

**TILLAMOOK CITY COUNCIL MEETING  
MONDAY, JULY 20, 2009 - 7:30 P.M.  
CITY HALL, 210 LAUREL AVENUE**

**CALL TO ORDER/FLAG SALUTE:**

Mayor McPheeters called the regular City Council meeting to order at 7:30 P.M. and led the Pledge of Allegiance.

**ROLL CALL:**

**Those present for roll call:**

Mayor Bob McPheeters  
Councilor Joe Martin  
Councilor Suzanne Weber  
Councilor Steven Forster  
Councilor John Sandusky

**Absent:**

Councilor Carolyn Decker (excused)  
Councilor Willard Berry (excused)

**Staff Present:**

Mark Gervasi, City Manager  
John Putman, City Attorney  
Bernadette Sorensen, City Recorder

**Other:**

Chuck McDonald, Kennedy-Jenks

**AGENDA:**

The posted agenda for the meeting of July 20, 2009 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.

**MINUTES:**

Council minutes of June 1, 2009 and June 15, 2009 were included in Council packets. **Councilor Forster** said that on the June 1<sup>st</sup> minutes under Presentations it stated that Councilor Forster would check with the Fire District. Actually, the directive was given to Redeemer Lutheran Church to contact the Fire District. It was so noted. **Councilor Weber moved to approve the minutes of June 1, 2009 with the correction noted. Councilor Sandusky seconded the motion. Motion carried unanimously by Council seated.**

For the minutes of June 15, 2009 **Councilor Forster** said that under the Flower Basket Watering Bid he made the second with the motion being made by Councilor Sandusky. It was so noted. **Councilor Sandusky moved approval of the minutes of June 15, 2009 with the correction noted. Councilor Martin seconded the motion. Motion carried unanimously by Council seated.**

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**PRESENTATION:** NONE.

**MONTHLY REPORT:**

**City Recorder:**

- The auditors were here July 7-9, 2009 for preliminary field work for the year ending June 30, 2009. CPA's will be here the week of Aug. 3, 2009 for their field work on the financial statements.
- Reminded the Council of the dedication ceremony of the Wayne Dean Wayside on Saturday, July 18<sup>th</sup> at 10 a.m.

**Councilor Weber** mentioned that the auditors sent out a survey to be completed by the Council but she could not download the document. **Sorensen** responded that she would contact the auditors in the morning and see if it was necessary for her to complete. If so, she would ask them to forward the document to her and she would make a copy for Weber and put it in her mailbox at City Hall. She would call Weber in the morning to inform her.

**PUBLIC HEARINGS:**

**1. CITIZEN HEARINGS - NON-AGENDA ITEMS:**

**Don Randall, 810 Evergreen Drive, Tillamook** said he is concerned about the creek behind Hampton Lumber Mill. It floods every year. **City Manager Gervasi** said that he has asked his secretary to contact Randall as there are some questions the City needs answers to. There might be FEMA dollars available for residential elevations. Gervasi said that Randall is first on the list.

**Chuck Lynn, 611 Stillwell, Tillamook** was asking about his OLCC permit application. **Sorensen** replied that the application was for a Full On-Premises Sales at a commercial establishment for Additional Privilege. The additional privilege was for serving hard liquor besides beer and wine. The application was sent to the Police Department for background check. It was returned with no adverse information noted. The application was advertised in the Headlight-Herald newspaper asking for public comment from interested parties. No written comments were received. The application was inadvertently left off the agenda for tonight's meeting. **Mayor McPheeters** acknowledged that a Public Hearing was advertised for tonight and opened the public hearing. There was no comment from the public. **Mayor McPheeters** closed the public hearing.

**Councilor Martin** moved approval of the OLCC application for the Time Out Tavern. **Councilor Weber** seconded the motion. Motion carried unanimously by Council seated.

**2. COUNCIL CONCERNS - NON-AGENDA ITEMS: NONE.**

**COMMITTEE REPORTS:**

**Beautification Committee:** Councilor Weber reported that the dedication of the Dean Wayside Memorial was held on Saturday morning at the site of the old Dean Motors. It was well attended. The City crew had groomed the area and she and Councilor Decker planted flowers around the Cherry trees. Dean family members attended from California and Washington.

