

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF MEETING

January 25, 2021, 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: 02/08/2021

A. CALL TO ORDER

B. ROLL CALL

Council President Casper called the meeting to order. Council President Casper advised the public that there are now three ways to provide public comment.

- 1. Comments can be made through email to publiccomment@lincolncity.org;*
- 2. Comments can be made via Zoom if a request is emailed to publiccomment@lincolncity.org by 12 pm on the meeting day;*
- 3. Comments can be made in person at the Council Chambers (COVID-19 precautions are taken).*

Attendee Name	Title	Status	Arrived
Judy Casper	Councilor Ward 3	Present	6:00 PM
Diana Hinton	Councilor Ward 1	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
Anne Marie Skinner	Councilor Ward 2	Present	6:00 PM
VACANT	Mayor		

Staff Present: Ron Chandler, City Manager; Richard Appicello, City Attorney; Chief Palmer, Lincoln City Police Department; Abigail Edwards, Human Resources Director; Alison Robertson, Economic Development and Urban Renewal Director; Ed Dreistadt, Lila Bradley, Public Works Director; Debbie Bridges, Finance Director; David Twigg, I.T. Support Specialist; Jamie Young, City Recorder; David Mattison, Planning; Weston Fritz, Planning; Craig Grabenhorst, Code Enforcement.

C. PLEDGE OF ALLEGIANCE

Skipped due to the meeting being held remotely

AGENDA CHANGES:

Councilor Casper changed the swearing-in of K-9 Nato and Officer Werhley to agenda section E.

D. MOTION TO ACCEPT CONSENT AGENDA ITEMS

Councilor Hinton sent corrections and edits to the City Recorder for the minutes. Councilor Parsons asked what type of facility was applying for the OLCC liquor license. Councilor Hinton asked about the operating hours and requested that future applications be filled out completely.

MOTION:	Motion to Approve Consent Agenda
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	Diana Hinton, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed by Voice Vote

1. Regular Meeting – Minutes of Regular Meeting – January 11, 2021, 6:00 PM
2. Regular Meeting – Minutes of Work Session – January 19, 2021, 4:00 PM
3. Oregon Liquor Control Commission - Request for Off-Premises Liquor License for The Sea Gulp

E. COUNCIL DELIBERATIONS

Oath of Office Ceremony for K-9 Nato and Officer Werhley. Chief Palmer gave an introduction of the K-9 program. Officer Werhley with K-9 Nato, took the Oath of Office. Chief Palmer presented K-9 Nato with his badge.

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

No Citizens present for comment.

Public Comment via email prior to the meeting, received after the Agenda was published:

Susan Wahlke commented on the Community Center and its usage thereof. Ms. Wahlke mentioned that she is on the board of Business for Excellence in Youth, Backpacks for Kids Program, and while rent is not paid they contribute \$20 per month towards utilities.

Dan Clanton commented on the recommendations being made by the Sustainability Committee.

Councilor Skinner forwarded an email from Marci Baker to Mr. Chandler to read during the Public Comment Section. Ms. Baker passed along many ideas on going forward and the Sustainability Committee recommendations.

G. PRESENTATIONS

Dr. Aimee Snyder, Health Promotion Manager for Lincoln County Public Health, gave a presentation on the Lincoln County Harm Reduction Program. Dr. Snyder asked Council if they support the delivery of the Lincoln County Harm Reduction Services on City Properties.

MOTION:	Motion to Direct Staff to Include My Sister’s Place, Shiloh Gathering Place, and other Advocacy Groups in a Harms Reduction Event.
MOVER:	Riley Hoagland, Councilor Ward 2
SECONDER:	Mitch Parsons, Councilor Ward 3
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed by Voice Vote

Councilor Hinton would like Helping Hands to be included in this as well. Councilor Hinton was interested in what the Police thought of this and was hoping for an immediate reaction from Chief Palmer. Chief Palmer said that Law Enforcement is in great support of a program like this.

H. PUBLIC HEARING / ORDINANCE

I. PUBLIC HEARINGS / PUBLIC COMMENTS

1. PUBLIC COMMENT ON RESOLUTION NO. 2021-08

No Citizens present for comments.

