

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF WORK SESSION MEETING

January 10, 2022, 3:00 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: 1/24/2022

1. **CALL TO ORDER**

Mayor Wahlke called the meeting to order at 3:00 PM.

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

Staff Present: Lila Bradley, Interim City Manager; Richard Appicello, City Attorney; Chief Palmer, Lincoln City Police Department; Anne Marie Skinner, Planning and Community Development Director; Abigail Edwards, Human Resources Director; Alison Robertson, Economic Development and Urban Renewal Director; Jeanne Sprague, Parks and Recreation Director; Stephanie Reid, City Engineer; David Twigg, I.T. Support Specialist; Jamie Young, City Recorder.

2. **DISCUSSION ITEMS**

A. Manager Reports

NONE

B. Neighborhood Associations Regarding Staff Involvement

Ms. Bradley said that she wants to make sure that all groups get the same information. Mr. Appicello spoke regarding fair and equal treatment of all organizations. Councilor Casper said that she agrees and we should protect our staff time. Councilor Casper said that she supports equal information. Councilor Starmer said that she was on the REIA (Roads End Improvement Association) meeting Saturday with Ms. Reid and wonders if any of that was inappropriate. Mr. Appicello says the meeting should include all groups in one meeting centralized at City Hall. Councilor Parsons asked if it was staff only or Councilors as well. Mr. Appicello said at this point he is speaking of staff. Councilor Mark asked if we should be thinking in terms of a Public Information Officer. Ms. Bradley said that the updates are done on the web page and more information can be placed on the web page as needed for outreach. Councilor Hoagland said that the information needs to be distributed equally to everyone. Mayor Wahlke said that she is very troubled with this; there should be more outreach and not less. Mayor Wahlke said it should not be limited to the website. Councilor Starmer suggested REIA could share the meeting minutes with staff to see if there is anything that would be appropriate to be shared Citywide. Councilor Parsons read a text comment from Councilor Hoagland that he disagrees with the way it is being perceived as shutting out and limiting access to the staff and/or Councilors. Mr. Appicello said this is not an issue that came from him. Mr. Appicello said that he believes the issue is not doing away with community outreach but making it available on a fair and equal basis to all those that might be interested. Councilor Parsons said there are two different aspects of equal treatment, opportunity, and outcome. Councilor Parsons said that we are equal in our opportunity as we allow our staff to attend any of the homeowner association meetings. Councilor Parsons if we are looking for equality in outcome, taking the minutes and making them centralized would be helpful. Mayor Wahlke said if we make information available to one group, we should make it available to any group. Ms. Bradley said there is no issue with staff doing things on the weekends.

3:27 PM Mayor Wahlke mentioned Councilor Hoagland has lost connection and left the meeting.

3:51 PM Mr. Hoagland returned to the meeting.

C. Villages of Cascade Head Homeowners Association

Ms. Bradley said that we need to speak about adding another Councilor since Councilor Hinton has resigned. Mr. Appicello said that he believes Marge Boyd was the third board member. Councilor Parsons said that when Councilor Hinton resigned he was appointed as President. Councilor Parsons said that at the previous meeting there was a question about Marge Boyd and interest from some of the other residents being in her spot. Mayor Wahlke asked if the appointment should be made at the next board meeting and if so when is the meeting. Mr. Appicello said the City controls the appointments and would make the appointment to the board of the association. Mayor Wahlke said the decision should be made at the Council meeting two weeks from now.

