be published or given as herein required, no irregularity or failure to mail notices shall invalidate the proceedings.

5.380 Council Orders; Notice.

Five (5) days' notice of findings made by the Council at a hearing and any orders made by the Council shall be given to the owner of the building, the owner's agent or other person controlling the same, and if the orders be not obeyed and the building rendered safe within the time specified by the order (being not less than five (5) days), then the Council shall have the power and duty to order the building removed or made safe at the expense of the property on which the same is situated.



SECTION 10.

MISC. ITEMS (including policy discussions and determinations)

5.385 Abatement by City.

In the event that the Council orders are not complied with, the Council must specify with convenient certainty the work to be done and shall file a statement thereof with the City Administrator, and shall advertise for bids for the doing of the working the manner provided for advertising for bids for street improvement work. Bids shall be received, opened and the contract let.

5.390 Assessment.

The Council shall ascertain and determine the probable cost of the work and assess the same against the property upon which the building is situated. The assessment shall be entered in the docket of city liens and shall thereupon be and become a lien against the property. The creation of the lien and the collection and enforcement of the cost shall all be performed in substantially the same manner as in the case of the cost of street improvements, but irregularities or informalities in the procedure shall be disregarded.

5.395 Summary Abatement.

The procedures of this Code pertaining to Council declaration of a dangerous building need not be followed where a building is unmistakably dangerous and imminently endangers human life or property. In such an instance, the chief of the fire department, the fire marshal or the Chief of Police may proceed summarily to abate the building.

5.398 Penalty.

Any person who shall be the owner of, or shall be in possession of, or in responsible charge of any dangerous building within the City and who shall knowingly suffer or permit the building to be or remain dangerous beyond the time specified in the order of the Council pursuant to Section 5.380, shall be guilty of a violation of this Code and shall, upon conviction thereof, may be fined a maximum amount as set by resolution of the City Council for the first and all subsequent offenses. Each day's violation of a provision of this Code constitutes a separate offense.



SECTION 10.

MISC ITEMS (including policy discussions & determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 10. d.

Council Meeting Date: February 11, 2019

TITLE: Discuss possible City funded feasibility study

SUMMARY AND BACKGROUND:

One of the consistent themes that has come up for years regarding beautification is the intense desire to underground the poles and wires along Hwy 101 (to reduce visual “clutter”). When I meet with members of the GBMS Board, undergrounding the poles and wires is always mentioned. During the GBMS recent event at the Library it was again a major topic.

Undergrounding the power poles and wires would be a significant undertaking. There appears to be a group of individuals within GBMS that have the determination to pursue the project. After talking this over many times with PW Superintendent Newdall, colleagues, and folks with ODOT, I believe the only way to approach tackling this issue is for a detailed engineering feasibility study to be conducted. A systematized plan based on the feasibility study is essential before the advocates of the project can make any meaningful or informed decisions.

I am putting forth the idea to the Council that we consider funding such a study (provided the cost is not horrendous!) as the City’s contribution towards moving this project from wishful lamentations to a possible blueprint for infrastructure relocation success. If the study shows it’s not feasible, or it’s too cost prohibitive, then we have performed our due diligence and adequately investigating the idea on behalf of a vocal cadre of our citizenry. If the study shows it is feasible, then we have a document we can hand to the advocates as a roadmap for their project.

I contacted Gary Milliman, City Manager Emeritus of Brookings about how to approach a feasibility study. This is summary of his responses:

There are a lot of agencies and a lot of money involved in undergrounding, particularly along Highway 101. I like undergrounding, but it’s pricy. And it’s complicated...way more complicated and pricy than most people think.

CONSIDERATIONS

In Brookings, the City contributed to the undergrounding along Highway 101 in downtown through the URA (about \$100,000 as I recall; just prior to my arrival) and paid about \$300,000 for undergrounding on City streets as part of a 2009 downtown project (see attached).



SECTION 10.

MISC ITEMS (including policy discussions & determinations)

(Jodi note: I asked Gary if he recalled how many blocks this project covered): Equivalent of 4 local street blocks. But this price was for project where the streets were already torn up for water/sewer/storm/sidewalks/reconstruction. City installed the conduit. The cost in report did not include CCEC engineering. Can't recall that cost; \$50K or \$75K. Cost would be much higher if it was stand-alone.

2010-2011 estimate for 4.5 blocks along 101 in conjunction with sidewalk project was \$900,000, one side. We eliminated undergrounding from Railroad Street project. Can't remember estimate.

ODOT has the authority to require relocation as a part of any highway improvement project, but not undergrounding. I think you could get an estimated cost of relocation from the current overhead users and then offer to pay the difference for undergrounding, if there is an ODOT project...but I don't recall any Gold Beach ODOT project on the list.

Brookings has an ODOT/City funded sidewalk/drainage project coming up in 2021 on the inland side of Highway 101 from Easy Street (Dollar General) to Parkview Drive (just south of Harris Beach State Park entrance) *(Jodi note—I measured on GIS and it's about 2600 feet)*. As I recall the cost estimate is about \$2.0 million and we dropped the undergrounding portion of the project because it would have added another \$1.0-1.5 million.

CCEC does not necessarily own all of the poles. They likely have use agreements with Frontier and others. Our biggest problem with undergrounding (or even relocation) has been that Frontier and Charter are notoriously slow, usually following CCEC by several months.

You are correct, there will be a lot of disruption with sidewalks and traffic. And users (businesses and residential) will likely need to convert their electric boxes to accommodate underground service. Who will pay for installing the underground service to the existing customers (i.e. the individual service lines; trenching through parking lots and yards)? Some will learn that they need to replace and/or upgrade their existing service boxes...which could be into the \$thousands for older buildings. Some will say "no" and you will end up with a service pole in the R/W (had one of these in Brookings).

And then there are the issues of conflicts with existing underground facilities, minimum depths for power lines of different electric loading (we encountered this on a sidewalk project on a City Street; added about \$40K to a \$90K project), separations from existing pipes and conduits.

My suggestion is that you first try and form a technical committee consisting of representatives from ODOT, CCEC, Frontier, Charter, anyone else who has wires on the poles, City water/sewer/storm to have an initial conversation and then articulate an order of magnitude



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for the challenge to your committee and Council. CCEC will want money up-front to prepare any cost estimates.

Beyond just having an initial technical meeting and some further briefings with your advisory/policy makers (*Jodi note: Gary said he could share his experiences with us*), you will need an engineer to do a feasibility study and a project manager. The Dyer Partnership (Coos Bay) has done all of this work in Brookings (Steve Major and Mike Erickson) and is familiar with working with CCEC.

REQUESTED ACTION/MOTION

Discuss and give staff direction on how the Council wishes to proceed.