J. ORDINANCES

2. ORDINANCE NO. 2021-04 AN ORDINANCE OF THE CITY OF LINCOLN CITY AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 10 (VEHICLES AND TRAFFIC), AMENDING CHAPTER 10.08 (ADMINISTRATION), TO SPECIFY THAT ENGINEERING AND PUBLIC SAFETY CONSIDERATIONS FORM THE BASIS FOR PARKING RESTRICTIONS

Mr. Appicello explained this as an additional Ordinance amendment from the work session in November to specify that engineering and public safety considerations form the basis for parking restrictions. Councilor Hinton brought up if engineering and public safety are only considered, livability is missed. Councilor Hinton stated that there are more considerations to be made. Councilor Hoagland said that there are dozens of residential properties in the City that have "no parking" signs, not just in Roads End. Councilor Hoagland asked if these "no parking" signs placed by residents were legal. Councilor Skinner said that unless the signs are placed by Lincoln City Public Works, they are not legal or enforceable. Mr. Appicello said that there are 4 motions to look at with this Ordinance. If the City does not place the sign, it is a Class A violation, up to a \$2000 fine.

MOTION:	Motion to Approve Ordinance 2021-04; Amending Title 10 (Vehicles and Traffic), Amending Chapter 10.08 (Administration), First Reading.
MOVER:	Anne Marie Skinner, Councilor Ward 2
SECONDER:	Riley Hoagland, Councilor Ward 2
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed by Roll Call Vote

MOTION: Motion to Approve Ordinance 2021-04; Amending Title 10 (Vehicles and Traffic), Amending Chapter 10.08 (Administration), Second Reading.
MOVER: Anne Marie Skinner, Councilor Ward 2
SECONDER: Rick Mark, Councilor Ward 3
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

K. RESOLUTIONS

3. RESOLUTION NO. 2021-05 A RESOLUTION OF THE CITY OF LINCOLN CITY ADOPTING THE LINCOLN COUNTY MULTI-JURISDICTIONAL NATURAL HAZARDS MITIGATION PLAN, INCLUDING SPECIFICALLY THE CITY OF LINCOLN CITY ADDENDUM TO THE PLAN

Mr. Appicello explained the Lincoln City addendum to the plan needs to be adopted. Councilor Casper encourages the Community to read this, especially the Lincoln City portion. Councilor Hinton asked Mr. Murphy about a better type of egress or secondary road in mitigation plan to get funding. Mr. Murphy said this request can be added easily. Mr. Appicello asked that we adopt the resolution and come back with an amendment for an alternative route.

MOTION: Motion to Adopt Resolution 2021-05; Adopting the Lincoln County Multi-Jurisdictional Natural Hazards Mitigation Plan, Including Specifically the City of Lincoln City Addendum to the Plan.
MOVER: Riley Hoagland, Councilor Ward 2
SECONDER: Mitch Parsons, Councilor Ward 1
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

MOTION: Motion to Direct Staff to Work with the County to Amend the Addendum to Recognize the Need for Alternative Evacuation Route in North County.
MOVER: Diana Hinton, Councilor Ward 1
SECONDER: Mitch Parsons, Councilor Ward 1
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

4. RESOLUTION NO. 2021-06 A RESOLUTION OF THE CITY OF LINCOLN AMENDING RESOLUTION 2020-22 AS AMENDED BY RESOLUTION 2020-26, CONCERNING DISPLACED LINCOLN COUNTY RESIDENTS CAUSED BY THE ECHO MOUNTAIN COMPLEX FIRE

MOTION: Motion to Adopt Resolution 2021-06; Concerning Displaced Lincoln County Residents Caused by the Echo Mountain Fire.
MOVER: Anne Marie Skinner, Councilor Ward 2
SECONDER: Mitch Parsons, Councilor Ward 1
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

5. RESOLUTION NO. 2021-07 A RESOLUTION OF THE CITY OF LINCOLN CITY DECLARING AN INTENT TO CONSTRUCT LOW-PRESSURE SANITARY SEWER IMPROVEMENTS BY ESTABLISHING A LOCAL IMPROVEMENT DISTRICT FOR THE CITY OF LINCOLN CITY, IN THE AREA OF NE 14TH STREET KNOWN AS THE "NE 14TH STREET LOW-PRESSURE SEWER PROJECT" CALLING FOR A PUBLIC HEARING AND DIRECTING THAT NOTICE BE PUBLISHED