D. Local Regulation of Vehicles for Hire

Mr. Appicello said he has provided a copy of the Bend ordinance and it seems to be shorter and simply requires the company to do an investigation and make the results available upon request. Mr. Appicello said where our ordinance goes further; it requires the Police to do an investigation of ORS Chapter 811, which are rules of the road. Mr. Appicello said the insurance requirements are similar except there is less than the tort claim limit when the drivers do not have a passenger. Councilor Mark said he also noticed the Bend ordinance did not reference vehicle inspections, which is a very good idea. Councilor Mark said that we do not have Uber or Lyft in this town and asked if that was the City's fault or if there is no interest. Mr. Appicello said that Uber or Lyft has not

contacted the City at this time. Councilor Parsons said it shows on their app they will be coming here soon. Councilor Mark said this would be something a Public Information Officer could put out that it was discussed. Councilor Parsons says there are small differences that the ordinance says you have to be a taxi that the rideshare do not traditionally have or use. Ms. Skinner said that is not so much that we prohibit it but the ordinance currently on the books requires things that Uber and Lyft do not have and that would preclude them from ever being here unless we change the ordinance. Chief Palmer said that Councilor Parsons and Ms. Skinner are right on with this.

E. Council Questions of Agenda Items for Regular Meeting

Mayor Wahlke asked about the lease agreement expiration date. Mr. Appicello said he was originally told 6 months then the end of April and the memo was not updated. Councilor Casper asked about the hours of the lease agreement. Mr. Appicello said they have been asked to be consistent with the security protocols. Councilor Casper asked if there were possible plans for further use after the end of the contract. Mr. Appicello confirmed the contract had a three-month term with an option for three additional months and they had asked the three-month option be changed to a month-to-month. Mr. Appicello said he went ahead and made that change to the lease agreement. Mr. Appicello said the RFEI (request for expressions of interest) would go forward. Councilor Casper asked about the \$50,000 grant for a year. Mr. Appicello said when we did the last DDA (disposition and development agreement), we sold some URA property to them and they included in the offer to give the City \$50,000 towards a boardwalk project along the Siletz Bay. Mr. Appicello said the deadline for that payment was December 1, 2021. Mr. Appicello said as part of the consideration for the lease the statute talks about cash or real property; the City asked them to extend their offer to give the City \$50,000 for another year.

Councilor Parsons asked about the consent agenda item, initiation of amendments. Mr. Appicello said it was a correction of the words "maximum" and "average". Councilor Casper asked how many feet from the ocean is the setback with the calculation. Ms. Skinner said it is site-specific and depends on soil type and erosion rate. Councilor Mark asked if they are voting a process to change the amendments or voting on actual amendments. Mr. Appicello said they would be voting on the initiation of amendments. Mayor Wahlke asked about the change in the fire code and when that happened. Mr. Appicello said he included the appeal process and then it was sent to the Fire District.

Councilor Casper asked about voting for multiple applicants with more than one vacancy and if all the positions have to be filled. Mr. Appicello said that you are not required to fill all the positions. Councilor Parsons asked if they are allowed to do a straw poll before the motion. Mr. Appicello said it is possible but the ballots are not secret. Councilor Starmer asked about the interview process. Mr. Appicello explained the process of interviewing and moving forward to give the Council the recommendations.

F. Other Questions From Council

Councilor Casper asked about the bi-weekly notice sent out and letters from juvenile offenders. Ms. Sprague said there was a juvenile arrested from out of the area and not able to travel for community service, this is a great idea for Lincoln County.

Councilor Casper thanked Councilor Hoagland for the Forest Accord information and asked for a date and time. Councilor Hoagland said the date is January 27, 2022, at 6:30 pm.

Councilor Casper said that she spoke with Mr. Evans from Helping Hands, they will be getting staff in January. Councilor Casper said there is a new law for those doing childcare, requiring a sprinkler

system, so he is working with the Fire Marshall. Councilor Casper said they ran into trouble undergrounding and Pacific Power will be installing a pole for undergrounding. Councilor Casper also stated they applied for \$400,000 in grants and were awarded the grants for this project. Mr. Evans hopes to be open at the end of February. Mayor Wahlke asked if the mess in front of the building is a code violation. Ms. Bradley said they would look into that. Mr. Appicello said that they did meet the terms of their note of submitting in January.

3. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 4:18 PM.

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SUSAN WAHLKE, MAYOR

ATTEST:

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JAMIE YOUNG, CITY RECORDER