

CALL TO ORDER The Regular meeting of the Seaside City Council was called to order at 7:00 PM by Mayor Barber.

ROLL CALL Present: Mayor Jay Barber; Councilors Seth Morrisey, Steve Wright, Randy Frank, and Tom Horning.

 Absent: Council President Montero, and Councilor Dana Phillips.

 Also Present: Mark Winstanley, City Manager; Jon Rahl, Assistant City Manager; Dave Ham, Seaside Police Chief; Joey Daniels, Seaside Fire Chief; Dale McDowell, Public Works Director; Russ Vandenberg, Convention Center & Visitors Bureau General Manager; and RJ Marx, Daily Astorian/Seaside Signal.

AGENDA Mayor Barber stated he would entertain a motion to approve the agenda as circulated.

 Councilor Frank so moved with a second from Councilor Horning; carried unanimously. (Frank/Horning)

COMMENTS – PUBLIC None

CONFLICT Mayor Barber asked whether any Councilor wished to declare a conflict of interest.

 No one declared a conflict of interest.

CONSENT AGENDA Mayor Barber stated he would entertain a motion to approve the consent agenda.

 Consent Agenda: Payment of the Bills - \$936,468.10, and Approval of Minutes July 23, 2018.

 Councilor Frank so moved, pay those bills with a second from Councilor Horning; carried unanimously. (Frank/Horning)

UNFINISHED BUSINESS:

ORDINANCE #2018-11 AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CODE OF SEASIDE ORDINANCE CHAPTER 118 MEDICAL MARIJUANA DISPENSARIES AND LICENSE RECREATIONAL RETAILERS

 Mayor Barber stated Ordinance #2018-11 was expanding the service hours from 8:00 PM to 10:00 PM which puts it into harmony with state law.

 Mayor Barber opened the public comments, there were no public comments.

 Mayor Barber asked for Council comments, there were no Council comments.

 Mayor Barber stated he would entertain a motion for second reading by title only.

 Councilor Frank moved to read Ordinance #2018-11 by title only with a second from Councilor Morrisey; carried unanimously. (Frank/Morrisey)

 Mayor Barber stated the third reading and motion to adopt would be held at the next City Council meeting August 27, 2018.

VACANCY – CITY TREE BOARD Mayor Barber stated there was one vacancy on the City Tree Board. Council was accepting applications for the vacancy.

VACANCY - AIRPORT COMMITTEE Mayor Barber stated there were two vacancies on the Airport Committee. Council was accepting applications for the vacancies.

VACANCY – COMMUNITY CENTER COMMISSION Mayor Barber stated there was one vacancy on the Community Center Commission. Mayor Barber further stated Council was accepting applications for the vacancy.

NEW BUSINESS:

**SCCC DONATION –
TABLES**

Russ Vandenberg, Convention Center & Visitors Bureau General Manager, stated the convention center would like to donate fifteen (15) Round Tables to the Seaside American Legion Post 99. These tables represent surplus inventory that have recently been replaced. Staff is recommending the approval of the request.

Mayor Barber stated he would entertain a motion to approve that donation or if anyone has questions

Councilor Wright asked if there were more than fifteen.

Mr. Vandenberg stated he would have approximately thirty five more tables available and would be looking for homes and as soon as he could donate the old then he can move in the new tables.

Councilor Morrissey moved to approve the donation with a second from Councilor Frank; carried unanimously. (Morrissey/Frank)

