

**TILLAMOOK CITY COUNCIL MEETING  
MONDAY, DECEMBER 15, 2008 - 7:30 P.M.  
CITY HALL, 210 LAUREL AVENUE**

**WORKSHOP:**

At 6:30 P.M. a workshop was held prior to the Council meeting to continue discussion of the 2008 Strategic Plan and the WWTP project.

**CALL TO ORDER/FLAG SALUTE:**

**Mayor McPheeters** called the regular City Council meeting to order at 7:30 P.M. with **Councilor Decker** leading the flag salute.

**ROLL CALL:**

**Those present for roll call:**

Mayor Bob McPheeters  
Councilor Joe Martin  
Councilor Carolyn Decker  
Councilor Suzanne Weber  
Councilor Susie Coughlan  
Councilor Scott Heckerth  
Councilor Willard Berry

**Absent: None.**

**Staff Present:**

John Putman, City Attorney  
Arley Sullivan, Public Works Director  
Terry Wright, Chief of Police  
Bernadette Sorensen, City Recorder

**AGENDA:**

The posted agenda for the meeting of December 15, 2008 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. Property Improvement Nomination form. (Exhibit A)
3. City Manager's monthly report. (Exhibit B)

**MINUTES:**

Council minutes of December 1, 2008 were available and included in Council packets. There were no additions, deletions or corrections. **Councilor Martin moved approval of the minutes of December 1, 2008. Councilor Weber seconded the motion. Motion carried unanimously by Council seated.**

**PROCLAMATION:       None.**

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**MONTHLY REPORT:**

**City Recorder:**

- Very successful Volunteer Luncheon was held at City Hall on December 8<sup>th</sup>.
- Tree lighting ceremony was a huge success.
- City employees have adopted seven families for food baskets this year. This effort is strictly voluntary and names are provided through the Tillamook Ecumenical Council.
- Weather prohibited the Christmas decoration contest judging last Friday. All judges and participants were notified that the judging would occur on December 16<sup>th</sup>. Winners will be announced at the first meeting in January but prizes will be delivered this week.
- Sorensen personally thanked Councilor Heckerroth for serving on City Council. Tonight is his last meeting. Mayor McPheeters presented Scott Heckerroth with a Certificate of Appreciation.
- Councilor Berry asked Sorensen for her opinion on revenue income so far this year. Sorensen replied that property taxes are just coming in. She is of the opinion that more people are paying in thirds instead of in full due to the economy. Earned interest income is down. Staff is keeping a close eye on the General Fund revenues.

**PUBLIC HEARINGS:**

1. **CITIZEN HEARINGS - NON-AGENDA ITEMS:**                   **NONE.**
2. **COUNCIL CONCERNS - NON-AGENDA ITEMS:**                   **NONE.**

**BEAUTIFICATION/PROPERTY IMPROVEMENT ANNOUNCEMENT:**

**Councilor Weber** told the audience that the holiday celebration was a resounding success. She personally thanked everyone involved. She also thanked the many people who visit Tillamook during the year and stay in the local hotels. This event receives funding from the Transient Room Tax Fund. The next meeting of the Beautification Committee is tomorrow morning at 8:15 a.m. at City Hall. **Mayor McPheeters** asked if it would be possible to have the Headlight-Herald newspaper take pictures of the winning homes and businesses. **Councilor Weber** said she would check on that. **Councilor Coughlan** personally thanked Councilor Weber and Councilor Decker for their hard work serving on the Beautification Committee. This event has made a difference to the community and has become an event people look forward to.

**OTHER:**

**Councilor Berry** reported that the Historical Society would like to participate in the 150<sup>th</sup> Oregon State birthday celebration by placing historical pictures of Tillamook in vacant buildings in downtown Tillamook.

**NEW BUSINESS:**

1.       **SELECTION OF CITY REPRESENTATIVE TO SERVE ON SOLID WASTE ADVISORY COMMITTEE**

**Mayor McPheeters** explained the function of the committee representative. He asked for any volunteer from the City Council. **Councilor Decker** recommended the newly appointed councilor for Ward 5, John Sandusky. However, he was not present. **Councilor Weber** asked if this item could be discussed in January after she and Councilor Decker give their report on committee assignments. **Mayor McPheeters** agreed.

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**2. WASTEWATER TREATMENT PLANT PROJECT**

**Mayor McPheeters** explained that Council is being asked to approve a resolution for Change Order No. 46 to the construction contract between Big River Construction and the City of Tillamook. Attorney John Baker, consultant to the City in this matter, explained that the resolution authorizes a change to the contract that allows and grants the contractor an early release of retainage through this date. In lieu of the retainage the City will retain a Surety Bond in that same amount.

**Councilor Weber moved approval of the resolution approving a change order to the construction contract pending the approval of the appropriate bonding document. Councilor Martin seconded the motion. Motion carried unanimously by Council seated.**

**Baker** told the Council that he has reviewed and signed off on the consent surety and is prepared to sign off on the Surety Bond tonight and will provide it to Sorensen at the end of the meeting tonight.

