

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF MEETING

August 8, 2022, 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: 8/22/2022

**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
Elaine Starmer	Councilor Ward 1	Present	6:00 PM
Sydney Kasner	Councilor Ward 2	Absent	6:00 PM
Judy Casper	Councilor Ward 3	Present	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 Palmer, Lincoln City Police Department; Sgt. Weaver, Lincoln City Police Department; Abigail Edwards, Human Resources Director; Alison Robertson, Economic Development and Urban Renewal Director; Stephanie Reid, City Engineer; Debbie Bridges, Finance Director; Tony LaSoya, I.T. Director; Jamie Young, City Recorder.

**C. PLEDGE OF ALLEGIANCE**

Mayor Wahlke led The Pledge of Allegiance.

**D. CONSENT AGENDA**

<b>MOTION:</b>	<b>Consent Agenda</b>
<b>MOVER:</b>	<b>Elaine Starmer, Councilor Ward I</b>
<b>SECONDER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed</b>

1. Regular Meeting – Minutes of Regular Meeting – July 25, 2022, 6:00 PM
2. Regular Meeting – Minutes of Work Session – July 27, 2022, 3:30 PM
3. Regular Meeting – Minutes of Joint Meeting with Conf Tribes of Siletz – August 1, 2022, 5:30 PM

**E. COUNCIL DELIBERATIONS**

*None*

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

*Kathleen Lewis, Lincoln City Resident spoke regarding resolution 202-11 Quay Drive Parking.*

*Doug Green, Lincoln City Resident spoke regarding resolution 2022-11 Quay Drive Parking.*

*Dr. Jen Malter, Lincoln City Resident, and Owner of Oceanlake Veterinarian clinic spoke regarding resolution 2022-11 Quay Drive Parking.*

*Ms. Legarza summarized four comments submitted to the public comment email regarding resolution 2022-11. Two comments from Doug Green, one comment from Jennifer Eddington, and one comment from Dr. Jen Malter.*

**G. PRESENTATIONS**

4. Presentation by Oregon Cascade West Council of Governments

Ryan Vogt, Executive Director of the Oregon Cascade West Council of Governments, introduced himself and spoke about the Council of Governments.

**H. PUBLIC HEARING / ORDINANCE**

*None*

**I. PUBLIC HEARINGS / PUBLIC COMMENTS**

1. Public Hearing: Resolution 2022-27: Approval of Disposition of Property to Innovative Housing Inc., for Affordable Housing Purposes

*Mayor Wahlke opened the public hearing at 6:30 PM. No Citizens were present to speak. Mayor Wahlke closed the public hearing at 6:30 PM.*

2. Public Comment North Lincoln Sanitary Rate Increase

*Mayor Wahlke opened the public hearing at 6:31 PM. No Citizens were present to speak. Mayor Wahlke closed the public hearing at 6:31 PM.*

3. Public Hearing: Holmes Road Pump Station Exemption

*Mayor Wahlke opened the public hearing at 6:31 PM. No Citizens were present to speak. Mayor Wahlke closed the public hearing at 6:32 PM.*

**J. ORDINANCES**

4. ORDINANCE NO. 2022-22 AN ORDINANCE OF THE CITY OF LINCOLN CITY AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 2 (ADMINISTRATION AND PERSONNEL), AMENDING CHAPTER 2.66 (COMMUNITY SUSTAINABILITY COMMITTEE), REMOVING SUSTAINABILITY COMMITTEE PROVISIONS FROM THE MUNICIPAL CODE

<b>MOTION:</b>	<b>Motion to Table Ordinance 2022-22 Removing Chapter 2.66 Sustainability and Direct Staff to Hold a Work Session on Sustainability Provisions</b>
<b>MOVER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Elaine Starmer, Councilor Ward I</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

5. ORDINANCE 2022-31 AN ORDINANCE OF THE CITY OF LINCOLN CITY AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 13 (PUBLIC SERVICES), CHAPTER 13.08 (SYSTEM DEVELOPMENT CHARGES), AMENDING SECTION 13.08.095 (DEFERRALS) TO CLARIFY REQUIREMENTS, PROVIDE FOR A LONGER DURATION WITH A RECORDED COVENANT, AND TO SPECIFICALLY AUTHORIZE THE IMPOSITION OF LIMITATIONS AND CONDITIONS ON THE APPROVAL OF DEFERRAL APPLICATIONS

<b>MOTION:</b>	<b>Motion to Approve First Reading of Ordinance 2022-31 Amending LCMC SDC Deferral</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, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

6.

