



AGENDA  
**REVISED\*\***

**November 12, 2012, 6:30PM**  
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 James Wernicke		
Council Position #1 Jeff Crook		
Council Position #2 Larry Brennan		
Council Position #3 Brice Gregory		
Council Position #4 Doug Brand		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		
Student Liaison Vacant		

**3. Special Orders of Business:**

- a. Worldwide Candle Lighting Day Proclamation
- b. Observance of Veteran's Day

**4. Consent Calendar**

None scheduled

**5. Citizens Comments**

As presented to the Mayor at the beginning of the meeting

**6. Public Hearing**

None scheduled

**7. Citizen Requested Agenda Items**

None scheduled

**8. Public Contracts and Purchasing**

None scheduled

**9. Ordinances & Resolutions**

None scheduled

**10. Miscellaneous Items (including policy discussions and determinations)**

- a. Discussion of Dangerous Building: 29704 Shore Pine Lane

*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*

- b. Curry County "Kitchen Table" survey project
- c. Urban Renewal vacancies and general discussion
- d. 2012-2013 tax roll information from County Assessor
- e. Territorial Sea Plan and wave energy projects
- f. Bike rack design contest
- g. Proposed addition to city policies

**11. City Administrator's Report**

Will be presented at meeting

**12. Mayor and Council Member Comments**

- a. Mayor James Wernicke
- b. Councilors
  - 1) Jeff Crook
  - 2) Larry Brennan
  - 3) Brice Gregory
  - 4) Doug Brand
  - 5) Tamie Kaufman
- c. Student Liaison, Vacant

**13. Citizens Comments**

As presented to the Mayor at the beginning of the meeting

**14. Executive Session**

An executive session was held at 6PM prior to this regular meeting

The next scheduled meeting of the Gold Beach City Council is Monday, December 10, 2012, at 6:30PM in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

**15. Adjourn Time: \_\_\_\_\_**

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

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# SPECIAL ORDERS OF BUSINESS

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 3 a.

Council Hearing Date: November 12, 2012

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Department: City Council

Contact/Title: Jodi Fritts, CA  
Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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**TITLE: Worldwide Candle Lighting Day Proclamation**

**SUMMARY AND BACKGROUND:**

We were asked by Bruce Cockerham, representative of the local branch of the Compassionate Friends, to proclaim the second Sunday of December (December 9<sup>th</sup>) Candle Lighting Day locally to honor those families that have experienced the death of a child. We made this same proclamation last year.

**FINANCIAL IMPACT:**

None at this time.

**DOCUMENTS ATTACHED:**

- A copy of the proclamation

**REQUESTED MOTION/ACTION:**

**Mr. Mayor will read the proclamation into the record, and present a signed copy of the proclamation to Mr. Cockerham.**

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council



**PROCLAMATION**  
**Designating the second Sunday in December 2012, as**  
**Worldwide Candle Lighting Day**

WHEREAS every year in the United States nearly 150,000 infants, children, teens, and young adults die and countless tens of thousands are born still or are miscarried, and;

WHEREAS, we recognize that our children are our country's, our state's, and our city's most valuable resource, and;

WHEREAS, the work of local chapters of The Compassionate Friends provides a caring environment in which bereaved parents, siblings, and grandparents can work through their grief with the help of others traveling the same road, and;

WHEREAS, The Compassionate Friends Worldwide Candle Lighting the second Sunday in December has become a symbolic day when these children are remembered around the globe.

**NOW, THEREFORE, BE IT RESOLVED that I, James H. Wernicke, Mayor of the City of Gold Beach, hereby declare and proclaim the second Sunday of December 2012, as Worldwide Candle Lighting Day for the City of Gold Beach.**

**BE IT FURTHER RESOLVED that all residents are encouraged to observe this day by lighting a candle for one hour at 7 p.m. the second Sunday of December in support of bereaved families in the City of Gold Beach and participate in other appropriate activities in remembrance of all children who have died.**

In witness whereof, I hereunto set my hand on this 12<sup>th</sup> day of November, 2012.

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James H. Wernicke, Mayor

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 3 b.

Council Hearing Date: November 12, 2012

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Department: City Council

Contact/Title: Jodi Fritts, CA

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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**TITLE: Honoring Veterans on Veterans Day**

**SUMMARY AND BACKGROUND:**

Our council meeting falls on the observed Veterans Day holiday. Veterans Day is officially November 11<sup>th</sup> annually. Attached is information related to Veterans Day and the President's 2012 Veterans Day proclamation.

Mr. Mayor, Councilor Brand, and Councilor Crook are all veterans. City employees: Officer Verne Hodencamp, PW Leadworker Dan Sharp, and PD Reserve Officer Sue McAllister are vets. The City would like to acknowledge their service to our country as well as all local vets.

**FINANCIAL IMPACT:**

None at this time.

**DOCUMENTS ATTACHED:**

- Veterans Day information from the VA website, original 1954 Vets Day proclamation by President Eisenhower, 2012 Presidential Vets Day proclamation

**REQUESTED MOTION/ACTION:**

**Acknowledgement of our local vets for their service to our country.**

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

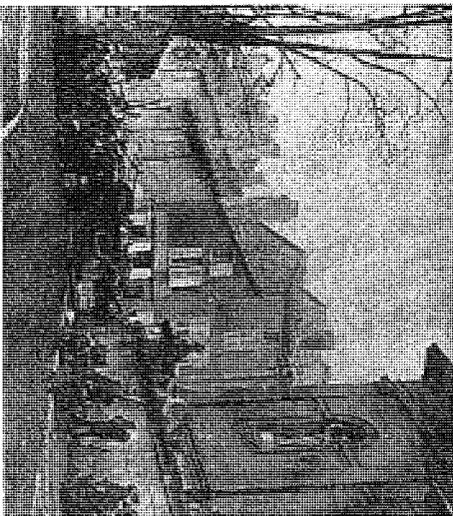
Council, PD and PW

UNITED STATES  
DEPARTMENT OF VETERANS AFFAIRS



### History of Veterans Day

World War I — Known at the time as “The Great War” - officially ended when the Treaty of Versailles was signed on June 28, 1919, in the Palace of Versailles outside the town of Versailles, France. However, fighting ceased seven months earlier when an armistice, or temporary cessation of hostilities, between the Allied nations and Germany went into effect on the eleventh hour of the eleventh day of the eleventh month. For that reason, November 11, 1918, is generally regarded as the end of “the war to end all wars.”



Soldiers of the 353rd Infantry near a church at Stenay, Meuse in France, wait for the end of hostilities. This photo was taken at 10:58 a.m., on November 11, 1918, two minutes before the armistice ending World War I went into effect

In November 1919, President Wilson proclaimed November 11 as the first commemoration of Armistice Day with the following words: “To us in America, the reflections of Armistice Day will be filled with solemn pride in the heroism of those who died in the country’s service and with gratitude for the victory, both because of the thing from which it has freed us and because of the opportunity it has given America to show her sympathy with peace and justice in the councils of the nations...”

The original concept for the celebration was for a day observed with parades and public meetings and a brief suspension of business beginning at 11:00 a.m.

The United States Congress officially recognized the end of World War I when it passed a concurrent resolution on June 4, 1926, with these words:

*Whereas* the 11th of November 1918, marked the cessation of the most destructive, sanguinary, and far reaching war in human annals and the resumption by the people of the United States of peaceful relations with other nations, which we hope may never again be severed, and

*Whereas* it is fitting that the recurring anniversary of this date should be commemorated with thanksgiving and prayer and exercises designed to perpetuate peace through good will and mutual understanding between nations; and

*Whereas* the legislatures of twenty-seven of our States have already declared November 11 to be a legal holiday; Therefore be it Resolved by the Senate (the House of Representatives concurring), that the President of the United States is requested to issue a proclamation calling upon the officials to display the flag of the United States on all Government buildings on November 11 and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies of friendly relations with all other peoples.

An Act (52 Stat. 351; 5 U. S. Code, Sec. 872a) approved May 13, 1938, made the 11th of November in each year a legal holiday—a day to be dedicated to the cause of world peace and to be thereafter celebrated and known as "Armistice Day." Armistice Day was primarily a day set aside to honor veterans of World War I, but in 1954, after World War II had required the greatest mobilization of soldiers, sailors, Marines and airmen in the Nation's history; after American forces had fought aggression in Korea, the 83rd Congress, at the urging of the veterans service organizations, amended the Act of 1938 by striking out the word "Armistice" and inserting in its place the word "Veterans." With the approval of this legislation (Public Law 380) on June 1, 1954, November 11th became a day to honor American veterans of all wars.

Later that same year, on October 8th, President Dwight D. Eisenhower issued the first "Veterans Day Proclamation" which stated: "In order to insure proper and widespread observance of this anniversary, all veterans, all veterans' organizations, and the entire citizenry will wish to join hands in the common purpose. Toward this end, I am designating the Administrator of Veterans' Affairs as Chairman of a Veterans Day National Committee, which shall include such other persons as the Chairman may select, and which will coordinate at the national level necessary planning for the observance. I am also requesting the heads of all departments and agencies of the Executive branch of the Government to assist the National Committee in every way possible."



President Eisenhower signing HR7786, changing Armistice Day to Veterans Day. From left: Alvin J. King, Wayne Richards, Arthur J. Connell, John T. Nallon, Edward Rees, Richard L. Trombla, Howard W. Watts

On that same day, President Eisenhower sent a letter to the Honorable Harvey V. Hitley, Administrator of Veterans' Affairs, (VA), designating him as Chairman of the Veterans Day National Committee.

In 1958, the White House advised VA's General Counsel that the 1954 designation of the VA Administrator as Chairman of the Veterans Day National Committee applied to all subsequent VA Administrators. Since March 1989 when VA was elevated to a cabinet level department, the Secretary of Veterans Affairs has served as the committee's chairman.

The Uniform Holiday Bill (Public Law 90-363 (82 Stat. 250)) was signed on June 28, 1968, and was intended to ensure three-day weekends for Federal employees by celebrating four national holidays on Mondays: Washington's Birthday, Memorial Day, Veterans Day, and Columbus Day. It was thought that these extended weekends would encourage travel, recreational and cultural activities and stimulate greater industrial and commercial production. Many states did not agree with this decision and continued to celebrate the holidays on their original dates.

The first Veterans Day under the new law was observed with much confusion on October 25, 1971. It was quite apparent that the commemoration of this day was a matter of historic and patriotic significance to a great number of our citizens, and so on September 20th, 1975, President Gerald R. Ford signed Public Law 94-97 (89 Stat. 479), which returned the

annual observance of Veterans Day to its original date of November 11, beginning in 1978. This action supported the desires of the overwhelming majority of state legislatures, all major veterans service organizations and the American people.

Veterans Day continues to be observed on November 11, regardless of what day of the week on which it falls. The restoration of the observance of Veterans Day to November 11 not only preserves the historical significance of the date, but helps focus attention on the important purpose of Veterans Day: A celebration to honor America's veterans for their patriotism, love of country, and willingness to serve and sacrifice for the common good.

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U.S. Department of Veterans Affairs - 810 Vermont Avenue, NW - Washington, DC 20420

Reviewed/Updated Date: November 10, 2009

# FEDERAL REGISTER



VOLUME 19

NUMBER 198

Washington, Tuesday, October 12, 1954

## TITLE 3—THE PRESIDENT

### PROCLAMATION 3077

VETERANS DAY, 1954

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS it has long been our custom to commemorate November 11, the anniversary of the ending of World War I, by paying tribute to the heroes of that tragic struggle and by rededicating ourselves to the cause of peace; and

WHEREAS in the intervening years the United States has been involved in two other great military conflicts, which have added millions of veterans living and dead to the honor rolls of this Nation; and

WHEREAS the Congress passed a concurrent resolution on June 4, 1926 (44 Stat. 1882), calling for the observance of November 11 with appropriate ceremonies, and later provided in an act approved May 13, 1938 (52 Stat. 351), that the eleventh of November should be a legal holiday and should be known as Armistice Day; and

WHEREAS in order to expand the significance of that commemoration and in order that a grateful Nation might pay appropriate homage to the veterans of all its wars who have contributed so much to the preservation of this Nation, the Congress, by an act approved June 1, 1954 (68 Stat. 188), changed the name of the holiday to Veterans Day;

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby call upon all of our citizens to observe Thursday, November 11, 1954, as Veterans Day. On that day let us solemnly remember the sacrifices of all those who fought so valiantly, on the seas, in the air, and on foreign shores, to preserve our heritage of freedom, and let us reconsecrate ourselves to the task of promoting an enduring peace so that their efforts shall not have been in vain. I also direct the appropriate officials of the Government to arrange for the display of the flag of the United States on all public buildings on Veterans Day.

In order to insure proper and widespread observance of this anniversary, all veterans' organizations, and the entire citizenry will wish to join hands in the common purpose. Toward this end, I am designating the Administrator of Veterans' Affairs as Chairman of a Veterans Day National Committee, which shall include such other persons as the Chairman may select, and which will coordinate at the national level necessary planning for the observance. I am also requesting the heads of all departments and agencies of the Executive branch of the Government to assist the National Committee in every way possible.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this eighth day of October in the year of our Lord nineteen hundred and [SEAL] fifty-four, and of the Independence of the United States of America the one hundred and seventy-ninth.

