

**TILLAMOOK CITY COUNCIL MEETING
MONDAY, NOVEMBER 15, 2010
CITY HALL, 210 LAUREL AVENUE**

WORKSHOP: City Council met at 6:30 P.M. to discuss the draft Nuisance Ordinance update.

CALL TO ORDER/FLAG SALUTE:

Mayor McPheeters called the regular City Council meeting to order at 7:20 P.M. and led the Pledge of Allegiance.

ROLL CALL:

Those present for roll call:

Councilor Joe Martin
Councilor Matt Harris
Councilor Suzanne Weber
Councilor Steven Forster
Councilor John Sandusky
Councilor Willard Berry

Absent: None

Staff Present:

Rob Drake, Interim City Manager
John Putman, City Attorney
Terry Wright, Chief of Police
Bernadette Sorensen, City Recorder

AGENDA:

The posted agenda for the meeting of November 15, 2010 is attached and by this reference is made a part of the record.

ADDITIONAL INFORMATION PROVIDED TO MEMBERS AFTER PACKET ISSUED:

(Copies attached)

1. Voucher Register for current bills to be reviewed for payment.
2. Interview schedule for Council. (Exhibit A)

MINUTES:

Council minutes for November 1, 2010 were provided for Council via e-mail with a hard copy at the meeting. **Councilor Weber moved approval of the minutes of November 1, 2010. Councilor Forster seconded the motion.** There were no corrections, additions or deletions. **Motion carried unanimously by Council seated.**

PROCLAMATIONS: None

PRESENTATIONS: None

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MONTHLY REPORTS:

Interim City Manager:

- Working with DEQ to convert a portion of the FY2012 interest payment due into a grant.
- City Council approved revised sewer rate study should be completed in early December, pending the outcome of the grant application mentioned above.
- Started working with Karen Homolac, State Brownfields Program Manager, to receive a grant for further environmental analysis of the Schmidt property.
- Began work analyzing specific sewer rates for car washes and motels in town because both categories have received multiple criticisms. He met with Deputy Director of Washington County's Clean Water Services last week to understand their methodologies and compare with City of Tillamook.
- Assisting with new City Manager search process including contacting community members to serve on specific interview panels.
- Worked with Chief Wright and Attorney Putman to finish the Nuisance Ordinance update.
- He and Sorensen met with City auditors last week to discuss their conclusions for FY2009-2010 audit. The audit gave a "clean opinion." He said staff should be complemented for the outstanding report.
- Furnished Council with the interview schedule for November 18 & 19, 2010. (Exhibit A)

City Recorder:

- Provided Council Revenue & Expenditure reports in packets.
- Update on credit card payments.
- Monthly receipts from our collection agency - \$4,559 for October 2010.
- Update on Court Clerk Lynda Casey's attendance at conference.
- Meeting with Judge Dolan scheduled for Wednesday.

PUBLIC HEARINGS:

1. CITIZEN HEARINGS - NON-AGENDA ITEMS: NONE.

2. COUNCIL CONCERNS - NON-AGENDA ITEMS:

Councilor Berry stated that the Council had received a draft of the Personnel Manual in September. He wanted to know what was going on with it. **Councilor Weber** responded that the document was inadequate and contained many gaps that needed to be addressed before being presented. LOC/CIS has a new template the City will look at. **Drake** said that CIS will also look at the union contract and meld the two documents. Council should have a base document by the end of the year. **Berry** also said he had requested the salary schedule be looked at to unlink the cost of living (COLA) and the merit increase. **Sorensen** said she recalled the conversation but did not receive direction from the Council to do so. It was at the direction of the Council to include the merit and COLA together in the current salary schedule. **Councilor Weber** said the committee was asked to put the merit and COLA as one number because it was perceived that some people were receiving 8-10% increases. By combining the numbers the budget could be more manageable and more predictable. Further discussion followed. **Councilor Forster** asked if **Berry** was charging the Personnel Committee to review both of the processes and link them together and come back to the Council with a recommendation. **Councilor Berry** said yes. **Councilor Weber** said the committee could do that.

Councilor Martin mentioned that in all the League of Oregon Cities conferences that council has attended he has not heard (with one exception) anyone state that they learned something and we could benefit from this.

3. NUISANCE ORDINANCE – PUBLIC HEARING .

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Mayor McPheeters opened the public hearing at 7:50 P.M. Chief Wright updated the Council and public to the changes. First, the Nuisance Ordinance has not been updated in a few years. Issues being looked at are: housekeeping to help the Municipal Court Judge determine when fines start, change in length of time and how people store vehicles on their property, graffiti – how to make property owners responsible for clean-up and the City helping with the clean-up, after a person has gone to court the City’s ability to obtain a search warrant to enter the property and seize the nuisance properly.

There were no comments from the public. **Mayor McPheeters** closed the public hearing at 7:52 P.M.

COMMITTEE REPORTS:

- **Personnel Committee:** **Chair Weber** stated that the committee will be scheduling a meeting.
- **Beautification and Parks Committee – Chair Weber** said that the committee will meet on November 18th at 10:00 A.M. Reminded everyone of the Tree Lighting event scheduled for Dec. 4th starting at 4:30 P.M. at City Hall.
- **Finance Committee – Chair Martin** said that no meeting is scheduled. Drake asked the committee to schedule a meeting for review of the draft of the Reimbursement Ordinance. He suggested meeting on either Nov. 29th or 30th with a first reading for December 6th. Chair Martin said he would get back to him regarding a date to meet.
- **Public Safety Committee – Chair Forster** reported that the committee met on Nov. 9, 2010 at 2 p.m. The only agenda item was the Nuisance Ordinance that is being presented tonight. It is the recommendation of the Public Safety Committee that the Council approve the first reading of the ordinance. On Nov. 12th he was invited by Officer Troxel to attend Firearm Training. Four officers re-certified. It was very impressive.
- **Public Works Committee – Chair Berry** said that there was a street light in the middle of the block at Goodspeed Park that was not working.
- **Associations Committee – Chair Martin** referred to Councilor Berry. Councilor Berry said that he and the mayor attended the Small Cities Network meeting in Depoe Bay. The next meeting will be in Toledo in January. **Mayor McPheeters** spoke of representatives from Portland State University and the programs they have in helping students achieve water and wastewater training.

NEW BUSINESS:

1. BID RESULTS FOR WATER SHOP ROOF

Interim City Manager Drake gave the staff report in the absence of Public Works Director Arley Sullivan. Drake said three bids were requested with only one respondent. Staff recommends Council approve the bid from A Good Roof in the amount of \$ 6,495.00.

Councilor Martin moved to accept the bid from A Good Roof in the amount of \$ 6,495.00 for the Water Shop roof. **Councilor Sandusky** seconded the motion. Under discussion Council asked if the funds were budgeted. **Sorensen** replied yes. **Motion carried unanimously by Council seated.**

LEGISLATIVE

1. NUISANCE ORDINANCE, AN ORDINANCE PROSCRIBING GENERAL OFFENSES, DEFINING NUISANCES; PROVIDING FOR THEIR ABATEMENT; PROVIDING PENALTIES; AND REPEALING ORDINANCE NO. 1206 – FIRST READING

Councilor Martin said he would like to see burn barrels removed from (Section 5. Definitions (22) Rubbish Within Right-of-Ways. Chief Wright had no problem with the request.

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