

- 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; Council President Tita Montero; Councilors Randy Frank, Dana Phillips, Tom Horning, and Steve Wright.
- Absent: Councilor Seth Morrissey.
- Also Present: Mark Winstanley, City Manager; Dan Van Thiel, City Attorney, Dale McDowell, Public Works Director; Kevin Cupples, Planning Director; Jon Rahl, Convention Center & Visitors Bureau Assistant General Manager; Dave Ham, Seaside Police Chief; and RJ Marx, Daily Astorian/Seaside Signal.
- AGENDA** Mayor Barber asked for a motion for approval to the agenda.
- Councilor Phillips so moved with a second from Councilor Frank; carried unanimously. (Phillips/Frank)
- INTRODUCTION - SEASIDE POLICE RESERVES** Dave Ham, Seaside Police Chief, stated he would be introducing two new Reserve Officers, and it had been one of his goals to get four or five within the next year. Chief Ham further stated to be a Police Reserve Officer is a very big dedication by the citizens in our community and there was no better way to talk about partnerships in community policing. This was a completely volunteer position and they will be dedicating some hours and getting some training and he was hoping it would be a very good fit.
- Chief Ham swore in Reserve Officers Jason Kraushaar and Jeremy Rust, and introduced them to the Council and public.
- RECOGNITION - POLICE CITIZENS ACADEMY** Jason Schermerhorn, Cannon Beach Police Chief, stated this was the 10th Annual Police Citizen Academy and it was a great opportunity to give citizens more knowledge about what goes on in our County with law enforcement. Chief Schermerhorn briefly discussed what takes place with the Police Citizen Academy. Chief Schermerhorn introduced the 10th Annual Police Citizen Academy Graduation class.
- COMMENTS – PUBLIC** John Dunzer, 2964 Keepsake Drive, Seaside, stated he wanted to commend the Planning Commission of the City of Seaside for sticking to their guns on the growth boundary because Portland State University just came out with the preliminary for Clatsop County. The Seaside Planning Commission decided to wait and see. Mr. Dunzer presented a letter he submitted to the editor of the local newspaper: The preliminary population forecast for Clatsop County cities has just been released by PSU. The State has designated that public agencies are to use this estimate for land planning purposes over the next 14 years. On a County basis, Clatsop County with a present population of 38,100 will only add 4,000 people over the next 50 years, a sizable reduction from numbers prepared earlier by the County. This is a very small population growth with Astoria and the unincorporated areas having almost no growth and Warrenton having almost all the future growth. Seaside, Gearhart, and Cannon Beach will each only add several hundred new residents over the next 50 years. Hopefully this should put an end to plans by the City of Seaside and the Seaside School District to expand the urban growth boundary of Seaside. There is no need for additional land outside the existing urban boundaries for 100s of new homes and businesses in Seaside. There is also no need to expand the Seaside urban boundary for the new schools. There is a perfectly good solution to protecting the students from tsunamis and providing new upgraded school facilities that doesn't require changing the urban boundary. Why should we the taxpayers pay 40 million dollars for student capacity growth when it's not coming? The State Land Use Planning laws have successfully limited urban sprawl by making sure that growth boundaries are not ignored. Mr. Dunzer presented Council with a letter to the editor for the Cascadia Peoples Utility District (PUD) information that he would discuss. Attached to the memo is a proposal to form a People's Utility District (PUD) covering Coastal Clatsop County. We are surrounded by Tillamook and Clatskanie PUDs who have local control of furnishing electrical service to their consumers. Not only would such a system deliver more reliable and less expensive power to Western Clatsop County, it would provide us with a capability to generate renewable power locally (Pacific Power has refused to do this) which could dramatically increase the area's resiliency. Just a little leadership would save the average electrical consumer in this area \$10,000 over the next 10 years because a PUD can buy power from the Bonneville Power Grid 30% cheaper than Pacific Power which is taking power off the same Bonneville Power Grid. I have completed the feasibility study and the job now is to get the petition signed and forwarded to the County Manager who also has a copy of this proposal. Mr. Dunzer presented Council with a statement on the Council goals: I believe the subject goals are good but are missing one key area which I have entitled "Our Stewardship".