DWIGHT D. EISENHOWER

By the President:

JOHN FORSTER DULLES,  
Secretary of State.

[F. R. Doc. 64-1036; Filed, Oct. 11, 1954;  
10:43 a. m.]

### PROCLAMATION 3072

NATIONAL NURSE WEEK

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS this autumn marks the one hundredth anniversary of Florence Nightingale's historic contribution to the cause of nursing by her heroic leadership in alleviating human suffering in the Crimea; and

WHEREAS a continuing renewal and extension of the ranks of nurses, through the attraction of young people to the nursing profession, is of grave impor-

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## VETERANS DAY, 2012

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

Whether they fought in Salerno or Samarra, Heartbreak Ridge or Helmand, Khe Sanh or the Korengal, our veterans are part of an unbroken chain of men and women who have served our country with honor and distinction. On Veterans Day, we show them our deepest thanks. Their sacrifices have helped secure more than two centuries of American progress, and their legacy affirms that no matter what confronts us or what trials we face, there is no challenge we cannot overcome, and our best days are still ahead.

This year, we marked the 200th anniversary of the War of 1812. We began to commemorate the 50th anniversary of the Vietnam War. We welcomed our veterans back home from Iraq, and we continued to wind down operations in Afghanistan. These milestones remind us that, though much has changed since Americans first took up arms to advance freedom's cause, the spirit that moved our forebears is the same spirit that has defined each generation of our service members. Our men and women in uniform have taught us about strength, duty, devotion, resolve—cornerstones of a commitment to protect and defend that has kept our country safe for over 200 years. In war and in peace, their service has been selfless and their accomplishments have been extraordinary.

Even after our veterans take off the uniform, they never stop serving. Many apply the skills and experience they developed on the battlefield to a life of service here at home. They take on roles in their communities as doctors and police officers, engineers and entrepreneurs, mothers and fathers. As a grateful Nation, it is our task to make that transition possible—to ensure our returning heroes can share in the opportunities they have given so much to defend. The freedoms we cherish endure because of their service and sacrifice, and our country must strive to honor our veterans by fulfilling our responsibilities to them and upholding the sacred trust we share with all who have served.

On days like this, we are called to reflect on immeasurable burdens that have been borne by so few. We pay tribute to our wounded, our missing, our fallen, and their families—men and women who have known the true costs of conflict and deserve our deepest respect, now and forever. We also remember that our commitments to those who have served are commitments we must honor not only on Veterans Day, but every day. As we do so, let us reaffirm our promise that when our troops finish their tours of duty, they come home to an America that gives them the benefits they have earned, the care they deserve, and the fullest opportunity to keep their families strong and our country moving forward.

With respect for and in recognition of the contributions our service members have made to the cause of peace and freedom around the world, the Congress has provided (5 U.S.C. 6103(a)) that November 11 of each year shall be set aside as a legal public holiday to honor our Nation's veterans.

NOW, THEREFORE, I, BARACK OBAMA, President of the United States of America, do hereby proclaim November 11, 2012, as Veterans Day. I encourage all Americans to recognize the valor and sacrifice of our veterans through appropriate public ceremonies and private prayers. I call upon Federal, State, and local officials to display the flag of the United States and to participate in patriotic activities in their communities. I call on all Americans, including civic and fraternal organizations, places of worship, schools, and communities to support this day with commemorative expressions and programs.

IN WITNESS WHEREOF, I have hereunto set my hand this seventh day of November, in the year of our Lord two thousand twelve, and of the Independence of the United States of America the two hundred and thirty-seventh.

BARACK OBAMA



# MISC ITEMS

INCLUDING POLICY DISCUSSIONS AND  
DETERMINATIONS

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 10 a.

Council Hearing Date: November 12, 2012

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Department: Administration and Police

Contact/Title: Jodi Fritts, CA

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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**TITLE: Discussion of Dangerous Building 29704 Shore Pine Lane**

**SUMMARY AND BACKGROUND:**

In the past several months, and most especially in October, we have received numerous complaints about transients trespassing at a vacant, dilapidated house on Shore Pine Lane. After receiving a citizen complaint at the Administrative Office I asked Chief Andrews to investigate the house as a possible Dangerous Building. A copy of the Chief's report and photographs are attached.

After receiving his written report and discussing the situation with him I had the Public Works department board up the house pursuant to the provisions of City Code Section 5.395.

I believe the house meets the definition of dangerous building (5.350 (1)(a & d) as defined by the City Code. Pursuant to Code Section 5.365 I am reporting the Dangerous Building to the Council and Mayor and requesting that the Council fix a time and place for a public hearing on the building.

**FINANCIAL IMPACT:**

None at this time.

**DOCUMENTS ATTACHED:**

- Dangerous Buildings section of City Code, Chief Andrews report, photos of the building

**REQUESTED MOTION/ACTION:**

**Determination on whether to proceed with a Dangerous Building Hearing, and if so, set a date and time for the hearing**

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council, PD and PW

**5.320 Separate Violations.**

- (1) Each day's violation of a provision of this Code, or each act separate unto itself, constitutes a separate offense.
- (2) The abatement of a nuisance is not a penalty for violating this Code, but is an additional remedy. The imposition of a penalty does not relieve a person of the duty to abate the nuisance; however, abatement of a nuisance within ten (10) days of the date of notice to abate, or if a written protest has been filed, then abatement within ten (10) days of Municipal Court determination that a nuisance exists, will relieve the person responsible for the imposition of any fine under Section 5.315 of this Code except a fine from violation of Section 5.275.

**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 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.

**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.

## OFFENSE CODE

### 5.400 Definitions.

The definitions contained in Oregon Revised Statutes chapters 161, 162, 163, 164, 165, 166, 167, 471, 475, and 480.110 to 480.160, as constituted when this Code is adopted, are adopted by reference and made a part of this Code.

### 5.405 Prosecution Procedures – State Statutes Adopted.

The procedures applicable to the prosecution of violations contained in the Oregon Revised Statutes as constituted when this Code is adopted, are adopted by reference and made a part of this Code, and all references therein to district attorney shall include the city prosecutor or the city attorney. These shall include, but not be limited to, those provisions relating to defenses and burden of proof, general principles of criminal liability, parties and general principles of justification.

### 5.410 Violations — State Statutes Adopted.

Each violation made an offense against the state under the provisions of the Oregon Revised Statutes chapters 161, 162, 163 164, 165, 166, 167, 471, 475, and 480.110 to 480.160, as constituted when this Code is adopted, are adopted by reference and made a part of this Code and designated an offense against the City. A person who violates any one of the provisions within the jurisdiction of the City is in violation of this Code, and shall be charged with the offense of violating section 5.410 of this Code, and reference shall be made in the charging instrument to that particular section of the Oregon Revised Statutes, as incorporated by reference, which has been violated. If any other section of this Code or any other code or ordinance creates a specific violation offense in conflict with a violation offense incorporated by reference in this Code, the provisions of the violation offense incorporated by reference shall govern.

### 5.415 Soliciting or Confederating to Violate Code.

No person shall solicit, aid, abet, employ or engage another, or confederate with another, to violate a provision of this Code or any other code or ordinance of the City.



To: Jodi Fritts, City Administrator  
From: Dixon Andrews, Chief of Police  
Date: October 25, 2012

Re: Unsafe vacant house at 29704 Shore Pine Lane

Dear City Administrator Fritts,

Recently it was brought to the attention of the police department that the vacant house, located at 29704 Shore Pine Lane, Gold Beach, Oregon, was being used as a flop house for transients. In the past five days the police department has responded several times to the location regarding trespassers. During each response time there was evidence that someone had been inside of the house. During one response day before yesterday we locked the doors. We returned yesterday morning and the front door had been forced open. We had three responses to the property just yesterday and each time we could tell that someone had been inside of the house.

While personally responding to calls at the house I have made several observations regarding the condition of the house that causes me concern regarding safety to the community. The house is not properly secured. In spite of our efforts to lock the doors, the doors have subsequently been forced open. Several windows are missing. The area several issues with the building itself. The roof appears to be failing, a major bearing wall at the front of the house is bowing out causing me concern of collapse, the siding on the house is literally mush and on the north side of the house there are large holes in the siding. When I walked through the house there are areas of the floor, particularly the main entry hallway, where the floor feels like it is ready to give way.

Yesterday I was able to make contact with the property owner, Mr. Richard Butler, who resides in Yreka, California. Mr. Butler told me he was thinking of listing the property for sale and doesn't know what to do with it. He told me that he has local resident and neighbor Scott Donaca keeping an eye out on the house and keeping the grass mowed. I contacted Scott Donaca and suggested that the windows be boarded up properly and that padlocks be installed on the doors so no one could go in or out through the doors.

I spoke with a neighbor from the apartments right next door to the house and learned that for months a who's who of homeless people that have lot's of contacts with the police have been going in and out of the house.

My primary concern right now as we approach winter is that a homeless person is going to build a fire inside of the house to keep warm and burn the place down. The

house is located next to an apartment building on the south and a single-family dwelling to the north. Both of those structures could be at risk if a fire started. My other concerns would be for the poor condition of the physical structure and the risk of ceiling collapse, wall collapse, and floor cave in.

Attached are photographs that I took of the property yesterday.

Thanks,

A handwritten signature in cursive script that reads "Dixon Andrews".

Dixon Andrews, Chief of Police

Cc: Bruce Floyd, Fire Chief



## City of Gold Beach Memo

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Thursday, October 25<sup>th</sup>

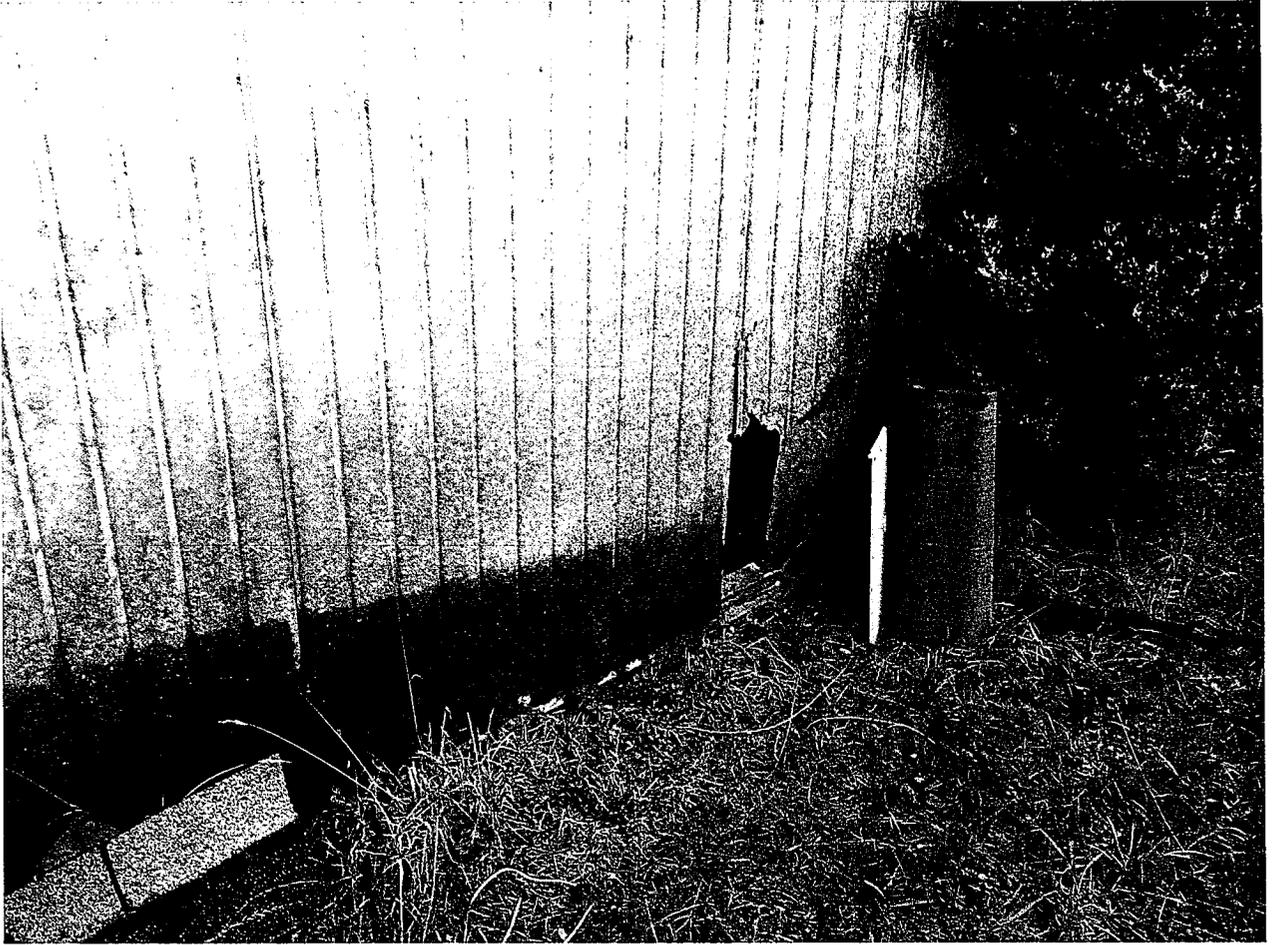
Chief Andrews investigated the house at 29704 Shore Pine Lane for possible declaration of a dangerous building. He provided a written report and photographs. After discussing the house with him and viewing the photographs, I directed Public Works staff to board up the openings of the house and make it secure so no one could enter the building.

