

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE MEETING

May 8, 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](http://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: 5/22/23

**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	
Sydney Kasner	Councilor Ward 2	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Present	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	

Staff Present: Daphnee Legarza, City Manager; Richard Appicello, City Attorney; Chief Broderick, Lincoln City Police Department; Alison Robertson, Economic Development and Urban Renewal Director; Seth Lenaerts, Project Manager; Stephanie Reid, Public Works 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.

**D. CONSENT AGENDA ITEMS 1,2 & 4**

**RESULT:** PASSED [UNANIMOUS]  
**MOVER:** Rick Mark, Councilor Ward 3  
**SECONDER:** Sydney Kasner, Councilor Ward 2  
**AYES:** Wahlke, Kasner, Casper, Hoagland, Mark, Parsons

1. Reappointment to the Library Board

<b>MOTION:</b>	<b>Motion to Reappoint Brittany Anderson and Robert Pfohman to the Library Board with a Term Ending 6/30/2027.</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Sydney Kasner, Councilor Ward 2</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed</b>

2. First Amendment to Employment Agreement - Municipal Court Judge

<b>MOTION:</b>	<b>FIRST AMENDMENT TO EMPLOYMENT AGREEMENT - MUNICIPAL COURT JUDGE</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Sydney Kasner, Councilor Ward 2</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed</b>

3. Agreement for Abandoned RV Abatement

<b>MOTION:</b>	<b>Motion to Approve the Agreement for Abandoned RV Abatement</b>
<b>MOVER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed</b>

*Councilor Mark pulled item 3. Councilor Mark reviewed items in the agreement that may need to be changed.*

4. Regular Meeting – Minutes of Regular Meeting – April 24, 2023, 6:00 PM

<b>MOTION:</b>	<b>City Council - Regular Meeting - Apr 24, 2023, 6:00 PM</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Sydney Kasner, Councilor Ward 2</b>
<b>RESULT:</b>	<b>Passed</b>

**E. COUNCIL DELIBERATIONS**

*None*

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

*Stacy Baird of Lincoln City spoke regarding the following agenda items; Ordinance 2023-08, Ordinance 2023-07, Resolution 2023-07, the City's debt, utility rates, a \$20K grant, and the MOU for the Judge.*

*Ms. Legarza summarized a public comment received regarding marijuana dispensaries and out-of-area Staff.*

**G. PRESENTATIONS**

*None*

**H. PUBLIC HEARING / ORDINANCE**

*None*

**I. PUBLIC HEARINGS / PUBLIC COMMENTS**

1. Public Comment Resolution 2023-08 Proposed Revisions to City Public Works fee schedule

*Mr. Appicello explained the resolution. No Citizens were present to comment on the resolution. Council and Staff had a discussion.*

**J. ORDINANCES**

2. ORDINANCE NO. 2023-07 AN ORDINANCE OF THE CITY OF LINCOLN CITY AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 2 (ADMINISTRATION AND PERSONNEL), AMENDING CHAPTER 2.14 (COMMITTEE FOR CITIZEN INVOLVEMENT), AMENDING SECTION 2.14.030 (POWERS AND DUTIES) TO REFER TO THE OREGON ADMINISTRATIVE RULE GOVERNING THE COMMITTEE

<b>MOTION:</b>	<b>Motion to Approve First Reading Ordinance 2023-07 Amending Authority for Citizen Involvement Committee</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

This is to replace Ordinance 2023-04 which was a duplicate number.

- 3.

<b>MOTION:</b>	<b>Motion to Approve Second Reading and Adoption of Ordinance 2023-07 Amending Authority for Citizen Involvement Committee</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

4. ORDINANCE NO. 2023-08 AN ORDINANCE OF THE CITY OF LINCOLN CITY AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 4, (REAL PROPERTY), AMENDING CHAPTER 4.04 (ACCEPTANCE OF REAL PROPERTY INTERESTS, LEASES, AND IGA RENEWALS), SECTION 4.04.010 (CITY MANAGER-DELEGATION), ADDING MOU / MOA TO DELEGATED IGA AUTHORITY

<b>MOTION:</b>	<b>Motion to Approve First Reading of Ordinance 2023-08 - Add MOU MOA to IGA Delegation</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

*Mr. Appicello said that the delegation reads the City Manager shall report bi-annually to the City Council on the matter executed per this chapter.*

5.