It is a common statement among elected officials that they are responsible for spending the citizen's resources wisely. Cost control is not something that should be considered only when doing something new but should be a part of everyday management. For example, public service expenditures by local government in Clatsop County could be made more effective and efficient by regionalization. Mr. Dunzer further stated he attached some of his previous planning and goal inputs from past visioning programs. This information is available in the City Council Packet dated June 12, 2017.

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 asked for a motion to approve the consent agenda.

Consent Agenda: Payment of the Bills - \$692,750.47; Approval of Minutes May 22, 2017, and Resolution #3899 - A Resolution of the City of Seaside, Oregon, Adjusting the 2016-2017 City of Seaside Budget.

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

UNFINISHED BUSINESS:

**VACANCY –
BUDGET COMMITTEE**

Mayor Barber stated there were two vacancies on the Budget Committee with one application received from Robert Perkel. Mayor Barber stated he would entertain a motion to appoint.

Council President Montero moved to appoint Robert Perkel to the Budget Committee with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

The term expiration for Robert Perkel would be December 31, 2018.

Mark Winstanley, City Manager, stated he wanted to remind Council there was still one more vacancy on the Budget Committee.

**VACANCY –
PARKS ADVISORY
COMMITTEE**

Mayor Barber stated there were three vacancies on the Parks Advisory Committee with three term expirations from Jason Boyd, Norman Brown, and Mary Blake. Mayor Barber further stated Norman Brown and Mary Blake wished to be reappointed and he was going to contact Jason Boyd to speak to him.

Council President Montero moved to reappoint Norman Brown and Mary Blake to the Parks Advisory Committee with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

Term expiration for Norman Brown, and Mary Blake would be March 31, 2020.

NEW BUSINESS:

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding an Ordinance of the City Council of the City of Seaside, Oregon, Pursuant to ORS 223.112-223.132, Setting a Public Hearing, Extending the Term of the Assessment District for Economic Improvement, Known as the “Downtown Maintenance District”; Repealing Ordinance No. 2016-03, and all Ordinances in Conflict, and Declaring an Emergency.

ORDINANCE #2017-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE, OREGON, PURSUANT TO ORS 223.112-223.132, SETTING A PUBLIC HEARING, EXTENDING THE TERM OF THE ASSESSMENT DISTRICT FOR ECONOMIC IMPROVEMENT, KNOWN AS THE “DOWNTOWN MAINTENANCE DISTRICT”; REPEALING ORDINANCE NO. 2016-03, AND ALL ORDINANCES IN CONFLICT, AND DECLARING AN EMERGENCY.

Mr. Winstanley explained this was an annual event brought before the Council and extended the term of the assessment district for economic improvement in the Downtown Maintenance District. Mr. Winstanley stated these are the same boundaries that currently are in the Downtown Maintenance District and that district handled the contract for taking care of all the gardens in the downtown area and also for the sweeping of the sidewalks. There were no increases in the rate for the maintenance in the downtown core area this year. All the Downtown Property owners had been notified and this was the same assessment as in previous years.

Mayor Barber stated he understood this would be handled and declared as an emergency.

Mr. Winstanley stated that was correct and the city would like to have this in place by the end of the year which would require that you go through all three readings and a motion to adopt.

Mayor Barber opened the public hearing, there were no comments, and the public hearing was closed.

Mayor Barber asked for Council comments.

Councilor Frank stated for sixteen years he has been asking for the boundaries to be looked at and revamped because there are businesses that benefit from what the others pay and they are not currently paying. It was important that those properties were moved into the boundaries.

Mayor Barber stated he does recall that discussion and will work toward that.