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting the 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.*

29704 SHORE PINE LANE  
PHOTOS TAKEN OCTOBER 25, 2012 BY CHIEF ANDREWS



Carport view looking south from neighbors property. On one visit to the structure a transient was asleep in the rafters of this carport.



One of several exterior holes in the wood siding that animals are entering/exiting.



Backyard view

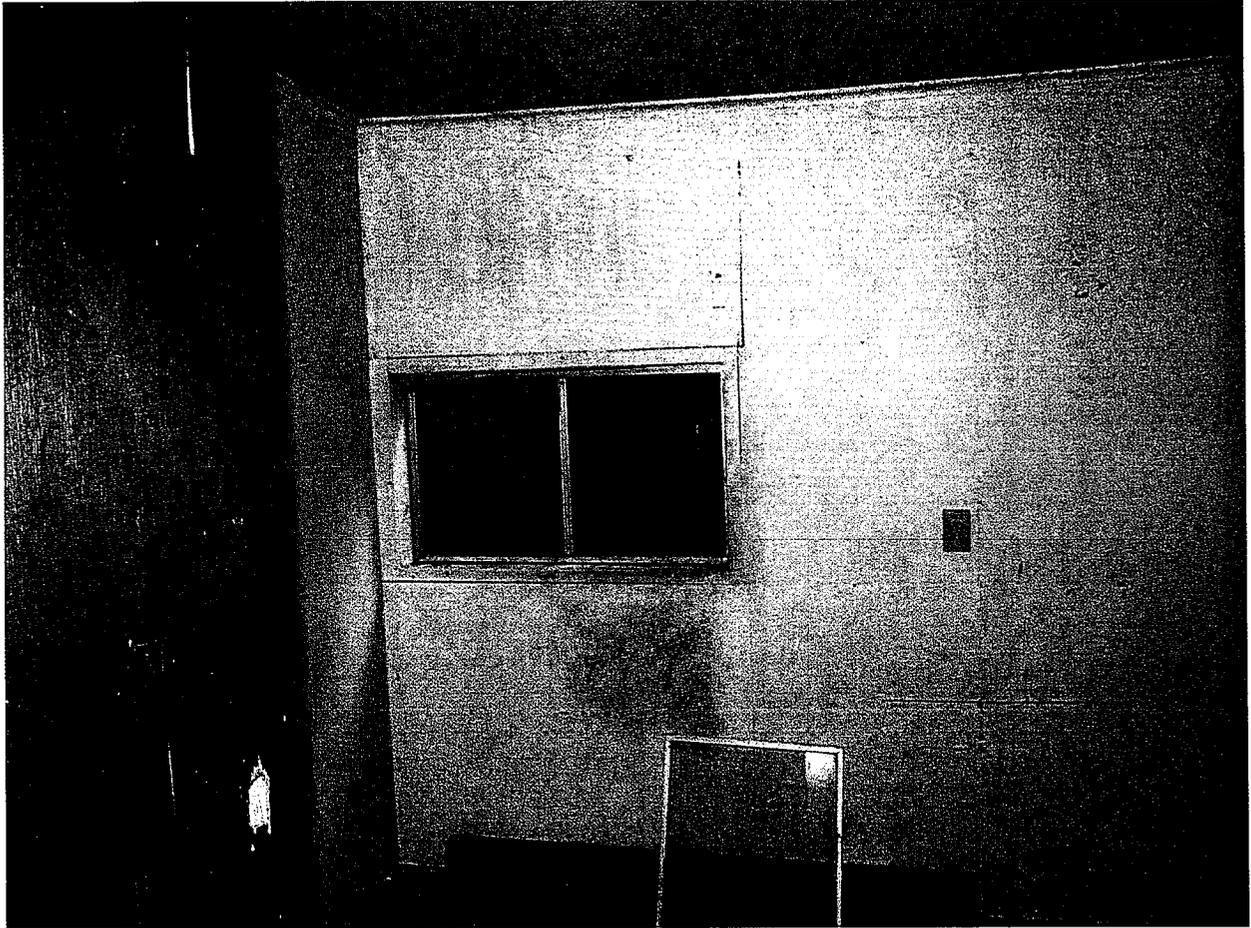


Proximity to neighboring property



Interior Views





Note the mud on the wall under the window where trespassers have entered the structure.





# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. 10 b.

Council Hearing Date: November 12, 2012

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Department: Administration and Police

Contact/Title: Jodi Fritts, CA

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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## **TITLE: Curry County Kitchen Table survey project**

### **SUMMARY AND BACKGROUND:**

Rather than re-write everything about the Oregon Kitchen Table, I am attaching the information they have provided to the City. The Kitchen Table is an experimental online public outreach project to give citizens a voice in issues facing our communities and the state. (The idea is we talk about important things around the table at meal time.)

We have been asked by the Oregon Kitchen Table, Rural Development Initiatives, and the Ford Family Foundation to help engage our citizens in this project. Curry County is a test subject for the Kitchen Table and RDI and Ford are paying for the project to see if it will work in other rural communities.

The survey will run from November 8<sup>th</sup> to December 15<sup>th</sup> and has specific questions about the county—especially the public's perception and level of knowledge about county government and finances. The data will be compiled and presented to the County Commissioners and the rest of local government in January. The information will help us understand what our citizens know about us and how we can find better ways to inform them.

The City is just one of several partners to the outreach: the local media, the libraries, the other cities, Coos-Curry Electric, the county middle and high schools, SWOCC, and the Senior Centers are also participating. We have committed to sending out information (attached) in our November water bills and to provide computer access and assistance to survey takers at City Hall (Tuesday and Thursday afternoons). We will also post links to the survey on our regular .gov website and our new facebook page.

The Kitchen Table hopes to have a 15% response rate: that is approximately 3000 county residents. I will be sending each of you a link to the survey and would request that you take the survey and also forward the email to your friends and family in Curry County.

We have outreach material that RDI has provided to us that we can share if you would like to pass it out.

**FINANCIAL IMPACT:**

None at this time.

**DOCUMENTS ATTACHED:**

- Information about the Kitchen Table survey and the sample email text

**REQUESTED MOTION/ACTION:**

**No council action needed but participation as individual citizens is requested.**

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council



[www.oregonskitchentable.org](http://www.oregonskitchentable.org)  
Curry County Consultation Nov 8 - Dec 15

### **What is Oregon's Kitchen Table?**

Oregon's Kitchen Table is an experiment! It's a new way to bring all Oregonians to the table. It is the creation of a group of non-partisan, non-profit community organizations dedicated to helping Oregonians have a voice. Currently in its pilot Phase, it is an online tool that walks folks through a series of questions about real questions that decision-makers are facing.

### **How has Curry County engaged Oregon's Kitchen Table?**

Leaders and community members in Curry County have engaged Oregon's Kitchen Table to gather input from every corner of the county on county services and county funding. A group of citizens and community leaders have been working closely with Oregon's Kitchen Table and public opinion researchers to create a consultation that will gather input from Curry County residents.

### **What do we want to accomplish?**

As Oregonians, we consistently say that we want to participate in decisions that affect us, but we often don't know where to turn to share our opinions and concerns. And we're not always sure we're being heard when we do. Oregon's Kitchen Table aims to better integrate citizen voices into the political decision-making process. At the same time, the project aims to increase the public's interest in participating in public issues at the local, regional, and statewide levels.

### **Who can participate?**

Everyone 12 and over is invited. Oregon's Kitchen Table invites people across the state to weigh in on issues that matter most. The project strives to engage people who are politically active as well as people who have been — or have felt — outside the political process. Whether you're a concerned neighbor, active volunteer, or community leader, we want to hear from you.

### **How will input be used?**

Information gathered from Oregon's Kitchen Table consultations will be published on the project website. The responses residents provide will be compiled and presented to the new County Commission and Curry County residents in January.

### **Can't participants skew the results?**

Each Oregon's Kitchen Table participant has a unique ID and is given a unique URL for every consultation. This allows them to participate in each consultation effort only one time.

### **How do you know members are providing valid information?**

Like other forms of community engagement and opinion research, we count on people being honest. After all, this is a way for people to share what they think with decision makers, so it's in their own interest to be truthful. We're trusting Oregonians to tell it to us straight.

### **What about people without internet access or who have disability and language barriers?**

Oregon's Kitchen Table is committed to trying to bring all Oregonians to the table. Libraries and schools in the County will have hours when residents can receive assistance (go to <http://oregonskitchentable.org/take-your-seat-at-the-table-curry-county/> for posted locations and hours) in signing up and responding to the online consultation. We're committed to identifying and addressing barriers to participation and hope you will offer any suggestions or solutions you have so we can make it easier for everyone to take part.

[www.oregonskitchentable.org](http://www.oregonskitchentable.org)

## How it works

1. Decision makers propose key questions on policy and governance issues that call for citizen input.
2. The Oregon's Kitchen Table advisory board works closely with leaders, community members and public opinion researchers to create in-depth and non-spun consultations that measure the public's opinions, attitudes, ideas, beliefs, and values.
3. The public is invited to the table to share their views on issues of importance on the Oregon's Kitchen Table website, [www.oregonskitchentable.org](http://www.oregonskitchentable.org).
4. Consultation results are made available to decision-makers, the media and the public. This information can help lawmakers make tough public policy choices.

## Voices at the Table

"The essence of the Kitchen Table project is that it's neither left-wing, nor right wing. Rather, it's fundamentally "Oregonian" — a sincere effort to engage as many diverse voices as we have in this state to share their thoughts and opinions on issues important to all of us."

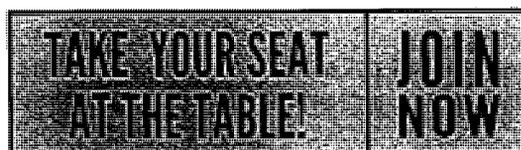
*Phil Keisling*  
Director, Center for Public Service, PSU

"Oregonians who might have believed they didn't have a place at the table are certainly welcome at this one."

*Ron Saxton*  
Executive Vice President, Jeld-Wen, Inc.

"Oregonians have a long history of coming together to solve tough problems. Oregon's Kitchen Table uses the newest technology to bring all of our best thinking to bear on the challenges and opportunities that confront Oregon today. Democrats, Republicans, Independents: We all have a seat at the table."

*Verne Duncan*  
Former State Superintendent of Public Instruction



[www.oregonskitchentable.org](http://www.oregonskitchentable.org)

**SUBJECT: Take a seat at Oregon's Kitchen Table!**



Dear (Name),

We're writing to invite you to take a seat at Oregon's Kitchen Table — and join other residents of Curry County in connecting to real-time decision making.

Leaders and community members in Curry County have engaged Oregon's Kitchen Table to gather input from every corner of the county on county services and county funding. A voluntary group of citizens and community leaders have been working closely with Oregon's Kitchen Table and public opinion researchers to create a consultation that will gather input from Curry County residents.

Oregon's Kitchen Table gives all residents of Curry County the chance to weigh in on the county's services and funding. Your voice is important and will help inform the tough decisions ahead that affect everyone in Curry County.

So pull up a chair at <http://www.oregonskitchentable.org> and join the conversation between November 8 and December 15. Visit <http://oregonskitchentable.org/take-your-seat-at-the-table-curry-county/> for posted locations and hours to receive assistance in signing up for Oregon's Kitchen Table and in responding to the online survey.

To start, you'll be asked a few questions about what you value most about living in Oregon and about who you are (your information will be kept confidential). From there, you'll be directed automatically to a survey asking you about your opinions, values, and beliefs about county services and county funding.

[Click here](#) to take your seat at the table!

Warmly,

**Oregon's Kitchen Table is a project of the National Policy Consensus Center at Portland State University.** *Oregon's Kitchen Table is an experiment that sets the table for all Oregonians to weigh in on our most urgent public policy issues. Our elected officials know that during these critical times, input from all of us is more important than ever. The Kitchen Table is a space to gather real-time feedback from all Oregonians to share with decision makers.*

**Project Partners**

DHM Research  
National Policy Consensus Center  
Policy Consensus Initiative  
Rural Development Initiatives

**Project Funders**

Oregon Community Foundation  
Ford Family Foundation

# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. 10 c.

Council Hearing Date: November 12, 2012

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Department: Administration and Council    Contact/Title: Jodi Fritts, CA  
Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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## **TITLE: Urban Renewal vacancies and general discussion**

### **SUMMARY AND BACKGROUND:**

Laurie Brand submitted her resignation as an URA member on November 1st. Positions #2 & #4 are due to expire on December 31<sup>st</sup>. With the expirations that will create 3 vacancies on the five member URA. There was discussion at the last council meeting about the Council taking a more active role in the urban renewal process now that we are beginning the UR plan stage. In speaking with our contractor, Elaine Howard, she says she typically recommends that councils step in at this point because things begin to heat up politically.

I spoke with Elaine late last month about the need to do some intensive public outreach before we do anything else. I strongly feel that a lot of misinformation is floating around—especially in the past week. To assist us in our public outreach Elaine has proposed to come down the last week of November—we are still firming the date because she will be hitting Brookings and Bandon also—to meet with the taxing districts and help us with a public forum. I have attached a copy of her proposed outreach plan.

