

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE MEETING

April 10, 2023, 6:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at www.lincolncity.org under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. (See Channel 4 guide on the hour at <http://www2.lincolncity.org/program-guide/>).

APPROVED BY CITY COUNCIL

DATE: 4/24/2023

A. CALL TO ORDER

Mayor Wahlke called the meeting to order at 6:00 PM.

B. ROLL CALL

Attendee Name	Title	Status	Arrived
Susan Wahlke	Mayor	Present	6:00 PM
Sydney Kasner	Councilor Ward 2	Present	6:00 PM
Judy Casper	Councilor Ward 3	Remote	6:00 PM
Riley Hoagland	Councilor Ward 2	Present	6:00 PM
Rick Mark	Councilor Ward 3	Present	6:00 PM
Mitch Parsons	Councilor Ward 1	Present	6:00 PM

Staff Present: Daphnee Legarza, City Manager; Richard Appicello, City Attorney; Chief Broderick, Lincoln City Police Department; Alison Robertson, Economic Development and Urban Renewal Director; Anne Marie Skinner, Planning and Community Development Director; David Twigg, I.T. Support Specialist; Jamie Young, City Recorder.

C. PLEDGE OF ALLEGIANCE

Mayor Wahlke led The Pledge of Allegiance.

Mayor Wahlke said that CPA ZC 2023-05 was noticed for a public hearing on April 10th, but the applicant has continued the public hearing to the May 23rd meeting.

D. CONSENT AGENDA

MOTION:	Consent Agenda
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed

1. Oregon Liquor Control Commission Change of Ownership for Limited On-Premises Liquor License Inn at Wecoma
2. Regular Meeting – Minutes of Work Session – March 22, 2023, 5:00 PM
3. Regular Meeting – Minutes of Regular Meeting – March 27, 2023, 6:00 PM

E. COUNCIL DELIBERATIONS

NONE

F. COMMENTS FROM CITIZENS PRESENT ON AGENDA/NON-AGENDA ITEMS

NONE

G. PRESENTATIONS

4. Annual Housing Update

Alison Robertson, Economic Development and Urban Renewal Director and Anne Marie Skinner, Planning and Community Development Director gave the annual housing update. Mayor Wahlke asked where the pamphlet could be found. Ms. Skinner said that it could be found in the Planning Department. Council and Staff had a discussion regarding the presentation.

5. North Lincoln Sanitary Presentation

Tina French, President of North Lincoln Sanitary gave a six-month cost of service review to Council. Council and Ms. French had a discussion regarding rates.

H. PUBLIC HEARING / ORDINANCE

NONE

I. PUBLIC HEARINGS / PUBLIC COMMENTS

1. CPA ZC 2023-01 The Knoll zone change to Open Space
2. CPA ZC 2023-02 TL404 Zone Change to Open Space
3. CPA ZC 2023-03 TL2100 Zone Change to Open Space
4. CPA ZC 2023-04 TL300 Zone Change to Open Space
5. CPA ZC 2023-06 D River Wayside Park zone change to Park

Mayor Wahlke opened the public hearing at 6:59 PM for the CPA ZC 2023-01, CPA ZC 2023-02, CPA ZC 2023-03, CPA ZC 2023-04, CPA ZC 2023-06 and ZOA 2023-01. There was no conflict expressed by Council. Anne Marie Skinner, Planning and Community Development Director presented the staff report for CPA ZC 2023-01, CPA ZC 2023-02, CPA ZC 2023-03, and CPA ZC 2023-04. Mr. Appicello explained the history of the Knoll. Ms. Skinner said there were no comments at the Public Hearing with Planning Commission. Ms. Skinner said Planning Commission made a recommendation to Council to approve the zoning change. Ms. Skinner reviewed the staff report for CPA ZC 2023-06. Council and Staff had a discussion regarding the rezoning and allowed uses. There were no citizens present for testimony or public comment.

6.

MOTION:	Motion to Close the Public Hearing and Record for CPA ZC 2023-01, CPA ZC 2023-02, CPA ZC 2023-03, and CPA ZC 2023-04 at 7:25 PM
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Voice Vote

7. ZOA 2023-01 Definitions and Restriction Exception

MOTION:	Motion to Close the Public Hearing and Record at 7:47 PM for ZOA 2023-01 Definitions and Restriction Exception
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed via Voice Vote

Anne Marie Skinner, Planning and Community Development Director presented the staff report for ZOA 2023-01. Council and Staff had a discussion regarding the information provided by Ms. Skinner.