Council President Montero stated this will be the third year that Council has asked that this be reviewed and she would like Council to agree that by this time next year Council would be looking at the district the way it was reformed.

Mr. Winstanley stated the City would need to do that in the fall and there was quite a bit of work to do to redraw the boundaries. In the past the City had a surveyor on staff and that will have to be contracted out to get the work done.

Mayor Barber stated he would entertain a motion.

Councilor Frank moved to place Ordinance 2017-05 for first reading by title only with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

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

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

Mayor Barber stated he would entertain a motion for third reading.

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

Mayor Barber stated he would entertain a motion to adopt.

Councilor Phillips so moved with a second from Councilor Frank; carried with the following roll call vote: (Phillips/Frank)

YEAS: BARBER, MONTERO, WRIGHT, PHILLIPS, HORNING, FRANK,

NAYS: NONE

ABSENT: MORRISEY

ABSTAIN: NONE

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding an Ordinance of the City of Seaside, Oregon, Annexing Certain Property East of the City (Property located at 1355 11th Avenue)

ORDINANCE 2017-06

ORDINANCE 2017-06 – AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, ANNEXING CERTAIN PROPERTY EAST OF THE CITY (Property Located at 1355 11th Avenue)

Mr. Winstanley explained this is a friendly annexation and was requested by the property owner that this piece of property be annexed into the City of Seaside. In this location it was a need for utility services.

Mayor Barber opened the public hearing, there were no public comments, and Mayor Barber closed the public hearing.

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

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

Councilor Frank so moved to read by title only Ordinance 2017-06 with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Mayor Barber asked for a motion for second reading by title only.

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

Mayor Barber stated the next Council meeting would be the third and final and motion to adopt.

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding an Ordinance of the City of Seaside, Oregon, Amending Chapter 155 of the Code of Seaside Ordinances for the Sign Code

ORDINANCE 2017-07

ORDINANCE 2017-07 – AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING CHAPTER 155 OF THE CODE OF SEASIDE ORDINANCES FOR THE SIGN CODE

Kevin Cupples, Planning Director, explained at the last City Council meeting, the Council reviewed a petition concerning a proposed change to the sign ordinance. The proposed amendment would remove the provision that "A-Frame" or "Sandwich Board" signs need to be located not more than 10 feet from the entrance of a building. In addition to the written petition, two of the petitioners spoke in favor of the proposed amendment. The Council discussed a number of potential options and ultimately directed staff to prepare an amendment to the ordinance for formal consideration. The Council also asked that a one year time limit be placed on the amendment so they could re-assess the impacts the lesser restriction will have on the businesses and the appearance of the city as a whole. Some redundant language was eliminated from the section that addresses the sandwich board signs and it was replaced with language intended to limit their potential impact on clear vision areas, pedestrian & vehicular access. It was also clarified the signs would only be used to advertise a business on the subject property and not used off premise. Recommended City Council Action: Following public testimony, consider the proposed modifications to sandwich board regulations in the Sign Code. If the ordinance is acceptable, begin the adoption process by a Motion to have the first reading of ordinance 2017-07 "by title only". After the first reading, to continue the process, a Motion for the second reading of ordinance 2017-07 "by title only" and allow for the Council to consider a third and final reading, prior to adoption, at the next regularly scheduled Council meeting.(June 26, 2017). The standard (nonemergency) ordinance adoption process is lengthy and the amendment would not take effect until 30 days after any approval (July 26, 2017). Although some business owners may believe that modifying the location restriction on sandwich board signs constitutes an emergency, the attached ordinance was not prepared with an emergency clause. As an alternative; if the Council believes it is warranted, they could ask that enforcement of the "ten feet from the entrance to a building" restriction be temporarily suspended until the amendment process is completed.

Mayor Barber opened the public hearing.

Patrick Seager, 123 8th Avenue, Seaside, stated he was the owner of the Gray Whale BBQ and he was the original person that put the information together. Mr. Seager thanked Council for their consideration.