### **FINANCIAL IMPACT:**

An additional cost will be incurred for the public outreach at approximately \$3,000

### **DOCUMENTS ATTACHED:**

- Agency expiration chart and Elaine Howard UR public information plan proposal

### **REQUESTED MOTION/ACTION:**

**Discussion about the vacancy status and public outreach plan and timeline**

### **COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council

**COMMUNITY PROMOTIONS COMMITTEE**

<b>POSITION</b>	<b>NAME</b>	<b>COMMENCEMENT OF TERM</b>	<b>TERM EXPIRES</b>
Position #1 Chamber	<b>Carolyn Trigueiro</b>	Appointed June 1, 2008	December 31, 2012
Position #2 At-Large	<b>Larry Hammer</b>	Appointed January 8, 2010	December 31, 2012
Position #3 Chamber	<b>Dr. Bob Manners</b>	Appointed January 8, 2010	December 31, 2013
Position #4 Motel	<b>Amy Gaddis</b>	Appointed January 8, 2010	December 31, 2012
Position #5 Motel	<b>Debra Way</b>	Appointed July 12, 2010	December 31, 2013

**URBAN RENEWAL AGENCY**

<b>POSITION</b>	<b>NAME</b>	<b>COMMENCEMENT OF TERM</b>	<b>TERM EXPIRES</b>
Position #1	Karen Richmond	Appointed February 13, 2012	December 31, 2014
Position #2	VACANT		December 31, 2012
Position #3	VACANT		December 31, 2014
Position #4	Sandra Vieira	Appointed June 13, 2011	December 31, 2012
City Council Position	Doug Brand		

November 1, 2012

To: Gold Beach Urban Renewal Agency

From: Laurie Brand, Chair

Re: Resignation

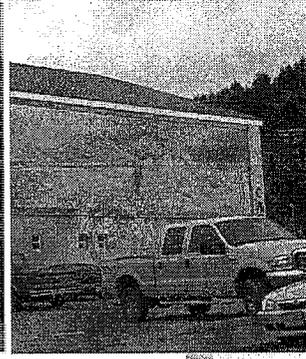
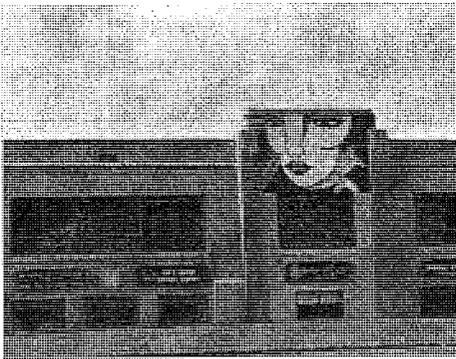
Doug, Sandy and Karen,

Please accept this letter as notice of my resignation. My last day as the Gold Beach Urban Renewal Agency Chairperson will be effective at the conclusion of this meeting.

It has been a pleasure working with each of you and I want to say "Thank you for all your dedication and support in this great endeavor".

Sincerely,  
Laurie Brand

# Gold Beach Urban Renewal Plan Public Information



PROJECT MANAGEMENT, DEVELOPMENT, POLICY  
AND PLANNING SERVICES

[elaine@elainehowardconsulting.com](mailto:elaine@elainehowardconsulting.com)

[www.elainehowardconsulting.com](http://www.elainehowardconsulting.com)

cell: 503.975.3147 office: 503.635.2783

705 Terrace Drive

Lake Oswego, Oregon 97034

## **Background**

The City of Gold Beach Urban Renewal Agency (GBURA) and the City of Gold Beach (City) have asked for a proposal for public involvement to kick off the preparation of the urban renewal plan. The scope of work for the urban renewal plan proposed 2 meetings in Gold Beach, but these were scheduled much later in the urban renewal planning process, after the plan is drafted and ready for adoption. It is felt that providing sound public information at the beginning of the development of the urban renewal plan will help facilitate a much smoother planning process. This proposal is in addition to the urban renewal plan budget.

Preparation of the UR 101 handout will be included in the initial urban renewal plan preparation budget. This handout should be available on the web, at the front desk of city hall, be distributed to businesses and property owners in the urban renewal area, and be available for GBURA and City Council to distribute when asked questions about urban renewal.

## Public Information and Review

### 1. Public Information and Review: Week of November 26-30

#### A. Meet with Urban Renewal Agency and City Manager ( 2 hours)

Discuss role of urban renewal agency in formation of an urban renewal plan. Talk about agency and city council coordination.

Discuss role of urban renewal agency in public information. Provide UR 101 handout and go through it with agency members.

Discuss projects and impacts of those projects on increasing economic vitality in Gold Beach.

#### B. Meet with City Council and City Manager (1.5 hours, workshop)

Discuss role of city council in formation of an urban renewal plan. Talk about agency and city council coordination.

Discuss role of city council in public information. Provide UR 101 handout and go through it with city councilors.

Discuss projects and impacts of those projects on increasing economic vitality in Gold Beach.

#### C. Meeting with Taxing Jurisdictions (1.5 hours)

Invite taxing jurisdiction representatives to meet with consultant, urban renewal agency representative, city manager. Goal of meeting is to provide information about urban renewal and how it works and to gain input on potential projects.

#### D. Open Public Forum (3 hours)

Invite everyone. Advertise on radio, in newspaper, send out e mail blasts, post on website, send notice to all organizations: chamber, other business affiliations, distribute flyers to property owners and businesses within proposed urban renewal area boundary.

Consultant will manage meeting. Consultant will present Urban Renewal 101 Power Point, distribute UR 101 Fact Sheet, facilitate question and answer session after presentation.

Agency members and city councilors should be present as well as the city manager.

Goal of meeting is to provide information about urban renewal and how it works and to gain input from the public at large.

#### E. Debrief with agency members and city manager (2 hours total)

# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. 10 d.

Council Hearing Date: November 12, 2012

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Department: Administration and Finance      Contact/Title: Jodi Fritts, CA  
Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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## **TITLE: 2012-2013 Tax Roll Information from County Assessor**

### **SUMMARY AND BACKGROUND:**

The County Assessor recently sent the taxing districts information about the changes in assessed value (AV) and real market value (RMV) for the various county taxing districts. I have attached the spreadsheet he provided with historical data.

The City of Gold Beach had a 1.2% increase in our overall assessed value for properties within the city. Our permanent tax rate is \$2.336 per thousand. The 2012 total assessed value for properties within the city limits, as determined by the Assessor, is: \$221,997,469 which would be approximately \$518K in property tax to the City. We budgeted \$450K in anticipation of lower assessed values. If the rate comes in as projected by the Assessor that is excellent—we conservatively estimated our tax revenue rather than inflated it.

### **FINANCIAL IMPACT:**

If the taxes do come in higher than projected that will increase our reserve or contingency for next year

### **DOCUMENTS ATTACHED:**

- Letter and spreadsheet from County Assessor, copy of adopted General Fund Revenue page from budget

### **REQUESTED MOTION/ACTION:**

**None needed, information only**

### **COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council

# CURRY COUNTY ASSESSOR

PO Box 746  
GOLD BEACH, OREGON 97444  
1-800-242-7601

*Jim Kolen*  
Assessor

Phone (541) 247-3257

MACK ARCH ON THE CURRY COAST

September 26, 2012

To: All Curry County Taxing Districts  
From: Jim Kolen, Curry County Assessor  
Re: 2012-13 Property Tax Roll

We are finalizing our numbers for the 2012-13 property tax roll and want to share our findings with you. There has been very little increase in the overall assessed value (AV) of the county in the last year which will impact the amount of property tax your district will receive this year.

The overall AV increase for the county is 0.7%. This compares to a 2.38% AV increase last year and a 10 year average of three to five percent per year. The actual amount of increase will vary from district to district depending upon value changes and the amount of new construction within a district's boundaries. Some districts have larger increases and other districts have overall value decreases.

The amount of increase or decrease is significant because tax rates are frozen and **increases or decreases in AV directly impact the amount of property tax that will be collected for your district.**

In 1996 voters approved the property tax limitation Measure 50 (M-50). Generally, M-50 created permanent tax rates and limited increases in AV to no more than three percent per year. Additionally M-50 requires that an owner pays property tax on the AV or the RMV, of their property, whichever is lower.

Property values have been falling since 2007 and new construction activity is very slow. In 2007-08 the average home in Curry County was assessed at 48% of its real market value (RMV). This year AVs will average 91% of RMV and there are many more accounts where RMVs are falling below the assessed (taxable) value for the property. When this happens the property tax is also reduced resulting in less money to districts.

We are bringing this to your attention to assist you in planning your expenditures for 2012-13 accordingly. Attached you will find a spreadsheet showing the percent AV increase for all districts over the last 10 years.

Please share this information with your Boards, Commissions and Councils.  
Thank you.