**LEGISLATIVE**

**1. ORDINANCE AMENDING ORDINANCE NO. 1206 RELATING TO GENERAL OFFENSES, DEFINING NUISANCES; PROVIDING FOR THEIR ABATEMENT; PROVIDING PENALTIES; AND REPEALING ORDINANCE NO. 1217 – FIRST READING**

**Councilor Martin moved for the first reading of Ordinance No. 1206 relating to general offenses by title only. Councilor Decker seconded the motion. Motion carries unanimously by Council seated. Sorensen** read the ordinance by title only. Mayor McPheeters announced the second reading of the ordinance would be at the first meeting in January.

**2. ORDINANCE AMENDING ORDINANCE NO. 1233, SECTION 2 AUTHORIZING THE CITY OF TILLAMOOK POLICE DEPARTMENT TO CHECK CRIMINAL INFORMATION RECORDS OF THE STATE OF OREGON LAW ENFORCEMENT DATA SYSTEM – SECOND READING**

**Councilor Martin moved to have the second reading of the ordinance amending Section 2 of Ordinance No. 1233 by title only. Councilor Weber seconded the motion. Motion carried unanimously by Council seated. Sorensen** read the ordinance by title only.

**Councilor Berry moved to adopt the ordinance. Councilor Heckeroth seconded the motion. Motion carried unanimously by the following roll call vote.**

<b>Councilor Martin</b>	<b>Aye</b>	<b>Councilor Coughlan</b>	<b>Aye</b>
<b>Councilor Decker</b>	<b>Aye</b>	<b>Councilor Heckeroth</b>	<b>Aye</b>
<b>Councilor Weber</b>	<b>Aye</b>	<b>Councilor Berry</b>	<b>Aye</b>

**3. ORDINANCE AMENDING ORDINANCE NO. 1201 RELATING TO CONTROLLING VEHICULAR AND PEDESTRIAN TRAFFIC AND REPEALING ORDINANCE NO. 1226 – SECOND READING**

**Councilor Martin moved to have the second reading of an ordinance amending Ordinance No. 1201 by title only. Councilor Berry seconded the motion. Motion carried unanimously by Council seated. Sorensen** read the ordinance by title only.

**Councilor Weber moved to adopt the ordinance. Councilor Decker seconded the motion. Motion carried unanimously by the following roll call vote.**

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<b>Councilor Martin</b>	<b>Aye</b>	<b>Councilor Coughlan</b>	<b>Aye</b>
<b>Councilor Decker</b>	<b>Aye</b>	<b>Councilor Heckeroth</b>	<b>Aye</b>
<b>Councilor Weber</b>	<b>Aye</b>	<b>Councilor Berry</b>	<b>Aye</b>

**4. MIZEE SEPTIC TANK WAIVER UPDATE**

**Sullivan** restated the request and voiced his concern over the city possibly setting precedence if granted. He deferred to the City Attorney. **Putman** told the Council that the ordinance is unclear addressing circumstances that would allow exemptions. His recommendation is for Council to take no action on the waiver request. He suggested having staff put together a report as to what would be appropriate. **Sullivan** said that it would not be prudent for the City to get involved. It is not our problem and the property should connect to the sewer.

**Mayor McPheeters** expressed appreciation to Sullivan for his work in securing a \$25,000 Small Cities Allotment Grant (SCA).

**STAFF COMMUNICATIONS/CORRESPONDENCE/DISCUSSION:**

- **ODOT** approval of request for a 4-way stop control at Third Street and Stillwell Avenue. Sullivan said that the state would be installing the 4-way stop on January 5, 2009.
- **Work Session** request to review City of Tillamook independent contractors.

**MAYOR'S REPORT:**

He attended an Oregon Solutions Design Board meeting with Gervasi and presented the application for a consultant for working with the committee on revamping the Flood Mitigation Plan for the City of Tillamook. Of the three bids, one was for \$60,000, one consultant could not begin for a year and one was for \$30,000. Oregon Solutions approved helping the City to hire Vicki Goodman. Her bid was for \$30,000. Oregon Solutions will fund \$27,000 of that cost. Later that evening the mayor approached the Tillamook Estuary Partnership for the remaining \$3,000 and they agreed.

**AUTHORIZATION TO PAY BILLS:**

The Finance Committee had reviewed the current bills prepared for payment. **Councilor Martin moved to pay the bills approved by the Committee including the retainage check for Big River Construction in the amount of \$529,315.42. A second was made by Councilor Weber. Council seated approved the motion unanimously.**

Bills were paid in the following total amount. A copy of the voucher register is attached and by this reference is made a part of the record.

**GENERAL CHECKING ACCOUNT**

<b>A/P 12/15/08</b>	<b>Checks #25762 – 25845</b>	<b>\$ 85,206.07</b>
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**ADJOURNMENT:**

**There being no further business Mayor McPheeters adjourned the meeting at 8:20 P.M.**

**APPROVED:**

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**Mayor**

**ATTEST:**

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**City Recorder**