CITY OF TILLAMOOK

City Hall, 210 Laurel Avenue

Special City Council Meeting Minutes

Wednesday, December 19, 2012

I. CALL TO ORDER

Mayor Weber called to order the special meeting of the Tillamook City Council at 5:30 p.m. on Wednesday, December 19, 2012 in City Hall at 210 Laurel Avenue in Tillamook, Oregon.

II. ROLL CALL

City Recorder Donowho conducted a roll call. The following persons were present:

Mayor Suzanne Weber
Councilor Joe Martin
Councilor Steven Forster
Councilor John Sandusky
Councilor Doug Henson

Absent:
Councilor Matt Harris (Excused)
Councilor Cheryl Davy (Excused—arriving at 6:30 p.m.)

Staff Present:
Paul Wyntergreen, City Manager
Abigail Donowho, City Recorder

III. AGENDA

The posted agenda for the meeting of Wednesday, December 19, 2012 is attached and by this reference is made a part of the record.

IV. ADDITIONAL INFORMATION PROVIDED TO MEMBERS AFTER PACKET ISSUED: (Copies attached)

a) Special A/P Batch for 12/19/2012 (Exhibit A)
b) Amended minutes for November 19, 2012 (Exhibit B)

V. MINUTES

Council minutes for the November 19, 2012 Regular City Council Meetings were provided in Council Packets. A correction of the first and second pages for review of the City Council was distributed at the beginning of the meeting. **Councilor Martin moved to approve the minutes for November 19, 2012 as corrected. Councilor Sandusky seconded. The minutes were approved as corrected unanimously by Council seated.**

VI. PRESENTATIONS

Mayor Weber announced and congratulated this year's winners of the Christmas Lighting and Decoration Contest:

Residential

1st Place: Kasie Satter & Luke Sukanen
2nd Place: Janice Bohnke
3rd Place: Sherry Mello
4th Place: Christina and Patrick Maahs

Commercial

1st Place: Tillamook Motor Company
2nd Place: Ron'S Barber Shop

VII. NEW BUSINESS

a) **Christmas Eve and New Year's Eve Hours of Operation—City Manager Wyntergreen** explained the oddity of this year's holiday Eves occurring on Monday's. Staffing will be at a minimum due to floating holidays and scheduled vacation time. He proposed the City offices be closed with remaining staff to work as usual and finish administrative projects. **Councilor Forster moved to close the City offices on both Christmas and New Year's Eve as proposed by the City Manager. Councilor Sandusky seconded. Motion carried unanimously by Council seated.**

VIII. LEGISLATIVE

a) **Second Reading of Ordinance 1272—An Ordinance Relating to System Development Charges Amending Municipal Code Title V, Enacting and Imposing System Development Charges—Mayor Weber** noted that because of the special meeting, there is an opportunity to have the second reading of Ordinance 1272. **Councilor Forster moved for the second reading of Ordinance 1272 by title only. Councilor Sandusky seconded. Motion carried three-to-one (3-1), nay vote cast by Councilor Henson. City Recorder Donowho** gave the second reading of Ordinance 1272 by title only.

Councilor Sandusky moved to adopt Ordinance 1272. Councilor Martin seconded. Motion carried three-to-one (3-1) by the following roll call vote:

Councilor Martin	**Aye**	**Councilor Forster**	**Aye**
Councilor Harris	**Absent**	**Councilor Sandusky**	**Aye**
Councilor Davy	**Absent**	**Councilor Henson**	**Nay**

IX. COUNCIL CONCERNS

a) **Councilor Martin** voiced his concern about the standing water during storm periods on Birch Avenue. He noted a private plumber might be able to help out.

b) **Councilor Forster** added that the Holden Creek Group has not met for a while and needs to set a meeting with ~~Randy~~ Ruby Fink and continue working.

c) **Councilor Henson** agreed with Forster regarding the Holden Creek Group needing a meeting. He also voiced his ongoing concern regarding the drainage ditch on his property that should be the City's responsibility. He has brought this concern forward many times over the past 7-8 years and has yet to see any progress. He stated that it is illegal for the City to dump storm water on his private property. He would not be opposed to the drainage ditch if it were maintained properly. The City has never come to maintain the ditch and Henson has spent a lot of his own money maintaining the ditch with rented equipment. The main concern is that DEQ could come in and see the lack of maintenance and determine the ditch to be a creek—leaving Henson with setback and right-of-way issues. **Henson** feels close to the point of having to file legal action against the City in order to remedy the situation. **City Manager Wyntergreen** agreed that it is a problem and should be maintained. There are staff members looking for the easements if they already exist (however, none have been found). **Mayor Weber** asked if Henson would be willing to grant the City an easement to access the ditch and maintain it. He said he is not opposed to that, but would like to see the situation rectified by the drain being re-routed to Holden Creek and not through is property.

X. AUTHORIZATION TO PAY BILLS

The Finance Committee had reviewed the current bills prepared for payment. A copy of the voucher register is attached and by this reference is made a part of the record. **Councilor Martin moved to pay the bills approved by the Committee. Councilor Sandusky seconded. Motion carried unanimously by Council seated.** Bills were paid in the following total amounts:

GENERAL CHECKING ACCOUNT

BATCH TYPE	DATE	CHECK RANGE	AMOUNT PAID
Special Batch	12/19/2012	33106	$80.14
A/P Batch	12/17/2012	33025-33105 900121812	$83,635.56
Special Batch	12/13/2012	33024	$910.00

XI. EXECUTIVE SESSION

Mayor Weber called to order an executive session under ORS 190.660(2)(h) at 5:49 p.m. to discuss pending litigation. Executive session was concluded at 6:19 p.m.

Mayor Weber reopened the Special City Council session at 6:19 p.m.

XII. ADJOURNMENT

There being no further business, **Mayor Weber adjourned the meeting at 6:19 p.m.**

Minutes approved by:

Suzanne Weber 1-7-2013

Suzanne Weber, Mayor Date

Minutes submitted by:

Abigail Donowho 1/7/13

Abigail Donowho, ~~City~~ Recorder Date