District	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	Assessed	2010	Assessed	2011	Assessed	2011	Assessed	2012	Assessed	2012	
Curry County	4.3	4.9	6.2	3.9	5.3	4.4	5.7	6.8	5.5	4.5	3.4	3.4	2,495,410,405	2.5	2,566,391,191	2.8%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%
ESD	4.3	4.9	6.2	3.9	5.3	4.4	5.7	6.8	5.5	4.5	3.4	3.4	2,495,410,405	2.5	2,566,391,191	2.8%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%
SWOCC	4.3	4.9	6.2	3.9	5.3	4.4	5.7	6.8	5.5	4.5	3.4	3.4	2,495,410,405	2.5	2,566,391,191	2.8%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%	2,583,781,205	0.7%
School 2CJ	4.0	4.9	8.4	4.5	4.2	4.5	6.0	4.4	4.4	3.7	4.4	4.3	306,268,831	2.8	315,883,825	3.1%	318,034,246	0.7%	318,034,246	0.7%	318,034,246	0.7%	318,034,246	0.7%
School 17C	4.4	4.6	5.0	3.8	5.5	4.7	5.8	7.7	6.0	4.9	3.0	2.8	1,533,206,554	2.6	1,578,659,797	3.0%	1,589,399,013	0.7%	1,589,399,013	0.7%	1,589,399,013	0.7%	1,589,399,013	0.7%
Central Curry 1	4.2	5.3	7.6	4.0	5.3	3.5	5.0	6.0	4.9	5.0	4.1	4.2	655,935,020	2.2	671,847,569	2.4%	676,347,946	0.7%	676,347,946	0.7%	676,347,946	0.7%	676,347,946	0.7%
City Port Orford	4.4	4.9	5.2	4.7	3.7	4.0	4.0	6.6	5.0	4.2	5.3	4.8	103,152,061	3.0	106,940,088	3.7%	108,075,413	1.1%	108,075,413	1.1%	108,075,413	1.1%	108,075,413	1.1%
City Gold Beach	4.1	3.9	3.4	3.2	3.9	3.4	5.3	8.4	6.8	6.5	4.1	4.8	214,229,112	1.9	219,430,679	2.4%	221,997,469	1.2%	221,997,469	1.2%	221,997,469	1.2%	221,997,469	1.2%
City Brookings	4.2	5.0	6.0	4.7	6.4	5.8	6.4	6.9	6.7	4.9	3.7	3.5	662,683,723	2.8	681,250,642	2.8%	689,400,920	1.2%	689,400,920	1.2%	689,400,920	1.2%	689,400,920	1.2%
Bkys Urban Renewal	2.8	5.2	7.6	4.8	4.2	4.2	4.9	4.9	4.9	4.0	4.1	4.1	222,848,312	3.1	230,287,626	3.3%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%
Port Gold Beach	4.3	5.2	6.6	3.7	4.9	3.7	5.2	6.3	5.1	5.3	4.4	4.4	601,060,842	2.2	616,018,822	2.5%	620,144,903	0.7%	620,144,903	0.7%	620,144,903	0.7%	620,144,903	0.7%
Port Brookings	4.5	4.6	5.2	3.8	5.6	4.6	5.8	7.7	6.0	4.3	3.0	2.8	1,536,639,114	2.6	1,582,539,607	3.0%	1,593,401,723	0.7%	1,593,401,723	0.7%	1,593,401,723	0.7%	1,593,401,723	0.7%
Port Brookings	7.5	4.7	10.6	3.7	4.2	5.1	9.2	3.2	3.3	3.1	5.0	4.8	83,293,029	1.9	85,542,289	2.7%	85,865,693	0.4%	85,865,693	0.4%	85,865,693	0.4%	85,865,693	0.4%
Cem Langlois	2.8	5.2	7.6	4.8	4.2	4.2	4.9	4.9	4.9	4.0	4.1	4.1	222,848,312	3.1	230,287,626	3.3%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%
Cem Port Orford	4.2	4.9	6.3	4.4	5.0	4.0	5.0	6.5	5.2	5.1	4.0	4.5	578,961,676	2.1	592,753,769	2.4%	596,934,010	0.7%	596,934,010	0.7%	596,934,010	0.7%	596,934,010	0.7%
Cem Rogue River	6.5	12.4	18.0	2.2	5.3	1.1	6.5	2.1	2.9	5.5	5.9	2.6	47,418,764	3.5	49,071,366	3.5%	49,310,279	0.5%	49,310,279	0.5%	49,310,279	0.5%	49,310,279	0.5%
Cem Pistol River	4.5	4.6	5.2	3.8	5.6	4.6	5.8	7.7	6.0	4.3	3.0	2.8	1,536,639,114	2.6	1,582,539,607	3.0%	1,593,401,723	0.7%	1,593,401,723	0.7%	1,593,401,723	0.7%	1,593,401,723	0.7%
Cem So. Curry	4.8	3.6	3.5	6.5	5.1	4.3	3.4	3.2	3.9	3.6	2.5	2.9	107,334,427	2.2	111,317,006	3.7%	111,598,094	0.3%	111,598,094	0.3%	111,598,094	0.3%	111,598,094	0.3%
RFPD GB-Wedd	5.4	5.9	2.8	1.5	7.8	6.6	4.7	5.6	4.6	8.8	4.8	7.2	30,964,365	0.9	31,599,934	2.1%	31,557,806	-0.1%	31,557,806	-0.1%	31,557,806	-0.1%	31,557,806	-0.1%
RFPD Cedar Valley/NB	5.0	3.7	4.1	5.3	4.6	6.2	9.0	6.5	6.6	4.7	4.9	3.7	134,607,462	3.2	138,536,468	2.9%	138,467,598	0.0%	138,467,598	0.0%	138,467,598	0.0%	138,467,598	0.0%
RFPD Cape Ferrello	3.6	4.9	4.8	2.7	4.3	3.8	4.5	3.8	5.2	3.7	3.7	4.1	34,634,080	0.2	36,861,000	6.4%	37,059,120	0.5%	37,059,120	0.5%	37,059,120	0.5%	37,059,120	0.5%
RFPD Winchuck	3.7	3.5	2.0	2.1	5.8	4.8	2.2	4.8	4.7	4.5	3.1	2.8	419,536,687	3.5	434,677,726	3.6%	434,305,624	-0.1%	434,305,624	-0.1%	434,305,624	-0.1%	434,305,624	-0.1%
RFPD Upper Checco	4.2	4.3	2.9	3.6	4.5	3.8	6.5	5.2	4.7	4.5	3.1	2.8	19,216,981	0.2	20,498,590	6.7%	21,016,465	2.5%	21,016,465	2.5%	21,016,465	2.5%	21,016,465	2.5%
RFPD Harbor	7.7	4.3	4.2	0.4	8.6	5.5	4.6	23.2	10.2	2.1	9.8	2.6	146,090,022	0.2	147,870,889	1.2%	147,335,930	-0.4%	147,335,930	-0.4%	147,335,930	-0.4%	147,335,930	-0.4%
RFPD Brookings RPD (S)	new	new	5.5	5.2	8.2	2.8	4.4	6.8	6.9	5.7	7.4	2.6	32,318,585	3.5	33,582,802	3.9%	33,707,702	0.4%	33,707,702	0.4%	33,707,702	0.4%	33,707,702	0.4%
RFPD Pistol River	new	new	5.5	5.2	8.2	2.8	4.4	6.8	6.9	5.7	7.4	2.6	14,516,838	0.3	14,544,696	0.2%	14,409,121	-0.9%	14,409,121	-0.9%	14,409,121	-0.9%	14,409,121	-0.9%
RFPD Agness	4.4	6.5	2.6	7.9	12.0	7.9	7.8	4.6	4.5	5.8	4.7	4.2	89,971,795	4.6	92,426,439	2.7%	94,172,014	1.9%	94,172,014	1.9%	94,172,014	1.9%	94,172,014	1.9%
RFPD Ohlir	4.8	6.2	4.7	2.9	3.6	5.2	6.1	3.7	3.6	4.6	7.0	7.4	40,559,112	1.4	43,574,411	7.4%	43,321,334	-0.6%	43,321,334	-0.6%	43,321,334	-0.6%	43,321,334	-0.6%
RFPD Langlois	4.3	4.7	5.2	6.6	4.8	3.6	4.6	4.5	5.9	4.4	4.0	4.4	63,596,334	3.3	65,583,086	3.1%	66,666,088	1.7%	66,666,088	1.7%	66,666,088	1.7%	66,666,088	1.7%
RFPD Port Orford	0.6	8.0	-8.6	5.1	2.0	4.3	4.0	5.1	5.4	2.2	1.5	4.6	23,292,858	2.8	24,099,645	3.5%	23,361,521	-3.1%	23,361,521	-3.1%	23,361,521	-3.1%	23,361,521	-3.1%
RFPD Sixes	3.7	2.6	2.3	5.4	7.5	4.4	0.1	148.0	2.6	3.7	3.2	5.3	56,276,563	2.7	60,374,362	3.6%	61,026,450	1.1%	61,026,450	1.1%	61,026,450	1.1%	61,026,450	1.1%
Sanitary Wedderburn	4.5	5.6	2.5	2.7	5.4	4.2	4.7	7.0	4.3	4.7	2.6	2.5	236,861,055	3.8	247,255,915	4.4%	245,189,019	-0.8%	245,189,019	-0.8%	245,189,019	-0.8%	245,189,019	-0.8%
Sanitary Harbor	3.0	3.4	0.1	2.5	5.0	2.2	2.8	2.5	3.4	3.4	2.6	2.7	7,332,810	0.9	7,481,480	2.0%	7,578,450	1.3%	7,578,450	1.3%	7,578,450	1.3%	7,578,450	1.3%
Sanitary Camellia Park	3.3	2.7	4.9	5.1	4.1	2.6	2.7	merged	4.9	5.3	5.9	4.1	71,213,131	3.0	72,982,230	2.5%	74,880,510	2.6%	74,880,510	2.6%	74,880,510	2.6%	74,880,510	2.6%
Sanitary Knoxville	3.2	3.8	0.9	3.2	15.5	5.2	6.5	5.2	4.9	4.3	3.2	2.3	423,498,472	3.3	438,441,004	3.5%	438,367,364	0.0%	438,367,364	0.0%	438,367,364	0.0%	438,367,364	0.0%
Water Neska Beach	4.1	4.5	2.9	3.5	4.5	3.8	4.7	5.7	4.4	4.3	3.2	2.3	12,246,577	1.2	12,446,149	1.6%	12,464,664	0.1%	12,464,664	0.1%	12,464,664	0.1%	12,464,664	0.1%
Water Harbor	4.7	6.1	6.8	0.9	4.3	4.3	4.5	3.0	6.1	1.0	5.9	5.3	840,776,778	2.4	862,694,277	2.6%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%
Water Langlois	5.7	9.3	6.8	6.6	merged	840,776,778	2.4	862,694,277	2.6%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%							
Water Ohlir	4.2	5.1	6.8	4.2	4.9	3.9	5.0	5.8	4.9	4.9	4.2	4.3	840,776,778	2.4	862,694,277	2.6%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%	869,059,215	0.7%
Health Curry	2.6	2.8	2.7	0.4	7.0	4.2	2.7	3.0	2.4	3.6	1.7	5.6	23,197,940	99.5	23,132,134	99.7%	23,005,247	-0.5%	23,005,247	-0.5%	23,005,247	-0.5%	23,005,247	-0.5%
Lib Agness	7.5	4.6	10.6	3.8	4.2	5.2	9.2	3.2	3.2	3.1	5.0	4.8	82,865,449	1.9	85,109,219	2.7%	85,451,433	0.4%	85,451,433	0.4%	85,451,433	0.4%	85,451,433	0.4%
Lib Langlois	2.8	5.2	7.6	4.8	4.2	4.2	4.9	4.9	4.8	4.0	4.1	4.1	230,287,626	3.0	230,287,626	3.3%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%	232,107,943	0.8%
Lib Port Orford	4.2	4.9	6.0	3.8	4.8	3.9	5.1	6.7	5.2	5.2	4.2	4.6	562,163,607	2.1	575,663,230	2.4%	579,659,821	0.7%	579,659,82					

City of Gold Beach  
**General Fund**  
**REVENUES**  
*Fiscal Year 2012-2013*

	2009-2010	2010-2011	2011-2012	2012-2013	2012-2013	2012-2013
	FISCAL	FISCAL	FISCAL	CITY ADMIN	BDGT COMM	COUNCIL
	ACTUAL	ACTUAL	BUDGET	PROPOSED	APPROVED	ADOPTED
<b><u>PROPERTY TAXES</u></b>						
10-31-201	PROPERTY TAXES CURRENT	451,630	442,466	463,000	450,000	450,000
10-31-202	PROPERTY TAXES DELINQUENT	20,458	19,671	17,000	20,000	20,000
	TOTAL PROPERTY TAXES	472,088	462,137	480,000	470,000	470,000
<b><u>FRANCHISE FEES</u></b>						
10-34-201	TELEPHONE	20,808	12,537	20,500	10,000	10,000
10-34-202	TELEVISION	20,460	42,197	19,600	20,000	20,000
10-34-221	SOLID WASTE (cash)	15,900	17,340	14,500	15,500	15,500
	SOLID WASTE (services, no cash)	0	0	0	0	0
	STREET LIGHTING	19,588	21,775	19,588	0	0
	TOTAL FRANCHISE FEES	76,756	93,850	74,188	45,500	45,500
<b><u>FEES, PERMITS AND CONTRACTS</u></b>						
10-32-140	TRANSIENT ROOM TAX	69,782	59,018	58,229	60,000	60,000
10-32-110	LIQUOR LICENSE FEES	1,505	1,605	1,200	1,000	1,000
10-32-120	SOCIAL GAMES FEES	600	600	300	300	300
10-32-150	BUSINESS LICENSE FEES	36,202	32,460	31,400	31,000	31,000
10-32-170	SIGN PERMITS	459	100	200	100	100
10-32-160	PLANNING FEES	0	5,300	5,000	1,000	1,000
10-32-180	FIRE SERVICES CONTRACT	77,000	116,000	84,700	84,700	84,700
	TOTAL FEES, PERMITS AND CONTRACTS	185,548	215,083	181,029	178,100	178,100
<b><u>INTERGOVERNMENTAL</u></b>						
10-33-155	TSS SB GRANT	0	0	0	400	400
10-33-101	CIGARETTE TAX	3,144	3,291	2,610	2,700	2,700
10-33-102	LIQUOR TAX	24,214	23,341	21,492	21,500	21,500
	911 DISPATCH (pass-through to CO)	11,048	13,391	0	0	0
10-33-175	TSS DUUI GRANT	0	0	0	400	400
	DOJ SAFETY VEST GRANT	2,803	0	700	0	0
10-33-165	DLCD GRANT	0	2,500	5,000	5,000	5,000
	TOTAL INTERGOVERNMENTAL	41,209	42,523	29,802	29,604	29,604
<b><u>FINES AND FORFEITURES</u></b>						
10-35-100	MUNICIPAL COURT FINES	35,529	66,093	40,000	55,000	55,000
10-35-110	COUNTY CIRCUIT COURT FINES	1,560	1,702	1,500	1,500	1,500
	TOTAL FINES AND FORFEITURES	37,089	67,795	41,500	51,500	51,500
<b><u>DONATIONS AND EARNED INTEREST</u></b>						
10-36-160	PD DONATIONS	396	931	200	200	200
10-36-100	INTEREST EARNED	1,028	2,967	4,644	500	500
10-36-110	MISCELLANEOUS REVENUE	0	21,658	0	3,000	3,000
	TOTAL DONATIONS AND EARNED INTEREST	1,424	25,555	4,844	3,700	3,700



**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 10 e.

Council Hearing Date: November 12, 2012

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Department: Administration and Planning    Contact/Title: Jodi Fritts, CA  
Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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**TITLE: Territorial Sea Plan proposed wave energy sites**

**SUMMARY AND BACKGROUND:**

Evidently work has been going on for the past 4 years on identifying possible wave energy sites in Oregon's territorial sea. The waters off of Gold Beach (surprise!) have been identified as a possible site. I am attaching information that we gathered at the recent Coastal Planners meeting and a letter that was sent to Mr. Mayor. I have had one email contact (that I can recall!) with staff at DLCD regarding this issue.

My concern is view shed. These structures are visible from land. Based on the attached Department of Energy memo I don't believe Gold Beach is in the running but it concerns me that we have had so little contact with the state agencies that have been working on the project. I know we have never been contacted by the Department of Energy.

**FINANCIAL IMPACT:**

None at this time

**DOCUMENTS ATTACHED:**

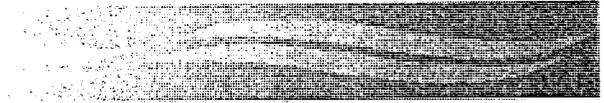
- October 8 memo from Department of Energy, letter to Mr. Mayor from the Mayor of Nehalem

**REQUESTED MOTION/ACTION:**

None needed, information only

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council



## MEMORANDUM

Date: October 8, 2012  
To: Territorial Sea Plan Advisory Committee  
From: Rebecca O'Neil, Oregon Department of Energy  
RE: TSPAC Energy Subcommittee report

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The Energy Subcommittee of the Territorial Sea Plan Advisory Committee (TSPAC) convened twice: September 17 and October 8.

At these two meetings, the subcommittee worked through all of the proposed sites, amended the boundaries of some sites and set others aside. This memo summarizes the current suite of sites under consideration and offers potential guidelines for TSPAC consideration as the committee works to advance a proposal for LCDC.