**SCCC ADDENDUM –
FOOD AND BEVERAGE
CONTRACT**

Mr. Vandenberg stated as described in the Food and Beverage agreement between the City of Seaside and Oregon Fine Foods, Inc signed November 16, 2012 and noted in exhibit B, section III titled "Period of Performance": PERIOD OF PERFORMANCE: The period of performance under this Contract will begin on November 21, 2012 and will continue through a term of three (3) years, terminating November 20, 2015, with two (2), three-year extension options. The extension option will be exercised by the CITY with the approval of the CONTRACTOR by providing written notice to the CONTRACTOR One Hundred-Eighty (180) days prior to the expiration of the Contract. In addition, at the end of this Contract, the CONTRACT may be extended by the CITY for a period not to exceed two months, if necessary in the sole judgment of the CITY to facilitate the process of securing competitive proposals on a replacement Contract. The CITY shall extend the Contract by providing the CONTRACTOR with written notice of the extension at least sixty days before the termination date. Mr. Vandenberg further stated the City of Seaside retains the option of renewing this agreement for two additional three-year periods, not to exceed nine (9) consecutive years. Staff recommends retaining the services of Oregon Fine Foods, Inc for an additional three-year period commencing November 21, 2018 through November 20, 2021.

Mayor Barber asked if there were any comments from the Council.

Councilor Wright stated council received the minutes from the Convention Center Commission and it was just amazing the ratings and the food always seemed to be part of it.

Mayor Barber stated he would entertain a motion to approve the extension of the contract.

Councilor Frank stated in lieu of all the great performance evaluations that we hear from Russ and the attendees of the convention center he would move that Council extend that for that other three year period with a second from Councilor Wright; carried unanimously. (Frank/Wright)

**BID RESULTS –
BOB CHISHOLM
COMMUNITY CENTER**

Mark Winstanley, City Manager, stated Council has gone out to bid for the second time on the refreshing of the community center. The first time we went out Council was disappointed with the bids and staff went back out again and this time around there was one (1) bid received from HELLIGSO in the amount of \$306,000.00. That is quite a bit over the amount that was estimated for the refresh and was a ways over what our budget was but things were not getting cheaper. Council needs to be cognizant of this atmosphere today, construction cost were going up and this would be a difficult decision to make because right now there was one bid and a lot of the contractors in Seaside are very busy. This is on the Council's table at this point whether you want to accept this bid or reject this bid. Because there was only one bidder Council had the option of trying to negotiate with the contractor but it was important to know that simply means that undoubtedly will have a lesser project.

Mayor Barber stated he would like to hear comments from the Council but there were members here from the Community Center Commission and Council would like to hear from a representative after Council comments.

Councilor Frank stated his understanding was it was the same contractor that bid on it before was he up or down from previous bid.

Mr. Winstanley stated he was up from his previous bid and staff did attempt to at least tighten the project down and if there were questions about the specs either Dale McDowell or Darren Gooch would be the ones to talk to. The construction cost are increasing in today's market and in addition there was a tightening in the ability to attract contractor to the job.

Mayor Barber stated how much would this bid be over compared to what was budgeted.

Mr. Winstanley stated a lot but this was not the same project like the convention center and if this project was over it would be by tens of thousands of dollars not millions of dollars. That was a factor and just because of the size of the project we cannot find the funds to do this project and it was a matter if the funds were being spent appropriately.

Councilor Morrisey stated he was concerned with how much over budget it is and he feels like getting one bid was problematic and were obviously fighting a very tight construction market and a robust economy was all playing into that. Councilor Morrisey further stated he would like to pause through the summer and go back out to bid one more time and see if we can't get some competition. Councilor Morrisey further stated as much as he wants to see the project done it was significantly over budget and he was concerned how much over budget it was.

Councilor Wright asked what the amount was that the Community Center Commission had raised for the project.

Mr. Winstanley stated fifty-two thousand dollars.

Councilor Wright stated and the Council was talking about a quarter of a million dollars of City money and not \$306,000.00. Councilor Wright further stated he had the same issue as Councilor Morrisey and were kind of stuck between a rock and hard place. It would be nice if we could see if we can get any more bids and the one issue with waiting until the fall was the school project builders will be on that and he did not know if that would do any good to wait. Councilor Wright did want to hear what was in the scope of the project and his mind was not made up yet.