J. ORDINANCES

8. ORDINANCE NO. 2023-04 AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING), AMENDING CHAPTER 17.04 (GENERAL PROVISIONS), CHAPTER 17.08 (DEFINITIONS), SECTION 17.08.010 (DEFINITIONS), ADDING AND AMENDING DEFINITIONS, AMENDING CHAPTER 17.12. (ZONING DISTRICTS ESTABLISHED), SECTION 17.12.010 (CLASSIFICATION OF ZONES), AMENDING CHAPTERS 17.16, (SINGLE-UNIT RESIDENTIAL) 17.17, (SINGLE-UNIT RESIDENTIAL- ROADS END), 17.20 (MULTI-UNIT RESIDENTIAL), 17.24, (PROFESSIONAL CAMPUS), 17.28 (RECREATION COMMERCIAL), 17.32 (GENERAL COMMERCIAL), 17.34 (NELSCOTT PLAN DISTRICT), 17.36 (PLANNED INDUSTRIAL), 17.40 (RECREATION- RESIDENTIAL), 17.50 (OCEANLAKE PLAN DISTRICT), AMENDING CHAPTER 17.74 (DESIGN STANDARDS) TO REMOVE DUPLICATIVE RESTRICTIONS.

MOTION:	Motion to Approve First Reading of Ordinance 2023-04 / ZOA 2023-01 Definitions and Restriction Exception with the Changes as Read
MOVER:	Sydney Kasner, Councilor Ward 2
SECONDER:	Mitch Parsons, Councilor Ward 1
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

Mr. Appicello listed the changes to be made to the resolution. Councilor Mark asked that 17.04.050 to "disposal" from "sewage disposal system" from the last line.

9.

MOTION:	Motion to Approve Second Reading and Adoption of Ordinance 2023-04 / ZOA 2023-01 Definitions and Restriction Exception with Changes as Read
MOVER:	Sydney Kasner, Councilor Ward 2
SECONDER:	Mitch Parsons, Councilor Ward 1
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

10. ORDINANCE NO. 2023-05 AN ORDINANCE AMENDING THE LINCOLN CITY COMPREHENSIVE PLAN MAP TO CHANGE THE COMPREHENSIVE PLAN MAP DESIGNATION FROM MEDIUM DENSITY RESIDENTIAL TO OPEN SPACE AND AMENDING THE LINCOLN CITY ZONING MAP TO CHANGE THE ZONING MAP DESIGNATION FROM R-1-7.5 (SINGLE FAMILY RESIDENTIAL) TO OPEN SPACE FOR FOUR CITY-OWNED PROPERTIES WITHIN THE VILLAGES AT CASCADE HEAD, INCLUDING TAX LOTS: [06-11-26-00-00500-00 (OPEN SPACE), 06-11-35-00-00404-00 (OPEN SPACE), 06-11-35-00-02100-00 (OPEN SPACE), 06-11-35-DB-00300-00 (OPEN SPACE)].

MOTION:	Motion to Approve First Reading of Ordinance 2023-05 (CPA ZC 2023-01, 02, 03, and 04) Villages Map & Zone Changes
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	Rick Mark, Councilor Ward 3
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

Mr. Appicello asked medium density residential/RRMS be added to the title.

11.

MOTION:	Motion to Approve Second Reading and Adoption of Ordinance 2023-05 (CPA ZC 2023-01, 02, 03, and 04) Villages Map & Zone Changes as Amended
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

12. ORDINANCE NO. 2023-06 AN ORDINANCE AMENDING THE LINCOLN CITY COMPREHENSIVE PLAN MAP TO CHANGE THE COMPREHENSIVE PLAN MAP DESIGNATION FROM RECREATION-COMMERCIAL TO PARK AND AMENDING THE LINCOLN CITY ZONING MAP TO CHANGE THE ZONING MAP DESIGNATION FROM RECREATION COMMERCIAL ZONE TO PARK FOR STATE-OWNED PROPERTY COMMONLY REFERRED TO AS THE D-RIVER WAYSIDE, INCLUDING TAX LOT: [07-11-15-AC-00101-00].

MOTION:	Motion to Approve First Reading of Ordinance 2023-06 (CPA ZC 2023-06) D River Map & Zone Change
MOVER:	Sydney Kasner, Councilor Ward 2
SECONDER:	Rick Mark, Councilor Ward 3
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

13.