### STRUCTURE / SIDEBOARDS

The energy subcommittee struggled with voting on sites in the first meeting. None of us have a clear picture of the overall number, footprint and value of the sites to be selected. As a result, the group brainstormed a series of structural concepts, also called sideboards. They are grouped below into "ceilings" ("no more than one site per county"), "floors" ("no less than 5% of the Territorial Sea") and other concepts that are not currently integrated into Part 5.

#### Ceilings

- Cap total square mileage leased for wave energy
  - Within the Management and Conservation Areas
  - Within a given site
  - Within a section of the coast (North/Central/South)
  - Sites must be large enough to accommodate a cap
- No more than one site per county (spread the spatial pressure)
- Limit the number of sites located within a certain distance from a port
- Limit the size of any one site

#### Floors

- At least % of Territorial Sea is a Development Area
- Minimum size of a site
- At least one site per county (spread the opportunity)
- Ability to support all technology depths, especially nearshore technologies that cannot work in the OCS
- Contiguity with the OCS where possible
- All sites must have minimum characteristics for a feasible site

#### Concepts

- Local consultation
- Goal 19 exceptions
- Micro-siting a project within a site
- Review spatial plan in 10 years

- Develop certain sites first, or last
- Proving up technology over time / site phase-in
- Direction to BOEM planning on the significance of connection between sites and the OCS

**SITE SUMMARY**

There are currently nine (9) sites under consideration in the energy subcommittee. Below we have detailed the potential benefits and concerns of each site. Appended to this memo is a spreadsheet of the site sizes and attributes in each decisional iteration.

**Energy subcommittee history of sites removed from consideration**

Five sites were removed from consideration from the original 13 sites proposed by OWET:

- Lakeside
- Port Orford
- Tillamook Bay
- Florence
- Brookings

The first four were considered less optimal sites on September 14<sup>th</sup> and removed from further consideration.

The Brookings site was discussed at both energy subcommittee meetings, with consensus that the site was less optimal due to the combination of low development feasibility and proximity to high value ecological resources.

<b>BROOKINGS</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
Deep water site (more than 50m depth)	Site of greatest concern to conservation community
High value for BPA grid, increased electric reliability for community	Proximity to Mack Arch Reef and high value ecological resources; bathymetry subtidal rocky reef; Level 1 Marxan
Community interested in wave energy, would benefit from increased infrastructure	Cabling to shore very difficult
Avoids Level 1 Dungeness Crab Port Maps Combined Value (PVC)	Very far from a deepwater port
<ul style="list-style-type: none"> <li>• <b>Consensus not to advance this site</b></li> </ul>	

The subcommittee expressed concern that creating sites with little to no wave energy viability is undesirable. This is not only because it would not help the industry grow, but that it would send the wrong message to nearby communities and existing users of the area.

**Nine sites remaining under consideration**

The energy subcommittee has eight remaining sites derived from the original OWET set. In addition, SOORC suggested an area that overlaps with the southern part of the existing OPT Coos Bay preliminary permit site. The energy subcommittee tabled a conversation about this site, called "Lakeside Revised," as none of the parties have reviewed the proposal.

The nine remaining sites are:

- Gold Beach
- Langlois
- Lakeside (revised)
- Reedsport
- Waldport
- North Newport
- Nestucca Bay / Pacific City
- Tillamook Rock
- Camp Rilea

<b>GOLD BEACH</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
Mid-depth technology site	Over 70 miles from a deepwater port
Very energetic climate	Dangerous bar crossing
Better for BPA grid and system reliability/resilience	Rogue and Chetco River deposits and pushes out significant sediment
Near electrical infrastructure / substation	Near subtidal rocky reef, Marxan hotspot
	Does not work for deep or nearshore tech, sense that mid-depth devices will shift to deep water or not prove out, so limited device application
	May conflict with recreational fishing
	Significantly downsized to avoid dredge disposal, may be too small
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site, but limited value for wave energy</b></li> <li>• Proposals to (1) amend site boundary to OCS; or (2) move entire site northwest to Management areas, although may not be viable for energy as distance to shore extends 6+ miles.</li> </ul>	

<b>LANGLOIS</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
Top site for wave energy development	Increases pressure on Coos Bay port, site density
Best candidate for large site - ~25 sq mi	Not captured on maps, but described as prime crab habitat
3 substations	Proximity to Blacklock. Interest in increasing the ecological and aesthetic buffer. (Current distance is 1.5 miles.)
Private land and limited shore view impacts	Effect on smaller fleets
Covers green areas from resource inventories	
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site, but area where sideboards will be essential</b></li> <li>• Proposal to shift the site back to the north, increasing buffer to Blacklock.</li> </ul>	

<b>REEDSPORT</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
One of the top sites for wave energy development	Cumulative effects of OPT, potential P MEC, and site
Community that wants renewable energy, needs economic development	Nearshore environment very challenging for development; logs and sand production from Umpqua
Substations present, may be P MEC site in OCS	Winter and summer steelhead migration, snowy plover habitat
Supports nearshore technology	Takenitch north of site, valuable for coho production
Site moved to nearshore to avoid fishing impacts	Effect on smaller fleet out of the Umpqua
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site</b></li> <li>• Proposal to (1) shift site out to mid-depth, but will hit crab maps; or (2) expand the site into the mid- and near-shore space and use sideboards on total development.</li> <li>• OPT to provide detail on spatial development plan within its site, for single buoy and 10-buoy phases.</li> </ul>	

<b>WALDPORT</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
Conservation thinks site has potential	Not strong for wave energy development
May have electrical infrastructure but smaller substations with less availability (C. Lincoln PUD)	FISHCRED says reject, adjacent to MPA (although crab pots are permitted in MPA)
Near resource inventory green areas	Presence of marbled murrelet
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site.</b></li> <li>• Proposal to expand the site and use sideboards on total development.</li> </ul>	

<b>NORTH NEWPORT</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
One of the top wave energy sites	Cumulative impacts to the port and fleets with NOOTS, potentially P MEC, and additional site
Proximity to deepwater port and substations, good for multiple depth devices	Initial FINE consultation on amended site to 1.5 sw mi, sense that community is already actively supporting wave energy and should get fewer developments in the future.
	Cabling south of Yaquina head because of unstable geology north of the head.
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site.</b></li> <li>• Abuts existing NNMREC site (NOOTS).</li> <li>• Proposal to amend the site to ~1.5 sq mi directly north of NOOTS.</li> </ul>	

<b>NESTUCCA BAY / PACIFIC CITY</b>	
<b>Potential Benefits</b>	<b>Concerns</b>

One of the top wave energy sites	Proximity to aesthetic views and community
Strong for shallow and mid-depth devices, close to electrical infrastructure	May conflict with Pacific Dorymens fleet. No actual data in Marine Map, extrapolated data anticipates no conflict.
Resource inventory "green areas"	
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site.</b></li> </ul>	

<b>TILLAMOOK ROCK</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
OK for deepwater technology	High aesthetic value and views from Ecola, difficult for deepwater technologies to avoid aesthetic impacts
FISHCRED supports this site, but recommended consulting with local fishing community	Recreational surfing (top quality lefthand point break)
	Not strong for wave energy, cabling to shore
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site, but limited for wave energy.</b></li> <li>• On request from TSPAC, Peter Huhtala consulted with Astoria fleet and heard concerns about this site.</li> </ul>	

<b>CAMP RILEA</b>	
<b>Potential Benefits</b>	<b>Concerns</b>
High viability for nearshore wave energy devices, supported by feasibility study	Significant conflict with fishing / crabbing
Nexus with National Guard, need for renewable energy at Camp Rilea, Net Zero program, funding and demarcation of the live fire zone	OK with testing but concerned about buildout
Presence of live fire zone for 260 days/year	
Interest in linemen training getting hands on experience with wave energy	
Clatsop Co Commission support with caveat that must work with fishermen	
<ul style="list-style-type: none"> <li>• <b>Consensus not to eliminate the site, but continue conversation between ORNG and Astoria fishing community.</b> By request of the TSPAC, Peter Huhtala hosted a meeting at Camp Rilea on 10/5 to vet concerns. Generally positive meeting, major topics are scale of development (testing to buildout), mooring system, minimizing effects, no economic displacement, communication channels and points of contact, and coordination around the live fire zone.</li> <li>• May need to use goal exception process</li> </ul>	



CITY OF NEHALEM  
35900 8TH STREET • P.O. BOX 143  
NEHALEM, OREGON 97131  
503•368•5627

October 13, 2012

To all coastal Mayors

As the city representative on the OCZMA Board of Directors, I have been following as best I can the work that has gone on for nearly 4 years to identify locations in Oregon's territorial sea for wave energy projects. The sea area has been extensively mapped resulting in dozens of GIS data layers that provide information about rocky reefs, fishing grounds, sewer outfalls, ecological resources and so on. When all of this information is added together it has become apparent our territorial sea (the first 3 nautical miles off shore) is a very, very busy place. Finding good places for future wave energy projects is proving a lot more difficult than expected, I think.

The work is rapidly drawing to a close. And I am writing to you, coastal mayors, in hopes of giving you some information and perhaps enticing some of you to attend the wrap up of this process.

The Territorial Sea Plan Advisory Committee (TSPAC) met Tuesday, October 9 in Newport and received reports from their five subcommittees. They set dates for their final two meetings: Thursday Oct. 25 in Florence at the Events Center, and Friday, Nov. 16 in Newport tba. The Florence meeting will continue to pare down the list of proposed sites that had been named by the industry and Oregon Wave Energy Trust (OWET). The original list of 13 had been reduced to 9, as follows:

Gold Beach	North Newport
Langlois	Nestucca Bay/Pacific City
Reedsport	Tillamook Rock (Tillamook Head)
Waldport	Camp Rilea
Lakeside (revised)	

Part of the discussion on the 25<sup>th</sup> will be whether or not to include the OPT site in Reedsport as one of the final list, as well as the NNMREC site near Newport, or to select 5 or 6 other sites exclusive of these two. The meeting will also have a discussion (probably very intense) of floors and caps, the sidebars that would allow how many sites, whether to distribute them evenly up and down the coast, how many to allow near each deep water port, and so forth. That discussion was barely begun on the 9<sup>th</sup> in Newport.

The wave energy industry has already outlined its needs: access to deep water ports, on shore grid connections, sandy beaches, etc. Now the fishing community via FISHCRED has provided a list of recommendations to be taken into account when determining how to use data on the fisheries maps. These are as follows:

Total area for all zones of MRE development in the territorial sea should not exceed 5% of the total ocean area.

The total number of MRE sites should not exceed 6. Test berth sites (NNMREC) should be considered part of this count.

At this point in MRE development sites should be limited to 1-3 square miles. When a developer has demonstrated their technology and proven that it can be operated within the ecological and economic standards set forth in the TSP (plan) consideration can be given to expand the size for further build out.

Careful consideration needs to be given to overloading any single port with multiple sites (particularly within a 30 miles radius). This is a particular concern for the Port of Coos Bay. Sites should be distributed throughout the coast.

Priority should be for the development of single point mooring systems.

Plans should be developed for gear retrieval.

Also in the works are three public meetings, to be designated as TSPAC public meetings. At first there was some discussion that the only public comment allowed would be by accessing a named website. HOWEVER, it was finally made clear that public comment would be allowed at these three meetings. As yet, the locations and dates have not been announced, only that they would take place sometime during the first two weeks of November, prior to the Nov., 16<sup>th</sup> TSPAC meeting. This will be a facilitated meeting where the vote will be taken on recommendations to move forward to the LCDC. It is quite possible that one meeting would be held in the Willamette Valley.

The rest of the schedule to finalize this project looks like this as of now:

December 4	OPAC meeting to consider TSPAC recommendations
January 3 or 4	Final OPAC meeting. ( They can make their own recommendation)
NLT than January 10	Mail out DLCD staff report
January 24-25, Salem	LCDC Adoption date

I personally regret that the 3 proposed public meetings are probably not going to be particularly effective in providing education and awareness to coastal communities. It is very late now to try to help communities understand the enormous amount of information and what potential affects could result from proposed projects. I believe this work is every bit as important as the work done years ago to establish the framework for land use planning for our state. Now the planning is for new uses of our territorial sea and it can have many implications, some as yet unknown, to properties, to long-established and traditional fishery industries, to coastal economies, to ecological resources. After all, the Oregon coast, its beauty, its world-wide reputation is one of Oregon's greatest assets. But, time is running out and this process must soon come to an end. Let us hope that the decisions made in coming months are ones that will benefit coastal communities and industries in the years to come.

Please look for more information about dates and locations coming soon from OCZMA.

Cordially,



Shirley Kalkhoven, Mayor  
City of Nehalem

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 10 f.

Council Hearing Date: November 12, 2012

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Department: Parks

Contact/Title: Jodi Fritts, CA

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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**TITLE: Bike Rack Design Contest**

**SUMMARY AND BACKGROUND:**

The Budget Committee approved \$5,000 for bike rack expenditures this fiscal year. For promotions and tourism we are also working at improving our bike facilities to encourage more bike tourism to Gold Beach.

