

JUNE 7, 2017

The regular meeting of the Gearhart City Council was called to order on Wednesday June 7, 2017 at 7:00 p.m. by Mayor Matt Brown. Present were Councilor Lorain, Councilor Jesse, Councilor Smith, Mayor Brown, Councilor Cockrum, City Administrator Chad Sweet, City Attorney Peter Watts and City Treasurer Gail Como.

Mayor Brown advised we will be recording the meeting for public record and will be adding to the agenda an additional 3 minute opportunity for visitors to speak after new business and also adding Dave Larmouth from Recology Western Oregon to talk about rates.

There was no conflict of interest declared by any member of council.

ON MOTION by Councilor Cockrum, 2nd by Councilor Jesse to approve the corrected minutes for the regular Council meeting on May 3, MOTION was approved 5-0.

ON MOTION by Councilor Lorain, 2nd by Councilor Jesse to approve the corrected minutes for the Emergency Council meeting on May 24, MOTION was approved 5-0.

ON MOTION by Councilor Lorain, 2nd by Councilor Cockrum to approve the minutes for the Executive Session Council meeting on May 24, MOTION was approved 5-0.

Mayor Brown opened the Public Hearing for the 2017/2018 possible uses of State Revenue Sharing Funds. No visitors spoke. Mayor Brown closed the Public Hearing. ON MOTION by Councilor Lorain, 2nd by Councilor Jesse to read Ordinance #904, an Ordinance declaring the City elects to receive State Revenue Sharing, twice by title only and declaring an emergency, MOTION was approved 5-0. Following the 2nd reading of Ordinance #904, A MOTION by Councilor Smith, 2nd by Councilor Lorain to adopt Ordinance #904, MOTION was approved, 5-0.

Mayor Brown opened the Public Hearing for the 2017/2018 Gearhart Budget. No visitors spoke. Mayor Brown closed the Public Hearing. ON MOTION by Councilor Jesse, 2nd by Councilor Smith to read Ordinance #905, an Ordinance imposing taxes for the City of Gearhart as provided for in the adopted budget, twice by title only and declaring an emergency, MOTION was approved 5-0.

Following the 2nd reading of Ordinance #905, A MOTION by Councilor Lorain, 2nd by Councilor Smith to adopt Ordinance #905, MOTION was approved 5-0.

Mayor Brown opened the Public Hearing for the 2017/2018 Gearhart Road District Budget. No visitors spoke. Mayor Brown closed the Public Hearing. ON MOTION by Councilor Cockrum, 2nd by Councilor Smith to read Ordinance #906 an Ordinance imposing taxes for the Gearhart Road District as provided for in the adopted budget, twice by title only and declaring an emergency, MOTION was approved 5-0. Following the 2nd reading of Ordinance #906, A MOTION by Councilor Smith, 2nd by Councilor Lorain to adopt Ordinance #906, MOTION was approved 5-0.

Each member of Council was given a copy of the Police report, Planning Commission report and City Treasurer report.

Mayor Brown reported:

- attending a work session for elected officials in Clatsop County along with Councilor Jesse and Chad Sweet; where the topics discussed were housing and emergency preparedness.
- the City won the LUBA decision on all counts
- there has been 25 positive septic fixes
- the Building Official is the inspector for proper fire escape and egresses and is the only person allowed to inspect for fire, life & safety in Gearhart.

Councilor Lorain advised the CREST budget hearing will be next week.

Council Jesse reported being the liaison for the Sunset Empire Amateur radio club and they would like time on the agenda next meeting to talk about putting a repeater at the Gearhart water tower.

Council Smith met with the dune vegetation sub committee and has a draft ordinance for a future meeting

Councilor Cockrum attended a CERT meeting where communications was the topic.

City Attorney Peter Watts reported we got a ballot title and advised that LUBA affirmed with us on the 7 issues and have 21 days to appeal to the State Court or not appeal.

The City received some post cards supporting the STR regulations and also a letter of correspondence from Dianne Widdop.

Recology representative Dave Larmouth spoke to about the rate increase.

Rick Sabol 1149 N. Cottage strongly supported ordinance #901.

Penny Sabol 1149 N. Cottage supports the short term rental regulations that were unanimously passed by the City Council.

Jeannie Mark 1209 N. Cottage thanked City Council and staff for a job well done in preparing for the LUBA challenge and the victory in the City's favor, Ms. Mark knows there is an initiative taking place and has formed a citizen's committee to educate the people.

