

**CITY OF MANZANITA
OCTOBER 5, 2016
CITY COUNCIL MEETING**

CALL MEETING TO ORDER: The meeting was called to order at 7:00 p.m. in the City Council Chambers by Mayor Garry Bullard.

ROLL: Members present were: Garry Bullard, Leila Salmon, Hans Tonjes, Linda Kozlowski, and Mike Scott. Staff present: City Manager Jerry Taylor, Police Chief Erik Harth and Administrative Assistant Kristin Grasseth.

AUDIENCE INTRODUCTION: There were 19 citizens in attendance.

PUBLIC COMMENTS & COMMUNICATIONS: Beth Carter Boyer of the Manzanita Music Festival thanked the Council for last summer's support and said they were moving forward with plans for another festival this year that she hoped to have on the agenda for the next Council meeting. Mayor Bullard asked for tentative plans for this year's festival and Boyer responded that the festival would have a smaller venue, but felt everything else would be the same because she had no complaints and there had been no problems.

CONSENT AGENDA:

- A. APPROVAL OF MINUTES – September 7, 2016 Regular Council Meeting
- B. APPROVAL OF BILLS FOR PAYMENT

Motion was made by Tonjes, seconded by Kozlowski to approve the consent agenda that includes approval of the minutes of the September 7, 2016 Regular Council meeting; to approve payment of bills and all subsequent bills subject to approval by the Mayor or Council President and City Manager; and to concur with the Mayor's appointments to the Planning Commission and Budget Committee. Motion passed unanimously.

NEW BUSINESS:

A. **Public Hearing Ordinance NO. D16-00 Amending Zoning Ordinance NO. 95-4 Relating to Zoning and Development Standards (Planning Commission Recommendation) - Public Hearing opened at 7:12 p.m.** City Manager Jerry Taylor explained that the Planning Commission had been discussing a number of amendments to the Zoning Ordinance for the past year and that these recommendations are a result of those meetings. Taylor stated that the "Measure 56" notice had been sent to all property owners and testimony was given to the Commission at the Planning Commission hearing. The Commission decided to remove the earlier language regarding outdoor fireplaces in front yards. Five areas of changes were then briefly explained: Definition of Grade; Brew Pubs, Micro-Wineries and Micro-Distilleries; Trees Under Utility Lines; Landscaping and other design Review Requirements for Commercial Developments; and, Cargo Containers Used as Accessory Structures. Responding to a question Taylor explained that only the name of the term was changed, and the change would not change allowable building height. No comments were made for or against the changes. ***Public Hearing was closed at 7:27 p.m.***

Motion made by Scott, seconded by Kozlowski to read "AN ORDINANCE AMENDING SECTIONS 1.030, 3.010, 3.020 , 3.025 , 3.040, 3.060, 4.137, 4.156 AND 6.030 AND ADDING SECTION 4.142 OF CITY OF MANZANITA ORDINANCE NO. 95-4 RELATING TO ZONING AND DEVELOPMENT STANDARDS" for its first reading by title only and to tentatively approve said Ordinance as of its first reading. Motion passed unanimously.

B. Nehalem Bay Preparedness Team Mission - City Manager Jerry Taylor gave background information on the Emergency Volunteer Corps of Nehalem Bay and how they convened a group of Nehalem Bay area public officials to see if there were ways to encourage planning and cooperation between the various jurisdictions during a major disaster. The document that was provided in the Council packet is an attempt to describe what this group is working towards. Councilor Kozlowski updated the Council on other ongoing activities to improve the community's preparedness for major disasters.

A motion was made by Kozlowski, seconded by Scott to support, as resources allow, the mission, vision, and guiding principles of the Nehalem Bay Emergency Preparedness Team. Motion passed unanimously.

C. Discussion of Outdoor Burning Regulations – City Manager Taylor requested direction from Council on what steps to take regarding outdoor burning. After meeting with proponents four ideas were discussed: Prohibit all open burning with the City; Limit open burning to fires 3' by 3' by 3' for all fires; Limit open burning to 3' by 3' by 3' recreational fires, and prohibit yard debris burning with any size fire; and, Do nothing and all fires would continue to be permitted with fire permit from Nehalem Bay fire and Rescue. Tom Campbell spoke in favor of the limited open burning. Fire Chief Perry Sherbaugh said the Fire District will issue permits for burning but until it becomes a health or safety issue really has no authority and the City ultimately has final word if it develops regulations. Taylor recommended getting more community input and bringing back to Council in February. Council concurred.

D. Possible Public Nuisance (455 Laurel Ave) - Staff explained the current conditions of the house located at 455 Laurel Avenue and what the owner has since completed since the September meeting. Taylor continued by suggesting if the owners are now motivated to clean up the lot and are making progress that the City should just keep tabs to insure things are getting done.

E. Employment Agreement (City Manager) - City Manager Jerry Taylor reported that the City Attorney James Walker had prepared a formal employment agreement for Council consideration. Taylor stated he had no objections to the agreement.

Motion was made by Salmon, seconded by Tonjes to approve the employment agreement with Jerald Taylor and authorize the Mayor to sign it on behalf of the City. Motion passed unanimously.

OLD BUSINESS:

None

CITY MANAGER’S REPORT:

A. Police - Police Chief Erik Harth clarified information given at the last Council meeting regarding citation information saying that they are at average for this time of year. Harth stated he received ten applications for the second round of the job opening for Police Officer and would be testing on the 21st at the Fire District, hoping to hold interviews on the 31st. Chief Harth updated the Council on assistance that was provided to the County in the month of September.

MISCELLANEOUS:

- 1. HWY 101 Update** – ODOT Project Manager Dave True reported to the City Manager that the streambed would become live Thursday or Friday and as of now July 2017 is the scheduled finish date for the rest of the highway improvements project.
- 2. NBWA Donation** – It was announced that Nehalem Bay Wastewater had donated \$500 to the City for the emergency repeater to help cover costs and maintenance.
- 3. Pickle Ball Comments** - The City will be taking comments through October 21st
- 4. Steve Winstead** - Resigned as Building Official as of the first of the year but will be staying on as a consultant until Winery is complete.
- 5. Carmel Ave Project Bids** - Bids will be opened at 2 p.m. on October 6th and a special Council Meeting will be held on Friday the 7th at 3 p.m. to consider awarding the bid.

Mayor Bullard adjourned the meeting at 8:54 p.m.

**MINUTES APPROVED THIS
9TH DAY OF NOVEMBER, 2016**

Garry Bullard, Mayor

Attest:

Jerald P. Taylor, City Manager/Recorder