The racks I have found in equipment catalogs and on websites are pretty blah. While looking online I found some really interesting artsy bike racks that I think would be great for Gold Beach. They aren't retail sales though. We researched the bike racks and found most cities that have the cool racks ran a design contest. I am attaching some info about the bike rack contests. I am going to do this for Gold Beach—we will advertise the contest locally—for local artists that may be able to provide the product—and statewide to hit the larger artist colonies in the bigger cities.

**FINANCIAL IMPACT:**

The \$5,000 we have budgeted

**DOCUMENTS ATTACHED:**

- Article from USA Today, contest info from Erie, PA, sample bike racks I found online

**REQUESTED MOTION/ACTION:**

**None needed, information only**

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

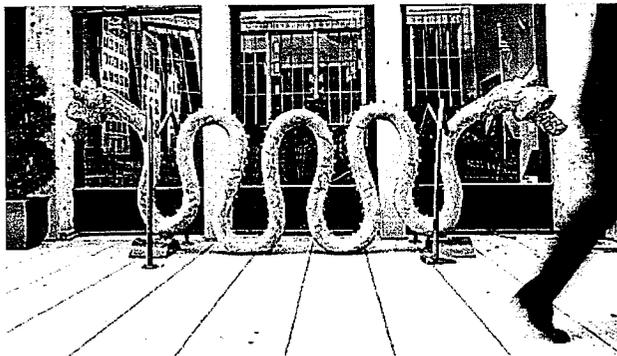
Council



# Cities rack up public artwork with bike racks

Updated 11/2/2008 11:48 PM

By Jeff Martin, USA TODAY



Downtown officials plan to install 10 more bike-rack sculptures such as this one in front of the Actors Theatre of Louisville.

Cyclists can chain their bikes to a dollar sign on New York City's Wall Street, a pair of giant toothbrushes in Portland, Ore., and sea creatures in Louisville and Mount Clemens, Mich.

Bicycle racks that combine the utility of security with the aesthetics of art are popping up across the USA.

"It creates a better environment for people who live here and visit here, and it gives people a place to park their bikes," says Lacy LaBorde of the Downtown Austin Alliance.

Designs for sculpture bike racks were unveiled Friday, as the Texas capital became the latest

around the city.

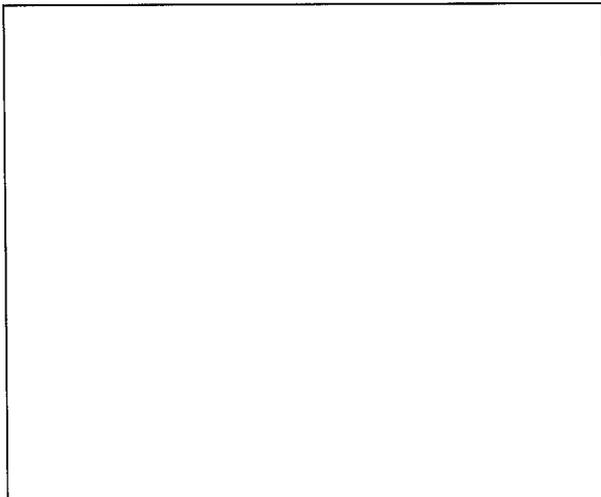
Austin's three designs announced Friday include one featuring leaves of steel inspired by plants growing along Austin's bike trail and another depicting giant grass blades sprouting from the concrete.

In Louisville, there are 22 sculptures downtown for bike parking, and plans for 10 more by next spring, says Ken Herndon, director of operations for the Louisville Downtown Management District.

Artists received \$2,000 per piece, a rate which may increase to \$2,500 for the next sculptures, Herndon says. Regular racks can cost from \$200 to \$500, he adds. The Louisville Downtown Management District pays for the racks, and they become the property of the city once they are installed.

In Sioux Falls, S.D., artists from across the region are submitting bike-rack art proposals this month for a program designed to promote public art and energy conservation, says Candy Van Dam, client service director and a principal with Insight Marketing Design.

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according to the New York City Department of Transportation.

More bike-rack art is in the works as part of a separate contest, DOT spokesman Seth Solomonow says.

When creating streetscape such as artistic bike racks, Herndon says artists should follow "the 300-pound drunk moron rule."

"Assume a 300-pound drunk moron is going to try to bend it, climb it or do something to it, because they will," he says. "It has to be built really, really well."

Artist Tom Crimboli of Eastpointe, Mich., says he was less concerned about vandalism when he created a 30-foot-long sea serpent that holds about 18 bikes in Mount Clemens, Mich., outside Detroit.

"I just had to make it kid friendly, you know," Crimboli says.

"You want the piece to stand the test of time," says Kurt Simmerman, owner of Sawhorse Studio in Boulder, Colo., which created a spider-like bike-rack sculpture for nearby Longmont.

The city awarded \$3,000 to each artist for six sculptures three years ago, and "we got a lot of bang for our buck in terms of public artwork," says Lauren Greenfield, Longmont's art in public places administrator and an avid cyclist.

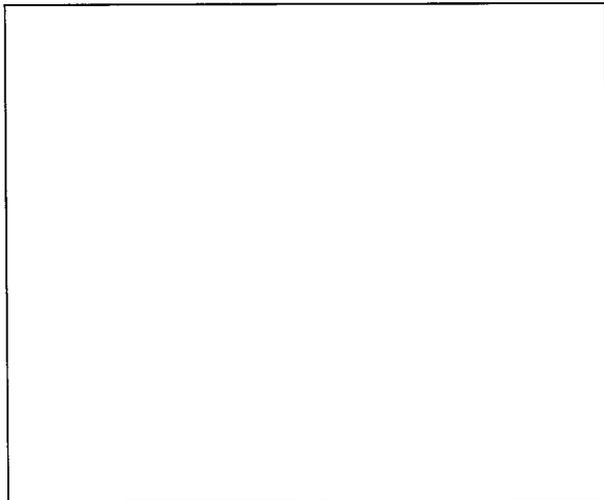
"We have these incredible, very unique bike racks as a result," she says. "They're used and they're well-known throughout the community — and they're really cool."

In Portland, Ore., two giant toothbrushes with dental floss between them doubles as a bike rack. It's one

people feel good makes for a better civic atmosphere — it increases the viability of your downtown area."

*Martin reports for the Argus-Leader in Sioux Falls, S.D.*

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# ARTISTIC BIKE RACKS for Erie

## Call for Artists

Erie area artists are invited to submit designs for bike racks to be installed throughout the community. The first phase of the project will focus on downtown Erie, where at least 40 bike racks will be installed during summer 2012.

Artists may submit designs in two categories: 1) Factory produced—designs to be produced by local manufacturers. 2) Artist fabricated—designs to be executed by the artists themselves. All designs must conform to the design specifications detailed in this document. There is no limit to the number of designs that may be submitted by a single artist.

**ENTRY FEES:** There are NO entry fees for this competition.

**PRIZES:** Designs selected for factory production will receive a \$500 design award. Designs that are selected to be fabricated by the artist will also receive a \$500 design award, as well as a negotiated fabrication fee, not to exceed \$1,500.

**CALENDAR:** All submissions must be received by midnight, March 31 (by 5 p.m. for hand-delivered entries).

### HOW TO SUBMIT:

Designs may be submitted by email to:

[bikeracks@erieartmuseum.org](mailto:bikeracks@erieartmuseum.org).

Designs may also be submitted on paper, via mail or hand delivery to:

BIKE RACKS

Erie Art Museum

411 State Street

Erie, PA 16501-1106

### THEMATIC CONTENT:

Designs should be broadly appealing, but thematic references to the Erie region are encouraged. The bike racks will be installed during the initial phase of the Perry 200 celebration, for example, and designs responding to that theme are appropriate. Designs may not be advertisements for specific businesses, agencies or individuals. No logos will be permitted. Broadly suggestive designs, however, are appropriate, such as a book-themed rack near a library, or a food-themed rack for a block that is home to restaurants, or a music-themed rack near performance venues.

### SPECIFICATIONS:

Structure must:

- support at least two bicycles (1 each side).
- support each bicycle in at least two places.
- allow locking of frame and wheels with a U-lock.
- anchor securely to ground.
- resist cutting, rusting, bending and deformation.

Tubing should be rectangular or elliptical in cross-section (i.e., not circular, which is vulnerable to cutting with pipe cutters).

Preference will be given to designs that attach to the ground at only one or two points.

# ARTISTIC BIKE RACKS for Erie

Material is to be steel. Finish may be galvanized or powder-coated.  
Larger racks that support multiple bicycles are acceptable, but factory produced racks will be two-bicycle designs.

All paper submissions become the property of the Erie Art Museum. Artists whose designs are selected for awards must agree to and grant the Erie Art Museum a royalty-free, non-exclusive, irrevocable license to make, use, distribute, and sell copies of any designs selected for this project. The artist will be required to sign an agreement to this effect for any selected designs.

All submissions must be works for which the Artist is the original creator and works must not be subject to any third party restrictions that would prevent the Erie Art Museum from being able to make and use the designs as of the time they are submitted and/or selected.

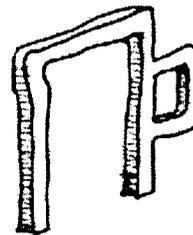
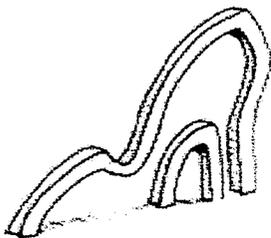
## EXAMPLES OF BIKE RACK TYPES:

### *Pattern A – Shaped Tubular*

Materials: 2" x 2" x 3/16" steel tube

Dimensions: Irregular shape, approximately 36" x 36" (illustrations are examples from David Byrne's collection)

Mounting: 2.5"x6"x0.25" feet with two anchors per foot.



### *Pattern B – Inverted "U"*

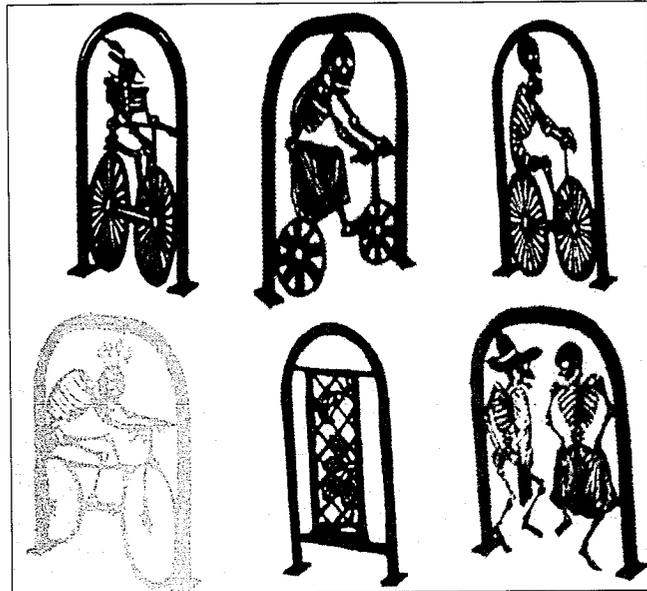
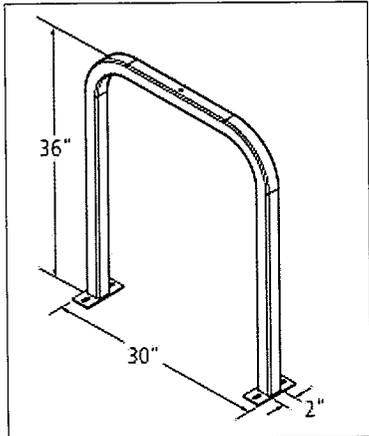
Materials: 2" x 2" x 3/16" steel tube

Dimensions: approximately 30" x 36" x 2"

Mounting: two 2.5" x 6" x 0.25" feet with two anchor holes per foot.

Decorative insert, cut from 1/4" steel (examples below)

# ARTISTIC BIKE RACKS for Erie



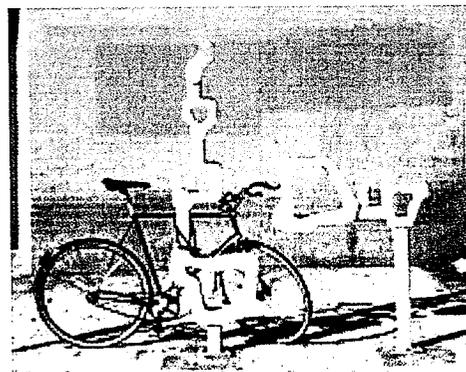
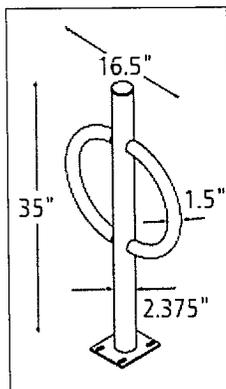
## *Pattern C: Freestanding*

Materials: 2" x 2" x 3/16" steel tube

Dimensions: 35" x 16.5" x 2"

(Illustration shows configuration in circular cross-section piping—this element could be tubing, laser-cut steel plate, or combinations.)