<b>MOTION:</b>	<b>Motion to Approve Second Reading and Adoption of Ordinance 2023-08 - Add MOU MOA to IGA Delegation</b>
<b>MOVER:</b>	<b>Sydney Kasner, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

## K. RESOLUTIONS

6. RESOLUTION NO. 2023-07 A RESOLUTION OF THE CITY OF LINCOLN CITY ADOPTING STRATEGIC PRIORITIES AND INITIATIVES AS IDENTIFIED AT THE MARCH 1, 2023 COUNCIL RETREAT

<b>MOTION:</b>	<b>Motion to Approve Resolution 2023-07- Adopting Strategic Priorities Identified at Council Retreat</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Sydney Kasner, Councilor Ward 2</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed via Voice Vote</b>

7. RESOLUTION 2023-08 A RESOLUTION OF THE CITY OF LINCOLN CITY ADOPTING ADDITIONAL PUBLIC WORKS FEES - IRRIGATION METER

<b>MOTION:</b>	<b>Motion to Approve Resolution 2023-08 Adopting Additional Public Works Fees - Irrigation Meter</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

## L. SPECIAL ORDER OF BUSINESS

8. Partnership with the Economic Development Alliance of Lincoln County (EDALC)

<b>MOTION:</b>	<b>Motion to Approve a \$20,000 Grant in FY22-23 to the Economic Development Alliance of Lincoln County to Support Regional Economic Development Activities</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Kasner, Mark, Parsons
<b>NAYS:</b>	Casper
<b>RECUSED:</b>	Hoagland
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

*Alison Robertson, Economic Development Director, and Paul Schuytema, Executive Director at Economic Development Alliance of Lincoln County spoke about a \$20,000 grant to the Economic Development Alliance of Lincoln County (EDALC) to support regional economic development activities. Council and Staff discussed the details of the program and the grant.*

**9. Update on Proposed Nelscott Urban Renewal (Tax Increment Finance) Plan**

*Alison Robertson, Urban Renewal and Economic Development Director gave an update regarding the proposed Nelscott Urban Renewal plan. Council and Staff had a discussion regarding the next steps of the plan.*

**10. Nelscott Force Main Phase 1 Construction Award**

<b>MOTION:</b>	<b>Motion to Award K&amp;E Excavating, Inc. in the Amount of \$1,581,412.50 with a Construction Contingency of \$151,841.25 (10 percent of bid the amount) for a total of \$1,733,253.75 for the Nelscott Force Main Phase 1 Construction Award</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Kasner, Casper, Hoagland, Mark, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

*Stephanie Reid, Public Works Director, explained the project. Council and Staff had a discussion regarding the project and future plans.*

**M. CITY MANAGER/CITY ATTORNEY REPORTS**

*Ms. Legarza spoke about the Spanish copy of The News Guard.*

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

*None*

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

*None*

**P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL**

*Councilor Hoagland spoke about the LOC meeting in Seaside and classes attended, lithium battery drop off at North Lincoln Sanitary, and asked about requirements to be on a committee.*

*Councilor Mark spoke about the Cascade West meeting he attended; ODOT trying for federal grants to fix the erosion issues and rough road on Highway 101; the open house for Taft Park; Spaghetti fundraiser at B'nai B'rith. Councilor Mark will be absent from the June 12th meeting.*

*Councilor Casper spoke about attending the Regional Solid Waste meeting and the barrels that will be put out again for the 4th of July beach clean-up. Councilor Casper said the Juno Project will be open to tour again in Toledo.*

*Mayor Wahlke said that she has received positive comments about the newsletter with the water bills. Mayor Wahlke spoke about the sessions she attended at the LOC in Seaside. Mayor Wahlke spoke about her attendance at the Ways and Means Committee in Newport, wanting to testify before the Capital Construction Subcommittee of Ways and Means on Friday, but there not being enough time for her to speak.*

**Q. ADJOURNMENT**

*Mayor Wahlke adjourned the meeting at 7:37 PM*

*//S//*

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SUSAN WAHLKE, MAYOR

ATTEST:

*//S//*

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JAMIE YOUNG, CITY RECORDER