<b>MOTION:</b>	<b>Motion to Approve Second Reading and Adoption of Ordinance 2022-31 Amending LCMC SDC Deferral</b>
<b>MOVER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

**K. RESOLUTIONS**

7. RESOLUTION NO. 2022-11 A RESOLUTION OF THE CITY OF LINCOLN CITY ESTABLISHING PARKING AND TRAFFIC CONTROL MEASURES FOR A PORTION OF NW QUAY DRIVE

**MOTION:** Motion to Approve Resolution 2022-11 NW Quay - Traffic Control with no Amendments.

**MOVER:** Rick Mark, Councilor Ward 3

**SECONDER:** Judy Casper, Councilor Ward 3

**AYES:** Wahlke, Starmer, Casper, Mark, Parsons

**NAYS:** Hoagland

**ABSENT:** Kasner

**RESULT:** Passed by Roll Call Vote

*Council and Staff had a discussion regarding the parking on NW Quay and throughout the City.*

8. RESOLUTION NO. 2022-25 A RESOLUTION OF THE CITY OF LINCOLN CITY ADOPTING AN INCREASE IN RATES FOR NORTH LINCOLN SANITARY SERVICE

**MOTION:** Motion to Approve Resolution 2022-25 North Lincoln Sanitary Rate Review with a Request for 6-Month Review of Market Conditions for Adjustment

**MOVER:** Rick Mark, Councilor Ward 3

**SECONDER:** Elaine Starmer, Councilor Ward I

**AYES:** Starmer, Mark, Parsons

**NAYS:** Wahlke, Casper, Hoagland

**ABSENT:** Kasner

**RESULT:** Failed by Roll Call Vote

*Council and Staff discussed the rates and asked for a review of the rates after six months.*

11.

**MOTION:** Motion to Approve Resolution 2022-25 North Lincoln Sanitary Rate Review with a 6-Month Review and Adjustment to the Rate, If Appropriate

**MOVER:** Rick Mark, Councilor Ward 3

**SECONDER:** Judy Casper, Councilor Ward 3

**AYES:** Wahlke, Starmer, Casper, Hoagland, Mark, Parsons

**ABSENT:** Kasner

**RESULT:** Passed by Roll Call Vote

*Council and Staff discussed rates and changing the ordinance for once-a-month garbage service.*

12. RESOLUTION NO. 2022-27 A RESOLUTION OF THE CITY OF LINCOLN CITY APPROVING A DISPOSITION OF CITY PROPERTY TO INNOVATIVE HOUSING, INC. FOR AFFORDABLE HOUSING PURPOSES

**MOTION:** Motion to Approve Resolution 2022-27 Approval of Disposition/Sale of City Property to IHI (Innovative Housing Inc.)

**MOVER:** Riley Hoagland, Councilor Ward 2

**SECONDER:** Mitch Parsons, Councilor Ward 1

**AYES:** Wahlke, Starmer, Casper, Hoagland, Mark, Parsons

**ABSENT:** Kasner

**RESULT:** Passed via Voice Vote

Mr. Appicello explained the resolution 2022-27. Ms. Robertson spoke regarding the pump station projects. Mayor Wahlke asked who prepared the document. Mr. Appicello said it was prepared by IHI with input from the City. Mayor Wahlke asked about the blank dollar amount and pointed out a typo. Mr. Appicello said that is an older version.

**13. RESOLUTION NO. 2022-33 A RESOLUTION OF THE CITY OF LINCOLN CITY, ADOPTING FINDINGS FOR A PUBLIC CONTRACT EXEMPTION AND AUTHORIZING AN ALTERNATIVE CONTRACTING METHOD FOR THE HOLMES ROAD SANITARY PUMP STATION UPGRADE CONSTRUCTION PROJECT.**

Ms. Reid explained the pump station project.