Mounting: one 5" x 6" foot which is anchored to the ground with four anchors



# ARTISTIC BIKE RACKS for Erie

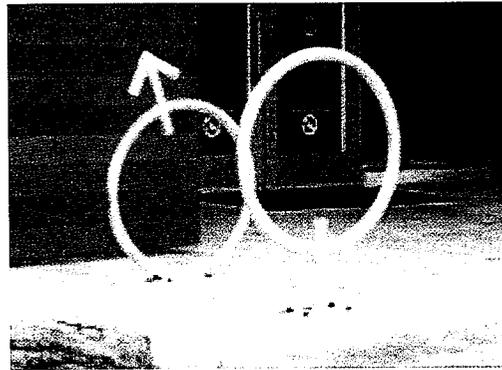
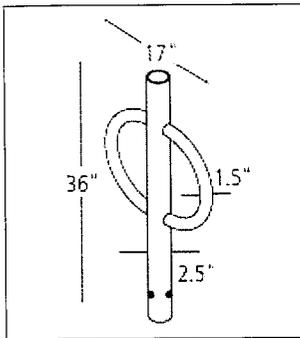
## *Pattern D – Meter Post*

Materials: center - 2.5" schedule 40 pipe; arms – 1.5" pipe

Dimensions: 36" x 17" x 2.5"

As with the freestanding single post rack, although the illustration shows the configuration in circular cross-section piping, this element could be tubing, laser-cut steel plate, or combinations.)

Mounting: slides over existing 2.38" OD parking meter poles and secured with two tamper-resistant screws.

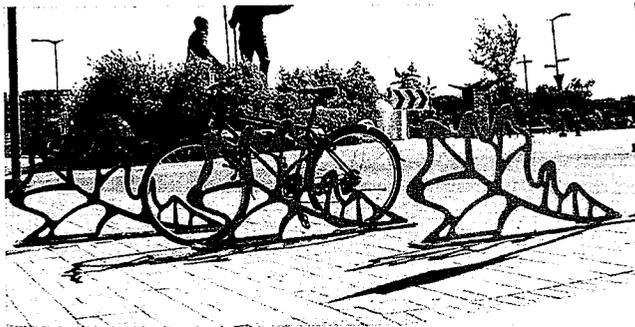


## *Pattern E – Steel plate with integral feet*

Materials: 1/4" steel plate

Dimensions: variable

Mounting: feet with multiple mounting holes, appropriate to the size of the rack



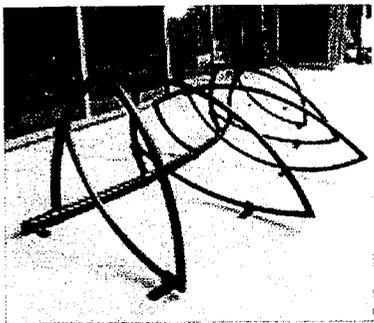
## *Pattern F – Multiple rack, for 3 or more bicycles*

Materials: steel

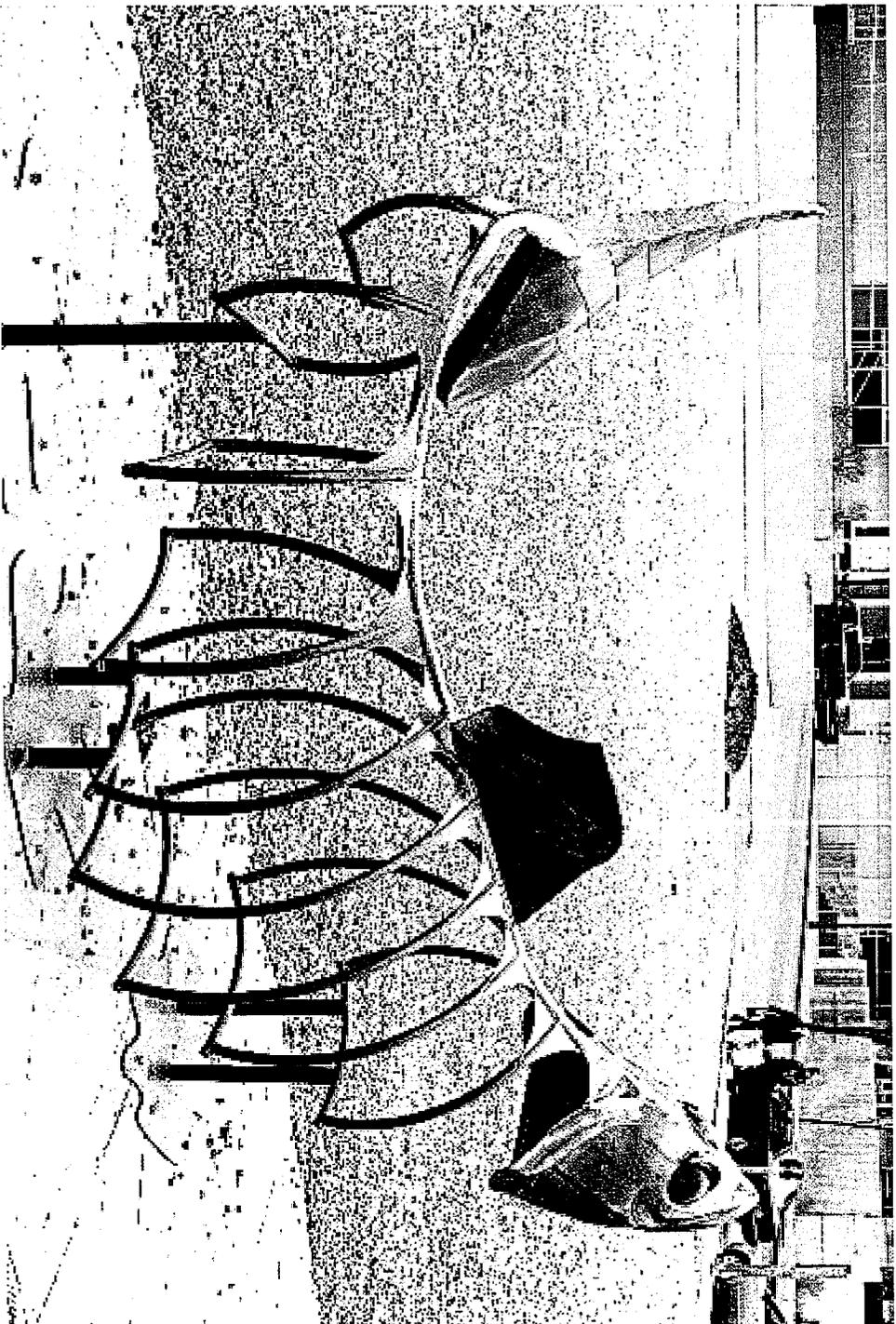
Dimensions: variable

Mounting: feet with multiple mounting holes, appropriate to the size of the rack

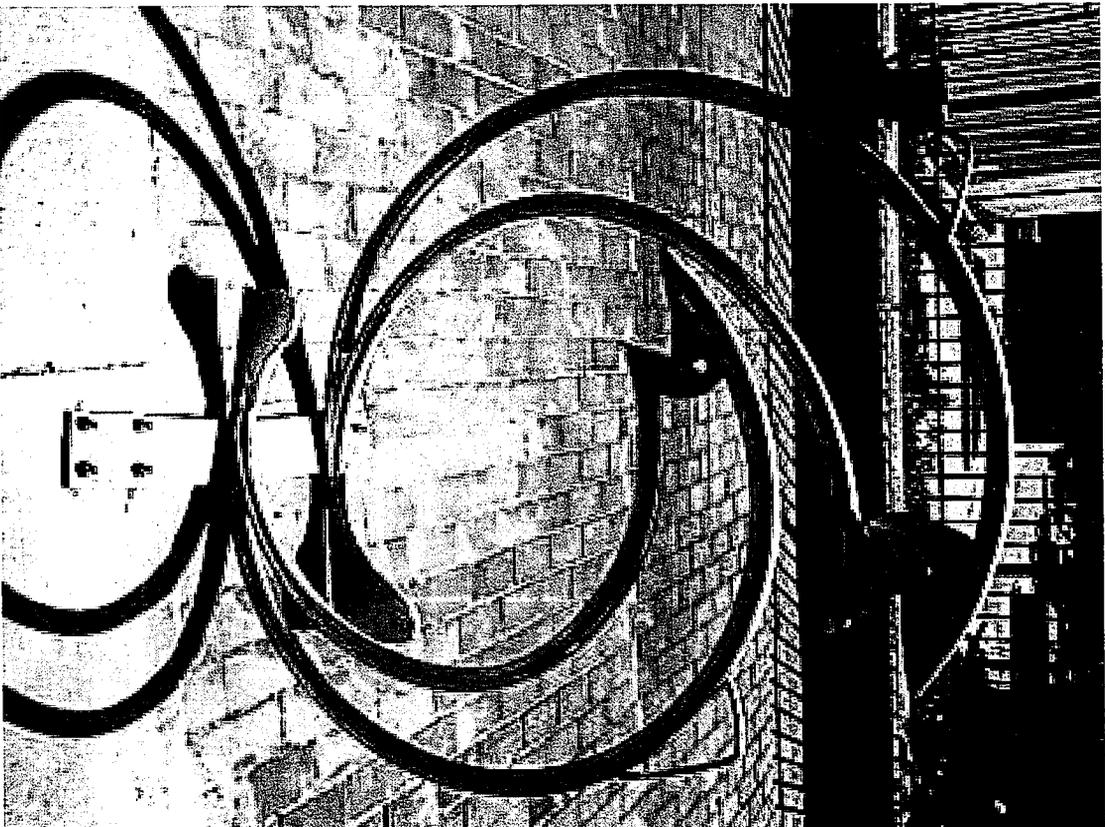
# ARTISTIC BIKE RACKS for Erie



# Sample Racks



# Sample Racks



# Sample Racks



# GOLD BEACH CITY COUNCIL AGENDA REPORT



Agenda Item No. 10 g.

Council Hearing Date: November 12, 2012

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Department: Administration, Council and all Departments      Contact/Title: Jodi Fritts, CA

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

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## **TITLE: Proposed addition to City Policy Section 218 Personal Conduct**

### **SUMMARY AND BACKGROUND:**

We have discussed in the past year the need for mandatory ethics training for city public officials (elected officials, employees, and volunteers as defined by the state). Section 218 of the city policy manual addresses Personal Conduct. Ethics are currently mentioned in this section but training is not. The proposal is to add the following to this section:

**Annual ethics training is mandatory for all city elected officials, employees, and volunteers. Yearly ethics training will be coordinated and documented by the Administrative office for all public officials.**

The City currently receives a credit on our liability insurance for documenting ethics training for our public officials. Ethics training is an on-going process and should be attended annually to ensure we are up to date on the latest amendments to state ethics laws, plus it is a good refresher of our ethical duties as public officials.

### **FINANCIAL IMPACT:**

None for the training—we get it free through the state’s ethic commission or through our insurance provider CIS.

### **DOCUMENTS ATTACHED:**

- Current Section 218 of the policy manual and the proposed change to this section

### **REQUESTED MOTION/ACTION:**

**Determination on whether to make the addition to the city policies.**

### **COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council and all department heads

## PROPOSED ADDITION

### 218 Personal Conduct

#### 218.1 Code of Ethics

The successful operation and reputation of the City of Gold Beach is based on the ethical conduct of the city's employees. The city's reputation for integrity and excellence requires careful observance of the spirit and letter of all applicable laws and regulations, regard for the highest standards of conduct and personal integrity and fairness.

All city elected officials, employees and volunteers are considered public officials and are subject to the state of Oregon's Government ethics laws. The city will comply with these and all applicable laws and regulations and expects all employees to conduct business in accordance with the letter, spirit and intent of all relevant laws and to refrain from any illegal, dishonest, or unethical conduct. **Annual ethics training is mandatory for all city elected officials, employees and volunteers. Yearly ethics training will be coordinated and documented by the Administrative office for all public officials.**

In general, use of good judgment based on high ethical principles will guide you with respect to lines of acceptable conduct. If a situation occurs where it is difficult to determine the proper course of action, the matter should be discussed with your supervisor or department director for advice and consultation.

Compliance with this policy of business ethics and conduct is the responsibility of every city employee. If you believe anyone has violated this code of ethics, you should report it to a department director or city administrator immediately.

## **218 Personal Conduct**

### **218.1 Code of Ethics**

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In general, use of good judgment based on high ethical principles will guide you with respect to lines of acceptable conduct. If a situation occurs where it is difficult to determine the proper course of action, the matter should be discussed with your supervisor or department director for advice and consultation.

Compliance with this policy of business ethics and conduct is the responsibility of every city employee. If you believe anyone has violated this code of ethics, you should report it to a department director or city administrator immediately.

### **218.2 Gratuities**

The giving and receipt of gifts (favors or gratuities) for an employee's personal benefit or gain is disfavored because of the appearance of impropriety it creates. Therefore, employees of the city may not accept any gift from any person (person includes individuals and entities, such as corporations or other governmental bodies) engaged in or attempting to engage in business transactions with the city or who has a legislative or administrative interest in the employee's work with the city. This is because such gifts might affect or give the appearance of affecting the employee's judgment in the impartial performance of his or her duties.

However, unsolicited gifts such as flowers and candy may be acceptable under Oregon law and may be accepted so long as the gift does not provide the employee with any personal gain. If you are offered a gift and are not sure whether to accept or deny it, contact a department director or the city administrator for guidance.

### **218.3 Conflict of Interest**

Employees must conduct the city's business in such a way that prevents actual or potential conflicts of interest. An actual conflict of interest occurs when an employee will personally