MOTION: Motion to Adopt Resolution 2021-07; Intent to Form 14th Street Improvement LID
MOVER: Riley Hoagland, Councilor Ward 2
SECONDER: Anne Marie Skinner, Councilor Ward 2
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

6. RESOLUTION NO. 2021-08 A RESOLUTION OF THE CITY OF LINCOLN CITY, ADOPTING FEES AND CHARGES FOR CHAPTER 15.16 (FLOOD DAMAGE PREVENTION) ACTIONS, ESTABLISHING APPEAL FEES AND VARIANCE APPLICATION FEES AND CHARGES

MOTION: Motion to Pass Resolution 2021-08; Adopting Fees and Charges for Chapter 15.16
MOVER: Anne Marie Skinner, Councilor Ward 2
SECONDER: Riley Hoagland, Councilor Ward 2
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed by Roll Call Vote

L. SPECIAL ORDER OF BUSINESS

7. Appointment to Parks and Recreation Board - Applicant Beth Towers

Councilor Parsons moved to appoint Ms. Towers to the Parks and Recreation Board for a three-year term, expiring December 31, 2023.

MOTION: Motion to Appoint Beth Towers to Parks and Recreation Board
MOVER: Mitch Parsons, Councilor Ward 1
SECONDER: Riley Hoagland, Councilor Ward 2
AYES: Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT: Passed via Voice Vote

8. Department Report - Police

Jerry Palmer, Chief of Police, presented a review of 2020.

9. Code Enforcement Plan

Chief Palmer gave a presentation regarding the Code Enforcement Plan. Chief Palmer said that he plans to purchase a software package called Comcate to make Code Enforcement case management more efficient. Code Enforcement Officer Grabenhorst has been helping research options and located this program. This program will be set up in the next few weeks and will help staff be more efficient. Notices, forms, and letters needed for Vacation Rental Dwellings can also be filled out in this program while staff is in the field, then they can print back at the office and mail. Chief Palmer said that they are going to

need more personnel on the Vacation Rental Dwelling and Code Enforcement side. Chief Palmer would also like to have monthly meetings with Police, the new Planning Director, City Attorney, Code Enforcement, and Vacation Rental Dwelling Enforcement. Councilor Hinton asked if code enforcement cases originate entirely from complaints or if the Code Enforcement Officer initiates cases. Chief Palmer said there are a few in progress but there is a process-however, the code enforcement process takes time to complete. Chief Palmer said that Officer Grabenhorst was aware of the dilapidated buildings and was working with its property owners. Councilor Hinton said the program has a minimal financial impact and thinks it is a great thing. Councilor Hinton would like to see additional code enforcement staff, the residents are asking for this kind of thing. Councilor Skinner is in favor of the program and feels it will be useful. Councilor Skinner said she worked for a City that would mitigate situations when property owners failed to respond to Code Enforcement. Councilor Skinner would like to see Lincoln City think about mitigation as part of its Code Enforcement strategy.

MOTION:	Motion to Approve VRD and Code Enforcement Plans
MOVER:	Riley Hoagland, Councilor Ward 2
SECONDER:	Diana Hinton, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

10. VRD Enforcement Plan

Vacation Rental Dwelling Enforcement plan will correspond with the Code Enforcement Plan.

MOTION:	Motion to Direct Staff Provide a Work Session for the VRD and Code Enforcement
MOVER:	Diana Hinton, Councilor Ward 1
SECONDER:	Anne Marie Skinner, Councilor Ward 2
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

11. Sustainability Committee Recommendation

David Mattison, the Senior Planner, spoke regarding the Sustainability Committee recommendations from the meeting in December. Dave Price, Committee Member, spoke about the polystyrene ban that will be implemented in April 2021 and the communication to businesses.

MOTION:	Motion to Not Accept the Sustainability Committee Recommendations
MOVER:	Mitch Parsons, Councilor Ward 1
SECONDER:	No Second
AYES:	
RESULT:	Motion Failed

MOTION:	Motion to Direct Staff to Put Together a Communication for Businesses included in the Polystyrene Ban and Include Business using a Second Language.
MOVER:	Anne Marie Skinner, Councilor Ward 2
SECONDER:	Mitch Parsons, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

MOTION:	Motion to Direct Staff to Have a Work Session with City Council and Sustainability Committee
MOVER:	Anne Marie Skinner, Councilor Ward 2
SECONDER:	Mitch Parsons, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

12. COVID-19 Update

Ken Murphy, Emergency Coordinator, updated Council on COVID-19 and vaccines. Mr. said it could take until the early part of 2022 to get everyone vaccinated.