Shannon Smith 774 Pacific Way discussed an amphibious responder vehicle for some more fire & rescue options and passed out some flyers. Ms. Smith also did not believe it was a win on the STR decision because of the property rights and she asked for mindful and respectful conversations.

Marilyn Gilbaugh 223 7th questioned the wording on the initiative to repeal that said active Oregon voters, and asked for clarification and does that mean anyone in Oregon can vote on this. City Attorney Peter Watts explained that only Gearhart electors would be counted and for example if someone from Astoria signed it that would not be counted by the Elections Clerk.

Judd Todd P.O. Box 2326 questioned public records requests and charges.

Susan Spring 656 2nd St. asked the procedure for changing your mailing address and re-registering because it happened before where people were changing their address so they could register and vote in the Gearhart election. Mr. Sweet stated there are some tests done such as how long you have been registered, where the title of your car is mailed and where you receive your taxes.

Judy Redekop 306 N. Marion supports the approved STR and felt it was researched and unanimously passed and would be sad to take this to another vote.

Jeannie Bruce 673 Creekside agrees with ordinance #901 and stated today the house next door had 7 vehicles and many people and it's a 3 bedroom vacation rental. Ms. Bruce stated Gearhart was designed by choice to remain residential.

Jacob Redekop 306 N. Marion had concerns with liability to the City of Gearhart and he is in favor of the ordinance and feels it is very fair to everyone involved.

ON MOTION by Councilor Jesse, 2nd by Councilor Smith to read Ordinance #907 an Ordinance fixing the compensation of City Officers, twice by title only and declaring an emergency, MOTION was approved 5-0. Following the 2nd reading, A MOTION by Councilor Smith, 2nd by Councilor Lorain to adopt Ordinance #907, MOTION was approved 5-0.

ON MOTION by Councilor Lorain, 2nd by Councilor Smith to adopt resolution #935, A resolution extending worker's comp to volunteers, MOTION was approved 3-0, 2 abstain.

ON MOTION by Councilor Lorain, 2nd by Councilor Jesse to hold a public hearing on the record and request more information on state preemption, MOTION was approved 5-0.

Other Council business:

- Council discussed adding an additional comment section to the agenda and found it requires a change to the City Charter. ON MOTION by Councilor Lorain, 2nd by Councilor Smith to table the Charter Amendment and add to the monthly agenda additional visitor's comments, MOTION was approved 5-0.
- Council discussed a new fire hall and locations
- Councilor Jesse agreed to be a member of a county housing study.
- Council agreed to go over the 9 pm. meeting time allotment.
- Councilor Lorain agreed to be on the Airport Committee.

ON MOTION by Councilor Lorain, 2nd by Councilor Smith to give to CERT \$350.00 to buy radios, MOTION was approved 3-0, 2 abstain.

Jeannie Mark 1209 N. Cottage mentioned the March 9th planning commission meeting where Mark Mead presented Terry Lowenberg's proposal with attached drawings and nowhere is there a mention of video poker. Ms. Mark also stated the initiative handouts are not facts and wondered how our County Commissioner Sara Nebeker who views a goal of housing in the county while being chief petitioner in the initiative that would effectively remove housing in Gearhart and create hotel situations. Ms. Mark also stated that regarding a 2 story fire station the equipment would be ruined by the water.

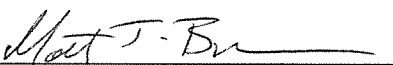
Sharon Kloepfer P.O. Box 2512 questioned the C-1 zone (more restrictive) vs. the C-2 zone (less restrictive).

Shannon Smith 774 Pacific Way mentioned two geologists as a good resource and also mentioned forums and other ways to interact, educate and engage people.

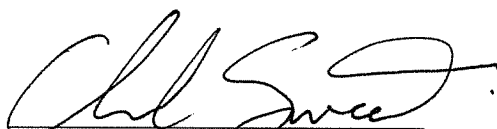
Councilor Jesse has heard citizen concerns about Hwy 101 speeds and told them he would bring it to the Council. Councilor Jesse also has heard negative comments about the dune committee and that some members do not live in Gearhart.

Mayor Brown also heard comments about speeding in the 4 lanes and thought the Transportation Plan would help work through it.

ON MOTION by Councilor Smith, 2nd by Councilor Lorain to adjourn, MOTION was approved 5-0. Mayor Brown adjourned the meeting at 10 p.m.



Mayor Matt Brown



Chad Sweet, City Administrator