There were no other comments and Mayor Barber closed the public hearing.

Mayor Barber asked for Council comments.

Councilor Frank stated he liked how the ordinance was written it was tidy and he was all for it.

Councilor Phillips agreed with Councilor Frank.

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

Councilor Frank so moved to read by title only Ordinance 2017-07 with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

Mayor Barber asked for a motion for a second reading by title only.

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

Mr. Cupples stated there was a paragraph in the memo: Although some business owners may believe that modifying the location restriction on sandwich board signs constitutes an emergency, the attached ordinance was not prepared with an emergency clause. As an alternative; if the Council believes it is warranted, they could ask that enforcement of the "ten feet from the entrance to a building" restriction be temporarily suspended until the amendment process is completed.

Councilor Frank stated he would be all for non-enforcement until after summer.

Mr. Winstanley stated that would work unless the city notices there are different issues than the ten foot rule. Sign enforcement was on a case by case enforcement.

RESOLUTION #3893

A RESOLUTION OF THE CITY OF SEASIDE, OREGON, ADJUSTING THE SOLID WASTE COLLECTION RATES

Fred Stemmler, 1855 Lafayette Avenue, McMinnville, stated he was the Recology Western Oregon General Manager, and attended the meeting to answer any questions or solicit feedback on what was working and what wasn't working.

Mr. Winstanley stated the City had a Franchise Agreement with Recology and every year Recology needed to come before the Council for any rate adjustments. The franchise agreement allows them a cost of living increase and in this case it was 2.3%.

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

Mayor Barber asked for Council comments.

Councilor Frank stated if citizens were wanting yard debris pickup would that be city or involve Recology.

Mr. Winstanley stated if you wanted Recology to make that pickup that would involve them and there would be some type of rate increase for that to take place.

Council President Montero stated that was a rate increase to everyone and not everyone wants that service.

Councilor Frank stated maybe Council could hear about what other cities do.

Mr. Stemmler stated Astoria recently took on three different services and that was parks collection to take that off public works, curb side glass collection, and a yard debris program. Ultimately we gave them a proposal of what it would look like and they chose to do all three. In Seaside there could be something put together and it did not have to be a rate all around but would be a subscription base with a target of at least so many people or about 2% and there would be a subscription fee which would be approximately \$10.00 a month.

Councilor Frank stated it would be nice to have the information brought before Council.

Councilor Wright stated he would ask about curbside glass pickup.

Mr. Stemmler stated glass pickup is very popular on the north coast and he can put proposals together on any recommendation from Council.

Mayor Barber stated Council was talking about a proposal on yard debris and curbside glass pickup.

Mr. Stemmler stated those proposals can be put together.

Mayor Barber stated he would entertain a motion to read by title only.

Council President Montero so moved with a second from Councilor Phillips; carried unanimously. (Montero/Phillips)

Councilor Horning moved to adopt with a second from Councilor Phillips; carried unanimously. (Horning/Phillips)

PUBLIC HEARING

This was the duly advertised time and place to hold a public hearing regarding A Resolution Declaring the City's Election to Receive State Revenue Sharing.

RESOLUTION #3894

A RESOLUTION DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUE SHARING

Mr. Winstanley explained the resolution declared the City's election to receive State Revenue Sharing. The Budget Committee held a hearing for State Revenue Sharing and the City Council was now holding a hearing. The City would receive funds from State Revenue Sharing and all those dollars were dedicated to public safety.

Mayor Barber opened the public hearing.

There were no public comments and Mayor Barber closed the public hearing.

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

Mayor Barber asked for a motion to read by title only.

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

Councilor Frank so moved to adopt with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

**ANNUAL REPORT –
SEASIDE POLICE
DEPARTMENT**

Dave Ham, Seaside Police Department, stated 2016 presented a year of adversity and tragedy as we mourned the loss of Sgt. Jason Goodding who was killed in the line of duty on February 5th, 2016. We worked through the challenges that his loss presented to the department as well as other personnel losses due to retirement and attrition.