MOTION:	Motion to Approve Second Reading and Adoption of Ordinance 2023-06 (CPA ZC 2023-06) D River Map & Zone Change
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

K. RESOLUTIONS

14. RESOLUTION NO. 2023-06 A RESOLUTION OF THE CITY OF LINCOLN CITY, CALLING FOR A SPECIAL ELECTION ON NOVEMBER 7, 2023 TO FILL THE VACANT COUNCIL WARD 1 POSITION ON THE CITY COUNCIL FOR THE CITY OF LINCOLN CITY

MOTION:	Motion to Approve Resolution 2023-06- Call for Special Election to Fill Council Ward 1 Vacancy
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

L. SPECIAL ORDER OF BUSINESS

15. Proposed Nelscott Urban Renewal Plan: Update and Boundary

MOTION:	Motion to Direct Staff to Continue Drafting the Proposed Nelscott Urban Renewal Plan Based on Boundary 2 Modified, which Removes Property Owners within the Lincoln City UGB (Urban Growth Boundary), who Notified the City They do not want to be included in the Boundary
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Roll Call Vote

Alison Robertson, Economic Development and Urban Renewal Director updated Council on the Nelscott Urban Renewal Plan. Nick Popenuk with Tiberius and Elaine Howard with Elaine Howard Consulting joined via Zoom. Council and Staff had a discussion regarding the presentation. Seth Lenaerts, Project Manager, explained the maps presented to Council.

M. CITY MANAGER/CITY ATTORNEY REPORTS

Ms. Legarza spoke about the Community Workshops for the New Taft Park, the new grant received for the Juneteenth Celebration, the interviews for the Explore Lincoln City Director, the legislative items she has been working on, the shelter needs survey along with the winter sheltering, and the IGA for HB4123 that will be coming. Ms., Legarza announced the new ELC Employee, Cole Findley.

Mr. Appicello spoke about the reappointment process and asked two members of the Library Board to be processed through the abbreviated process.

16.

MOTION:	Motion to Direct the City Recorder to use the Abbreviated Reappointment Process for the two Library Board vacancies
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Mitch Parsons, Councilor Ward 1
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Voice Vote

N. ACTIONS, IF ANY, BASED ON WORK SESSION OR EXECUTIVE SESSION

17.

MOTION:	Motion to Ask Planning Staff to Initiate a Review of Chapter 17.17 (R-1-RE), Including Such Things as the Different Fence Requirements Therein, and Make Recommendations to Planning Commission and Council as to Whether or not to Modify/Conform Such Standards to More Closely Match Other R-1 Zones
MOVER:	Rick Mark, Councilor Ward 3
SECONDER:	Sydney Kasner, Councilor Ward 2
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Voice Vote

18.

MOTION:	Motion to Look at Ordinances for Septic Inspections for Public Health and Lake Protection
MOVER:	Sydney Kasner, Councilor Ward 2
SECONDER:	Susan Wahlke, Mayor
AYES:	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
RESULT:	Passed by Voice Vote

O. ADDITIONAL COMMENTS FROM CITIZENS PRESENT ON NON-AGENDA ITEMS

NONE

P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL

Councilor Casper said that she read all 402 pages of the packet and it was excellent.

Councilor Hoagland spoke about the SWAC (Solid Waste Advisory Committee) meeting that he attended and upcoming events. Councilor Hoagland talked about microplastics and the illegal dumping of garbage and vehicles. Councilor Hoagland asked if we completed our AMR. Councilor Hoagland also spoke about Project Juno in Toledo. Councilor Hoagland spoke about the different clean-up dates and compost pick-up. Councilor Hoagland talked about the police hosting a class for advanced resources officers. Councilor Hoagland spoke about the panelist opportunity that Ms. Legarza and he will be participating in with Leadership Lincoln. Councilor Hoagland spoke about the Siletz Bay Music Festival, Teen Night at the Community Center, and Mama's Broke at the Cultural Center. Mayor Wahlke spoke about her time with Leadership Lincoln.

Councilor Mark spoke about being at the Community Center and there is water in the pool. Councilor Mark and Ms. Legarza spoke about possible opening dates. Councilor Mark spoke about the Siletz Bay Music Festival and the bar. Councilor Mark spoke about Central Coast Community Seder at B'nai B'rith.

Councilor Mark also said there is a Spaghetti dinner that is to raise scholarship money for day camp at B'nai B'rith. Council also spoke about the BB day camp that is held over the summer.

Councilor Parsons spoke about the sound level of the meeting. Councilor Parsons would like the goals from the retreat passed along.

Councilor Kasner spoke about the workforce housing funding action plan and is a really good document to have on hand.

Mayor Wahlke thanked the City for the use of the park for the Easter Egg hunt sponsored on behalf of the Kiwanis. Mayor Wahlke spoke about the Great Oregon Coast Garage Sales and Community Days.

Q. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 9:03 PM

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SUSAN WAHLKE, MAYOR

ATTEST:

//S//

JAMIE YOUNG, CITY RECORDER