<b>MOTION:</b>	<b>Motion to Approve Resolution 2022-33 Exemption Holmes Road Sanitary Pump Station</b>
<b>MOVER:</b>	<b>Elaine Starmer, Councilor Ward I</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

**L. SPECIAL ORDER OF BUSINESS**

**14. Appointment to Arts Committee - Applicant Steve Fritz**

<b>MOTION:</b>	<b>Motion to Appoint Steve Fritz to Arts Committee for a Three-Year Term Expiring 12/31/2025</b>
<b>MOVER:</b>	<b>Riley Hoagland, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Elaine Starmer, Councilor Ward I</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed via Voice Vote</b>

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

None

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

**15.**

<b>MOTION:</b>	<b>Motion to Direct Staff to Write an Ordinance to Increase Transient Room Tax (TRT) from 9.5% to 12% as Discussed in the Work Session to be Used in Accordance with State Statute</b>
<b>MOVER:</b>	<b>Elaine Starmer, Councilor Ward I</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Mark, Parsons
<b>NAYS:</b>	Hoagland
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

**16.**

<b>MOTION:</b>	<b>Motion to Direct Staff to Hold a Public Hearing Regarding the TRT Rate Increase</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, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Voice Vote</b>

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

*Lucinda Taylor, Executive Director of Habitat for Humanity, invited Council to the Groundbreaking on Aug 24th. Councilor Hoagland asked when Lincoln City would expect the next build. Ms. Taylor said they try to move around the County. Ms. Taylor said they try to build one per year but it has been more like one every two years. Mayor Wahlke asked about a foreclosed property and modular homes in Otis. Ms. Taylor explained about the modular placing for fire survivors.*

*Ms. Legarza summarized a public comment from Dr. Malter regarding the email sent from Public Works regarding parking and Mr. Baird regarding the North Lincoln Sanitary rate increase.*

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

*Councilor Starmer asked the City Manager about the upcoming work session and scheduling. Ms. Legarza said those work sessions can be scheduled as needed. Mayor Wahlke asked for a list of work sessions to compare with Council. Councilor Starmer asked to finish the work sessions in progress. Council had a discussion regarding work session information.*

*Councilor Casper said she attended the regional waste meeting and explained the meeting. Councilor Casper said on Sept 24th you can dispose of tires for \$1 each at North Lincoln Sanitary. Councilor Casper spoke about the DEQ work sessions. Councilor Casper spoke about a recycling pilot program. Councilor Casper spoke about the Behavior Health Advisory Committee and the changes. Councilor Casper said she would like to invite Ms. Marie Laper to speak in front of the Council. Call 211 for non-emergency resource help. 988 is the Suicide Hotline.*

*Mayor Wahlke congratulated the library on a successful project. Mayor Wahlke spoke about the stuff a bus for Sept 2nd at the Lincoln City Outlets by Business for Excellence in Youth. Mayor Wahlke said that she would like to see the items on the agenda that don't take the Council by surprise.*

**17.**

<b>MOTION:</b>	<b>Motion to Direct Staff to Prepare an Ordinance Regarding E-bikes and Work with the State on Boundaries</b>
<b>MOVER:</b>	<b>Elaine Starmer, Councilor Ward 1</b>
<b>SECONDER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>AYES:</b>	Wahlke, Starmer, Casper, Hoagland, Mark, Parsons
<b>ABSENT:</b>	Kasner
<b>RESULT:</b>	<b>Passed by Voice Vote</b>

**18.**

**MOTION:** Motion to Direct Staff to Look into the Ordinance for One per Month Garbage Service  
**MOVER:** Riley Hoagland, Councilor Ward 2  
**SECONDER:** Elaine Starmer, Councilor Ward I  
**AYES:** Wahlke, Starmer, Casper, Hoagland, Mark, Parsons  
**ABSENT:** Kasner  
**RESULT:** Passed by Voice Vote

19.

**MOTION:** Motion to Direct Staff to Increase Floats for the Beach Program and Incorporate them into the Trail Systems  
**RESULT:** Died Without a Second

*Councilor Hoagland made a motion to direct staff to increase the beach float program and incorporate them into the trail systems. Motion died without a second. Ms. Legarza said she could add this to a work session topic, Council gave unanimous consent.*

**Q. ADJOURNMENT**

*Mayor Wahlke adjourned the meeting at 8:02 PM.*

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SUSAN WAHLKE, MAYOR

ATTEST:

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JAMIE YOUNG, CITY RECORDER