Councilor Horning stated the trade off or question is will the economy stay hot and will the contractors be pre-occupied if we go through a October or November bid request and there may be some contractors willing to go lower on the bid. Councilor Horning stated he was prepared to delay the bid process if need be but at the same time he was concerned about not seeing a reduction in totals.

Councilor Frank stated \$306,000.00 which was the current bid which was \$31,000.00 over what they thought and even though it scaled back was ten percent out of reason. What is the time frame and what year would it get done.

Mayor Barber stated he had no hesitancy at all and thinks Council should accept the bid and move forward because he did not believe Council would see any reduction in construction cost for the next two years because of what is happening in the economy. Mayor Barber further stated he would like to cut the losses and the money is available in the Capital Improvement Funds.

Mr. Winstanley stated the City did have the money in the Capital Improvement Funds and there were other projects or proposals and Council has to be prepared that staff may come in and recommend to Council maybe delay one of the projects and take it in the next fiscal year and the City was always making priority decisions. Mr. Winstanley further stated there was no magic place to find dollars and something has to give and that undoubtedly mean some delay in another construction project.

Darren Gooch, 90345 Lewis Road, Warrenton, stated he wanted to clarify some things about the project scope whether or not this project was stripped down since that first bid process and it actually has not so what we offered to the contractors this time around was the scope of the original project. What has happened over the first year which was when we began the original project was that material cost were going up like the wall coverings which doubled in price went from \$13.00 a square foot to \$26.00 a square foot. The LED Lighting Fixtures doubled in price as well and there was a pretty substantial increase. RESOLVE Architecture did a great job looking for new vendors at a reduced rate. There hasn't been any value engineering done on this project what so ever since the first bid project and there was potential there he thought.

Councilor Morrisey asked Mr. Gooch if what he was saying was it was the materials that went up in price not the labor.

Mr. Gooch stated material in cost nearly doubled that is where it was at.

Lou Neubecker, 1859 Broadway, Seaside, stated the commission members were hoping to be here tonight to present Council phase two of what our plan was and here we are still talking about phase one. Mr. Neubecker further stated the commission members discussed this at the last meeting and do not have a problem if Council rejects the bid they will continue with the fundraising but he really liked what the Mayor stated about accepting and getting it on the road. The fundraising events continue with another Fascination Fundraiser in February, 2019.

Mayor Barber stated it should be noted in our records that the Former First Lady is with us tonight Leila Vernor who was the wife of a past Mayor. Mayor Barber asked Council to put a motion on the floor to see how it flies.

Councilor Frank stated he liked the fact that it wasn't scaled back and the materials changed and that made it more favorable with going with it.

Councilor Morrissey stated the fact that the labor did not increase significantly and was more materials he did not see that going down the next six months. Councilor Morrissey further stated he had his concerns with one bidder but at the same time there was no guarantee there would be more.

Councilor Wright stated the school project was really going to start taking off and he did not see a contractor available to bid and was too small of a job. Councilor Wright further stated if we could encourage the commission to keep fundraising and make choices where this is really nice material and this is good can save some money. Councilor Wright further stated he heard the Bob Chisholm Center was in need of work and it was a unique facility and he would go ahead with it.

Councilor Horning stated he was wondering if the city manager had a short list of projects that would be affected by borrowing against the future expenditures or is that asking for too much information.

Mr. Winstanley stated he would be shooting from the hip but these dollars in the past have been used to, you are the restroom capital of the world in Seaside and there were restrooms that needed to be remodeled. Mr. Winstanley hated telling Council whether a remodel of a restroom to a remodel of a community center compared but restrooms are what we hear about and are an important asset for the City.

Councilor Frank moved to accept the bid and get the ball rolling with a second from Councilor Horning; carried unanimously. (Frank/Horning)

**FINAL – AVENUE 'H'
LID PROJECT**

Dale McDowell, Public Works Director, stated Bayview Transit Mix has completed the contract for the Avenue 'H' Local Improvement District (LID). The original contract was in the amount of \$10,972.50. Upon final calculations, the amount was reduced to \$9,937.95. Mr. McDowell further stated staff recommended accepting the HMAC Asphalt Paving for the Avenue 'H' LID Project, and release the retainage.