These changes within the department are notable and have been difficult to manage, but out of the challenges of being shorthanded I am proud to say that our dedicated officers and dispatchers stepped up and provided the service to our community that the Seaside residents and visitors have come to expect and deserve. We have many new faces at the Seaside Police Department and we are happy to have them. Additionally, due to the departure of some supervisory staff, we have had internal promotions and the first line supervisory positions are as strong as they have ever been. The promotion of Lieutenant Bruce Holt has also been a positive for the department. His leadership within the department is encouraging and respected by our junior officers and dispatchers. Lieutenant Holt brings over 30 years of experience to this second in command position. As you will see in the following pages concerning statistical information we are staying busy with calls for service, indicated by our case files taken for the year, while our overall Part I and Part II crimes tend to stay relatively the same, but showing a decrease in our overall percentage of reportable crimes. We are struggling with our in house computer system, specifically with how we are classifying some offenses, in addition to a new OUCR reporting change with the introduction of NIBRS (National Incident Based Reporting System), formerly UCR (Uniform Crime Reporting). These are some challenges we are working on to correct in an effort to make our reporting as accurate as possible. There was also a word from Lieutenant Bruce Holt that was noted in the report: A fast look back at 2016. It was a year full of change and loss. To start the year, our patrol numbers were a little low. Then in February came the huge loss of Sergeant Jason M. Goodding who had been killed in the line of duty trying to serve his community by arresting a wanted subject. In the days and months to come, it was time to get fully staffed by hiring new personnel. This was all taking place while a main core of 8 officers handled all the calls for service. Communication seemed better than it had been and a real bond had developed, not only within our department, but city wide. With such an out pouring of community support, it was very refreshing and comforting. Many of our citizens were feeling the loss and sadness we were. We are nearly full staffed and it's exciting to see where the new growth will take the department. Our values that we hold are professionalism, integrity, and service. As our department continues to change and grow from the events of the past, we all must take time to remember our fallen friend. We must also reflect on the values which Sergeant Goodding portrayed as a police officer and trusted and active member of our community. He is certainly missed by many. Chief Ham further presented Council with the Patrol of the Seaside Police Department and years of service. Chief Ham further stated there was a word from Stacey Brown, Communications Manager, for the Communications Staff. 2016 was overall a good year. Your Seaside Dispatchers are doing a great job. They work hard every day to continue to learn what they need to know in this ever changing field. Being short staffed for quite a while now, they still continue to make sure our first responders and community are safe and informed. Ms. Brown had stated for herself it was a year of great learning for e-being new in the field and my role. I love taking on new, difficult challenges! There is still a long way to go, but feel I can lead the department with ease and am comfortable in that I know a great deal more than I did this time last year! I look forward to many more years with the Seaside Police Department! Seaside's Dispatch Center is budgeted for a staff of eight. We not only perform the tasks of 9-1-1 and police/fire dispatch, but also agency receptionist, records, and evidence management. Our service population is approximately 30,000 people. We primarily dispatch for: Seaside, Gearhart, Cannon Beach and Hamlet Fire Departments, Seaside, Gearhart, and Cannon Beach Police Departments, and as necessary, we dispatch for Oregon State Police, Clatsop County Sheriff's Office, State Forestry and U.S. Coast Guard. Communications 2016 Statistics: We answered 8126 9-1-1 calls, an increase of 4.6% over 2015; We answered 35,480 non-emergency telephone calls, a decrease of 3.8% from 2015; We dispatched 13,833 police related calls and 2219 fire/medical related calls (+35%). We are working hard every day to improve processes. Chief Ham presented the Communication Staff of the Seaside Police Department and years of service. Chief Ham presented the valued volunteers of the Seaside Police Department. Chief Ham presented and discussed the 10 year Seaside population history, 10 year personnel history, calls for service history, drugs and alcohol crimes, Part 1 crimes: 10 year history, Part 1 Offences: 10 year history, Part 2 crimes: 10 year history, Part 2 crimes: 10 year comparison, Juvenile arrests: 10 year history, and Juvenile offences over the last 10 years. Chief Ham discussed the Traffic statistics: total traffic stops made – 1766, total infractions/crimes – 1648, and total accidents reported – 134. Chief Ham discussed events the police department was involved in like National Night Out, August 2016, and Donkey Basketball – A benefit for Shriners. Chief Ham discussed the department losing Sergeant Jason Goodding and his memorial, how the dispatchers earned an award, and the trip to Washington DC recently in 2017 to honor Sergeant Jason Goodding at the National Law Enforcement Officers Memorial.