**NEW BUSINESS:**

**High Tide Espresso:** Lease Agreement re-negotiation request. **Councilor Weber** moved to table the issue until the next meeting when a full council would be present. **Councilor Sandusky** seconded the motion. Motion carried unanimously by Council seated.

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**NEW BUSINESS CONTINUED:**

**Tillamook Wastewater Treatment Plant Outfall Bid Award:** Gervasi introduced Chuck McDonald, Kennedy/Jenks Consultants, who reviewed the bids. McDonald stated that the City received 3 bids for the outfall construction at the WWTP. 1) RPM, Inc. @ \$143,532.92, 2) J.W. Fowler @ \$174,040, and 3) D. Roberts Contracting @ \$237,620. The engineering consultant (Kennedy/Jenks) is recommending award of the contract to the low bidder, Richard Phillips Marine (RPM), Inc. for the amount of \$143,532.92 and that the City Council approve the City Manager signing the contract with RPM, Inc.

**Councilor Martin made a motion to award the bid to RPM Inc for \$143,532.92 not to exceed for the outfall construction project of the WWTP. Councilor Sandusky seconded the motion. Motion carried unanimously by Council seated.**

**Approval of Outfall Materials Procurement:** Chuck McDonald, Kennedy/Jenks Consultants, told the Council it would be beneficial to pre-purchase three of the long lead time items and include these as owner supplied equipment. Three quotes have been obtained for each item in conjunction with ORS 279A.050. This would allow the equipment to be on site at approximately the same time as the Contractor arrives on the site. In addition, cost savings should occur as there will be no contractor mark-up on these items. Their recommendation is that the Council approves and directs the City Manager to develop and sign a purchase order with HD Fowler, Clackamas, Oregon for the direct purchase and delivery of the WWTP outfall pipe, diffuser valves and a flexible expansion joint fitting based on the proposals received.

**Councilor Sandusky moved to approve and direct the City Manager to develop and sign a purchase order with HD Fowler, Clackamas, Oregon for the direct purchase and delivery of the WWTP outfall pipe, diffuser valves and a flexible expansion joint fitting based on the proposals received. Councilor Weber seconded the motion. Motion carried unanimously by Council seated.**

**Tillamook Apartments, Inc.** George and Carol Langlois explained to Council about their need to increase their loan with Sterling Bank by \$187,860 which will allow the restructuring and resurfacing of an exterior wall facing Main Street. The loan approval was contingent on an increase to the subordination agreement with the City.

**Councilor Sandusky moved to approve the City increase the amount of the subordination agreement with Tillamook Apartments from \$126,500 to \$187,860 which is a difference of \$61,610. Councilor Weber seconded the motion. Motion carried unanimously by Council seated.**

**LEGISLATIVE**

NONE.

**STAFF COMMUNICATIONS/CORRESPONDENCE/DISCUSSION:**

- Letter from Corps of Engineers that verifies the outfall project is authorized under the terms and limitations of NWP No. 7 (Outfall Structures) and 13 (Bank Stabilization).

**MAYOR'S REPORT:**

Mayor McPheeters shared with the Council a Thank You letter from the June Dairy Parade/Festivals Committee for the City and staff participation. He also mentioned that he had received a letter from an individual who was involved with Oregon during their 100<sup>th</sup> celebration having to do with the Morning Star ship. A replica of that ship now stands in front of the Tillamook Cheese Factory.

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**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. 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>Special Batch 7/10/09</b>	<b>Check #26796-26797</b>	<b>\$ 399.25</b>
<b>A/P Batch 7/20/09</b>	<b>Checks #26798-26854</b>	<b>\$ 74,862.30</b>

**ADJOURNMENT:**

**There being no further business Mayor McPheeters adjourned the meeting at 8:18 P.M.**

**APPROVED:**

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**Mayor**

**ATTEST:**

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**City Recorder**