Mayor Barber stated he would entertain a motion.

Councilor Morrissey so moved with a second from Councilor Wright; carried unanimously. (Morrissey/Wright)

**COMMENTS –
CITY STAFF
AND OTHERS**

Joey Daniels, Seaside Fire Chief, stated the department has been very busy and have already been called out three different times for wildfires and they were shorter times spent at those wildfires. Chief Daniels thanked all his staff for the volunteer time which has been busy.

Dave Ham, Seaside Police Chief, stated it was a little busy on the night shift for Volleyball but he doesn't know if it was any busier than any other weekend they have been having. National Night Out at Broadway Park went well and was a great event and he thanked those that attended.

Mr. Vandenberg stated at the convention center was the Gem and Mineral show until Tuesday and then we welcome a new event called the Heaven and Earth Design and it was a stitching event. Mr. Vandenberg further stated on the convention center expansion they were currently working on demoing the East Side and the North West Side of the building. Most of the balcony has been removed and the windows are gone. They are taking out the area of the North West and it was not going to be used. They have poured the slab and the footings will go on this week. The steel will be constructed around August 20, 2018. Mr. Vandenberg further stated he planned to update the Council the second meeting of each month and give a more formal update and will start at the end of this month.

Mr. McDowell stated today the crew started painting City Hall exteriors doors which would take a couple of weeks.

Skylar Archibald, Sunset Empire Park and Recreation Director, stated he appreciated Council approving the refresh project. There is a new special event coming up Saturday, August 18, 2018 which was Break the Chain Run on the Prom and was put together by the parks and a non-profit organization to bring awareness and funds to child trafficking which was a serious issue in the world and also the Farmers Market every Wednesday.

Jon Rahl, Assistant to the City Manager, stated he attended the Volleyball Event this weekend and had a great time out there.

Mr. Winstanley stated the summer has gone well and it has been very busy. It was extremely dry and Oregon has gone without rain for some time and we hope to keep the fire department here.

COMMENTS – COUNCIL Councilor Horning stated it has been impressive to see the crowds and the newspaper says we don't have as many people staying in motels but they are spending money. The wildlife has been surviving somehow they cleaned out my apples, broccoli, carrots, and other things.

Councilor Frank thanked the city staff and volunteers and was sort of a reflection on the town we live in and not just the fire department but with the events in town all the volunteers which was refreshing to see over and over again. Councilor Frank further stated Avenue 'H' looks great he drove over it and good job with the money that was saved with seeing things that need to be done within projects and getting those done also.

Councilor Morrissey stated he wanted to give kudos to everyone involved with Beach Volleyball this last weekend and it was definitely one of his favorite weekends of the year. Brian Owen did a great job executing it with 1700 teams and it took a lot of people but it was overall a great event and it was a big event.

Councilor Wright stated he had to miss volleyball because he had to be up North of Seattle and reminded him our traffic here is not bad. Reminder again there was still one more person Council needs to join the Community Center Commission. Councilor Wright further stated Suzanne Bonamici will be at Seaside Heights September 15, 2018, 1:00 – 2:00 pm, open Town Hall meeting.

Mayor Barber stated he was blown away with what he saw at the Beach Volleyball tournament and his wife Jan and the Mayor had the privilege to watch the two final men's playoffs and these were professional volleyball players and it was amazing. The thing he noticed more was there were winners and there were losers and the sportsmanship was just wonderful and it was inspiring. Mayor Barber further stated it reminded him of a quote from the Poet Carl Sandburg who said this "To be a good loser is to learn how to win".

ADJOURNMENT The regular meeting adjourned at 7:40 PM.

JudyAnn Dugan, Secretary

JAY BARBER, MAYOR