13. Echo Mountain Complex Update

Mr. Murphy said that the majority of the paperwork has been submitted to FEMA for reimbursement. FEMA has not started work on the temporary location for mobile homes. The clean-up in the fire area is not complete yet. Councilor Hoagland asked what happens to the wood from the trees that are felled. Mr. Murphy said that he does not know, but he will find out.

M. CITY MANAGER/CITY ATTORNEY REPORTS

Mr. Chandler had no report. Mr. Appicello asked if the City Council should consider the adoption of a land-use extension of existing land-use approvals.

MOTION:	Motion to Amend Title 17, Adoption of a Land Use Extension of Existing Land Use Approvals.
MOVER:	Riley Hoagland, Councilor Ward 2
SECONDER:	Diana Hinton, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

Mr. Appicello spoke about establishing an exemption to North Lincoln Sanitary Service's compost program.

MOTION:	Motion to Direct Staff to Put Together a Compost Exemption Amendment
MOVER:	Diana Hinton, Councilor Ward 1
SECONDER:	Riley Hoagland, Councilor Ward 2
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

Mr. Appicello asked Council if the City should talk to North Lincoln Sanitary about delaying the composting requirements considering COVID-19. Councilor Hoagland said that there has been an advertisement on the internet and social media about composting, he is not in support of a delay. Councilor Skinner agrees with Councilor Hoagland about not delaying the start of the composting. Mr. Appicello will check into the enforcement portion and get back to Council.

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

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

No Citizens present for comment

P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL

Councilor Hoagland said, there will be a free campaign management event at www.wewinstrategygroup.com/run, Sunday, February 7th, 10 AM-12 PM. Councilor Hoagland also stated that the quality of the hike at The Thumb has been brought up to him by Citizens.

Motion made to direct staff to look into repairing the hiking area at the Thumb. Councilor Hinton made a second. Councilor Hinton stated that the property does not belong to the City, it has been a two-year process of the Forest Service working to try and make repairs. Councilor Hoagland rescinded his motion.

MOTION:	Motion to Direct Staff to Discontinue the Marketing of The Thumb
MOVER:	Riley Hoagland, Councilor Ward 2
SECONDER:	Diana Hinton, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

MOTION:	Motion to Direct Staff to Come Back With Ways to Discourage Hiking The Thumb from the North Area Which Includes Signage Where People Park.
MOVER:	Riley Hoagland, Councilor Ward 2
SECONDER:	Diana Hinton, Councilor Ward 1
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

MOTION:	Motion to Reconsider Directing Staff to Come Back with ways to Discourage Hiking The Thumb from the North Area Which Includes Signage Where People Park.
MOVER:	Diana Hinton, Councilor Ward 1
SECONDER:	Rick Mark, Councilor Ward 3
AYES:	Casper, Hinton, Hoagland, Mark, Parsons, Skinner
RESULT:	Passed via Voice Vote

Councilor Hoagland withdrew his motion to direct staff to come back with ways to discourage hiking The Thumb from the North area which includes signage where people park and warning of the dangers.

Councilor Hoagland would like to unify the tsunami alert system across the whole coast after the recent siren event in Depoe Bay. Councilor Parsons said that Lincoln City's tsunami warning system only has alarms, whereas Depoe Bay's system can also broadcast messages. Two of Depoe Bay's sirens did not work correctly and failed to broadcast the message that the siren was being activated for a high wind warning. Council President Casper reminded us that the warning system belongs to and is operated by North Lincoln Fire and Rescue District. Council Parsons asked that tsunami alters be added to the agenda for the joint meeting with the Lincoln County Commissioners in July.

Councilor Hinton asked that in the future discussion regarding Boards and Committees so that they can all function the same.

Q. ADJOURNMENT

Councilor Casper adjourned the meeting at 10:05 PM

// s //

JUDY CASPER, COUNCIL PRESIDENT

ATTEST:

// s //

JAMIE YOUNG, CITY RECORDER