**FINAL - GENERATOR
TRANSFER SWITCHES**

Dale McDowell, Public Works Director, stated the Installation of Generator Automatic Transfer Switches to Wastewater Pump Stations. Final Payment and Release of project was now complete with all punch list items and training complete. Staff recommends releasing the final payment and retainage to Inland Electric in the amount of \$9,236.71.

Councilor Frank so moved with a second from Council President Montero; carried unanimously. (Frank/Montero)

**CONTRACT - AIRBNB
TRANSIENT ROOM TAX**

Dan Van Thiel, City Attorney, stated both he and Jon Rahl had looked at this in different directions. Jon has had contact with Airbnb people and he wanted to represent to the Council that he has not talked to the Airbnb people and left that to Jon to discuss those issues.

Mr. Van Thiel further stated it was important that he relay to Council what he has done and more importantly what he had not done. This has been looked at through the legal standpoint because that was his responsibility in so far as the City was concerned. Mr. Van Thiel had not looked at this nor given any consideration in particular to the policy considerations. That is a Council consideration and was not really his focus nor was that his concern. Mr. Van Thiel further stated in looking at the contract he has drawn some conclusions and the landscape has changed dramatically when I look at Airbnb he was drawn to many of the discussions that he has been involved with some of those was when Wal-Mart comes to town and how does the business community look at that. Mr. Van Thiel looked at the voluntary collection agreement that Council has before them and he had looked at other cities in Oregon because other cities in Oregon have adopted a similar agreement because he looked at it and tweaked it a little bit but basically what you are looking at has been entered into by other cities in the State of Oregon with Airbnb. The State of Oregon has entered into an agreement with Airbnb. What he was interested in primarily on behalf of the city, does this pass muster from a legal standpoint and secondly he did not want the city to lose out on a potential revenue that exist out there because of Airbnb involvement in this and respects property owners that compete with Airbnb but they are truly dealing with a colossal organization. Mr. Van Thiel further stated what he did not look at other than in a cursory way is all the materials that people brought in which were policy considerations in many respects. I received one the other day and the City of Las Angeles is looking at this and they entered into an agreement with Airbnb and it had increased the homeless situation and he had not gone into any of that. Mr. Van Thiel stated from a legal standpoint it is ok and he recommends the city enter into this agreement. There is money and a revenue stream and he would not recommend the community taking on a corporation to this degree. If this agreement does not work satisfactorily both parties can get out of this with ninety days notice.

Jon Rahl, Convention Center & Visitors Bureau Assistant General Manager, stated he did not know that he had much to add to what Dan Van Thiel stated but would be happy to answer any questions. Mr. Rahl further stated he worked with the attorney at Airbnb out of Portland and there were a lot of questions and answers. What has been presented has another part to it which was the STR Helper which was a piece of software that would do a better job at auditing all short term rentals in the City of Seaside not just with Airbnb but also on its own.

Councilor Wright stated the city could use the software and purchase it as quickly as possible. Was Mr. Winstanley's staff ready to use that software?

Mr. Winstanley stated first of all an important aspect to this was that the memo from Jon talked about the agreement with Airbnb and also talked about the software and these are two separate items. The City was certainly interested in making sure the playing field stays as even as possible.

Council President Montero stated whether or not the city does anything with Airbnb she agrees with Councilor Wright and get busy with the software so that those not following the rules can be pursued.

Mr. Winstanley stated it was challenging for the City and many of the properties out there were willing to follow the rules and the software would be helpful in finding those that aren't following the rules.

Mayor Barber stated if there is anyone from the audience that wanted to speak he would entertain that and limit any comments to four minutes.

Terry Bichsel, 4580 Fairway Drive, Gearhart, stated he had the benefit of serving on the board of directors for Best Western International and he owned the Best Western in Seaside and ran the RiverTide Suites. Airbnb operates illegally in most jurisdictions and where they have been regulated is where they have begun to start operating illegally. It was a thirty billion dollar company and Airbnb in most states was trying to stop cities in regulating them. Mr. Bichsel further stated he did not want to nit pick the draft agreement but asked that Council look at a level of playing field this has been mentioned and make sure Airbnb was treated the same as hotels. This needs to be done long term rather than short term. Mr. Bichsel encouraged Council to not sign the agreement and give it a little more time to get it right.

Councilor Horning stated from all the reading and material supplied seemed this was a growing phenomenon and might be the kind of issue to do a joint work session with the Planning Commission and lay out some goals. What is the impact of affordable housing and there were great examples where rents rose because of the listings on Airbnb. This expels a lot out of their homes. Councilor Horning further stated Council needs to not make a decision at this point but explore this and see where the trend was going.

Council President Montero stated she agreed with Councilor Horning that this was too evolving and a long term issue for Council to make a decision tonight. She totally and absolutely agrees with the philosophy that the city does not want to lose the transient tax money if it doesn't have to and she totally agrees with that. There are other things to take into consideration and we have to be able to hold the owners accountable and to make sure that it is in fact a level playing field across the City but also for a person who chooses to have their retirement home serve as a vacation rental right now to pay their mortgage who have to follow a lot of rules and to fit in the neighborhood. Council President Montero further stated at this time what she read was that Airbnb would encourage the owner not even to follow the rules but to register with the city which does not mean you would get a vacation rental permit.

Is that going to mean that there will be a proliferation of people under the table so to speak and the city has had them all along? There was a lot of policy consideration that needed to be talked about and she like the idea of a Joint Worksession with the Planning Commission. Airbnb is not necessarily taking the housing away and she sees Vacasa is buying all the housing up and using it just for rentals. Council needed more consideration and thinking all that she would still like to see the software purchased and get that implemented.

Councilor Wright stated he agreed completely with the software issue and at first Council thought that was tied to Airbnb and it is separate and he was back and forth on Airbnb and struggled on both sides because it was a ninety day clause and if Council did not like it we go back to the start and see how much revenue was coming in. Councilor Wright further stated if Council does not sign the contract then we wait until the end of July or even further. Councilor Wright further stated he was probably leaning towards signing the contract to see what happens.

Councilor Frank stated he thinks Council should proceed with the agreement and it's not because he likes Airbnb. He hated the thought of being bullied into doing something and also he did agree with places like Vacasa the city loses a lot of housing for workforce and pushes the rent up higher. Councilor Frank further stated after hearing Mr. Van Thiel and Mr. Rahl talk he would rather have them start paying us, and he wasn't against doing a workshop, but the city needed to be on board with the agreement and roll with it and if we need to get out we can.

Councilor Phillips stated she agreed with Councilor Wright and Councilor Frank and she would prefer to have that ninety day where we can get out of it but it was the only way to figure out how Airbnb was in our neighborhood.

Council President Montero stated the software that would be purchased can tell right off the bat how many Airbnb we have in the community because it would detect anything that is being rented as transient lodging. That is really the first step before we can assess in her mind what is the effect of Airbnb. Council President Montero further stated she did not like looking at a contract saying it will be signed but we can get out of it with ninety days. Looking at the full situation and what we can do with the software and those people can be pursued through the owner and not Airbnb.

Mayor Barber stated he would agree with proceeding with the contract contingent upon us purchasing the software because it needs to be tracked. Council has no idea how much the software cost and where the money was coming from.

Mr. Winstanley stated the software would be \$8,000.00 for the first year and would be cheaper after the first year.

Councilor Horning asked what kind of man power was behind the software.

Mr. Rahl stated the software would find many short term rental sites and short term rentals can be added. Looking for properties and flagging some of the GIS information from the County there would be staff time to monitor those properties and then sending letters or conducting visits to the properties. The system does automate a letter also which would save time.

Councilor Phillips moved to enter into the contract with Airbnb for the Transient Room Tax Agreement and to purchase the STR Software with at second from Councilor Frank; carried (Phillips/Frank)

Council President Montero stated those two actions should not be connected and Council was told by City Staff they were not connected and if Council was looking at it and making motions and making a decision Council should not connect them either.

Councilor Phillips rescinded her vote.

Councilor Phillips moved to enter into the contract with the Airbnb Transient Room Tax Agreement with a second from Councilor Frank. (Phillips/Frank)

Mayor Barber asked for a roll call vote:

YEAS: BARBER, WRIGHT, PHILLIPS, FRANK,
NAYS: MONTERO, HORNING
ABSENT: MORRISEY
ABSTAIN: NONE

Mayor Barber stated there was still work to be done on this and a workshop should be scheduled to discuss this further.

Mr. Winstanley stated he wanted to make sure he was reading the Council direction in moving forward on the STR Software.

Council consensus to approve the purchase of the STR Software.

**VACANCY –
COMMUNITY CENTER
AND SENIOR COMM.**

Mayor Barber stated there were two vacancies on the Community Center and Senior Commission with two term expirations from Joe Fisher and Kristin Tschannen who wished to be reappointed. Mayor Barber asked Council what they wished to do.

Council President Montero moved to reappoint Joe Fisher and Kristin Tschannen to the commission with a second from Councilor Frank; carried unanimously. (Montero/Frank)

The term expiration for Joe Fisher and Kristin Tschannen would be June 1, 2020.

**COMMENTS –
CITY STAFF
AND OTHERS**

Mr. McDowell stated the light fixtures have all been refurbished on the North Prom and the South Prom would be done in the next couple of months. Removing sand from the Promenade that was plugging up storm drain.

Mr. Cupples stated he was told the Planning Department would be getting a large package from the school district for the boundary expansion request.

Mr. Rahl stated there would be a large Adirondack Chair that would be placed in the front yard of the Visitors Bureau.

Mr. Winstanley stated there was a Hood to Coast pre-meeting today that went well.

COMMENTS – COUNCIL

Councilor Frank stated the Wheels and Waves Car Show will be this weekend. Seaside High School Senior party tonight after graduation.

Councilor Phillips thanked Chief Ham for the report.

Councilor Wright thanked Chief Ham for the report and stated the Urban Renewal was on its way to the legal process and was a big project. Councilor Wright further stated he was looking forward to the work session Council would have with the Planning Commission at the end of July.

Council President Montero stated she wanted to add her voice to the Seaside Police Department and Chief Ham's leadership.

Mayor Barber stated tonight he was thinking about all the seniors that were graduating, and over a twelve year period he presided over twenty-four different commencements but nobody recently has asked him to make a commencement speech. Mayor Barber read "Find out who you are and be that person, that's what your soul was put on this earth to be, find out that truth, live that truth, and everything else will come".

Mayor Barber told me after the meeting the quote was from Ellen DeGeneres.

ADJOURNMENT

The regular meeting adjourned at 9:45PM.

Kim Jordan, Secretary

JAY BARBER, MAYOR