

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

**ROLL CALL** Present: Council President Tita Montero, Councilors Dana Phillips, Seth Morrisey, Steve Wright, Randy Frank, and Tom Horning.

Absent: Mayor Jay Barber

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

**AGENDA** Council President Montero asked if she had a motion for approval of the agenda.

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

**INTRODUCTION – SEASIDE POLICE COMM. CLERK** Dave Ham, Seaside Police Chief, swore in Seaside Communications Clerks Judy Chen and Brittany Nelson and introduced them to the City Council.

Council President Montero stated a couple of weeks ago the Mayor attended an appreciation luncheon at Tongue Point Job Corp Center for the Public Safety Community in Clatsop County and was given a certificate of appreciation to present to the police department. Council Present Montero read the certificate: In recognition of service, dedication, loyalty, courage, strength, and honor this certificate is awarded to the Seaside Police Department.

**PROCLAMATIONS** Brian Roth, Medics Ambulance Paramedics Supervisor, read the Proclamation for Emergency Medical Services Week. Mr. Roth presented the City Council with a plaque for the support of the City of Seaside.

Chief Ham read the Proclamation for National Police Week.

**COMMENTS – PUBLIC** Angie Reseland, 2440 Oregon Avenue, stated she was the Watershed Council Coordinator for the Necanicum Watershed Council and she wanted to introduce herself.

**CONFLICT** Council President Montero asked whether any Councilor wished to declare a conflict of interest.

No one declared a conflict of interest.

**CONSENT AGENDA** Council President Montero asked for a motion to approve the consent agenda.

Consent Agenda: Payment of the Bills - \$1,229,041.65; Approval of Minutes April 23, 2018; and Resolution #3912 - A Resolution of the City of Seaside, Oregon, Adjusting the 2017-2018 City of Seaside Budget.

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

**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 the Code of Seaside Chapter 152 Updating the City of Seaside Flood Damage Prevention Ordinance.

**ORDINANCE #2018-06** AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, AMENDING THE CODE OF SEASIDE CHAPTER 152 UPDATING THE CITY OF SEASIDE FLOOD DAMAGE PREVENTION ORDINANCE.

Kevin Cupples, Seaside Planning Director, explained The Community Development Department has completed review and the required updates to the City of Seaside Flood Damage Prevention Ordinance (Code of Seaside Chapter 152). Updating the ordinance is required by the Federal Emergency Management Agency (FEMA) in order for the City to participation in the National Flood Insurance Program (NFIP) and it will require the adoption of a new flood study and mapping within the City of Seaside and the City’s urban growth boundary. The new mapping includes refined elevation information that was obtained by using new Light Detection and Ranging (LIDAR) data. Although some new areas will be included in the special flood hazard area on the new Flood Insurance Rate Maps (FIRMs), a much larger area will be removed from the special flood hazard area.

The proposed amendments will allow Seaside to continue to participate in the National Flood Insurance Program (NFIP). Amendments to the ordinance are required to maintain compliance with Federal Regulations, State Building Code, and Planning Goals. Although some of the text in the ordinance can be modified by the City, the amendments must maintain compliance with the minimum State and Federal regulations in order remain in the NFIP. Although participation in the NFIP is “voluntary”, participation is critical to the economic stability of Seaside. Failure to participate would result in: Flood insurance no longer being available. No resident or business will be able to purchase or renew a flood insurance policy, No federal grants or loans for buildings may be made in identified flood hazard areas. Includes all federal agencies such as HUD, EDA, Small Business Administration, HHS, etc, No federal disaster assistance may be provided in the form of loans for repair or reconstruction of buildings in identified flood hazard areas, No federal mortgage insurance may be provided in identified flood hazard areas. This includes FHA, VA, Farmers Home, etc., no Fannie Mae, Freddie Mac, and GMNA purchase of mortgages in the secondary market may be made if the properties that are the subject of these mortgages are located in Special Flood Hazard Areas of nonparticipating communities. Lenders of conventional loans: must notify the buyer or lessee that property is in a flood hazard area; and must notify the buyer or lessee that property in flood hazard area is not eligible for federal disaster relief in a declared disaster because flood insurance is required for any federally backed loan for a structure located within the within the special flood hazard area. The amended text in the ordinance is identified in red-bold-underline and the deleted text is red bold strikethrough. Recommended City Council Action: Following consideration of any modification that may be necessary based on testimony during the public hearing, the Council should move to have ordinance 2018-06 read “by title only” for it’s first reading. If the ordinance is read, a motion for the second reading “by title only” will allow for the Council to consider a third and final reading at the next regularly scheduled Council meeting.(May 28, 2018).

Council President Montero opened the public hearing, there were no comments, and the public hearing was closed.

Council President Montero asked for Council comments.

Councilor Horning stated he was curious whether Kevin had any images that show the areas that were included or put back in or taken out.

Mr. Cupples stated the County did a really good job and the maps were posted on their website and would actually show you what the current flood plain maps looked like and what the changes looked like.

Councilor Horning stated these maps have been online for a while.

Mr. Cupples stated the data was done back in 2016 and it has been on there for a long time.

Councilor Morrissey asked Mr. Van Thiel if he had a chance to review the document since there were a lot of changes that were done.

Dan Van Thiel, City Attorney, stated he did review the document and we were okay.

Council President Montero asked how property owners learned that their property has been taken out or put in.

Mr. Cupples stated he did not know how fast FEMA responds when you have flood insurance to a change in the flood insurance.

Council President Montero stated if a property owner can find out they are going out they can tell their insurance right away and save some money.

Mr. Cupples stated he would definitely be doing that.

Councilor Morrissey stated people added to the list have not been notified.

Mr. Cupples stated no.

Councilor Wright stated part of the process was that if someone requested a variance to this or questions the map then it goes before the Planning Commission and they have the authority to rule or what.

Mr. Cupples stated variances are really frowned upon by FEMA for anything and you can’t violate the FEMA standards. There was a provision in some areas that is more extensive then what FEMA requires. Since working for the City of Seaside there has been one variance.

Councilor Wright stated in some cases people do not get notified until they get something later on that is really going to cost them money. Do they have any recourse or are they out of luck.

Mr. Cupples stated if they are in an area and want to file a map amendment they can go through a process to do that but it is a long process and most cases it’s a flood plain ordinance and ran by FEMA.

Councilor Wright stated the second is the Council was reading first and second tonight is that because there was an absolute deadline that needs to be in place by June 30, 2018.

Mr. Cupples stated that was correct.

Councilor Wright stated he didn't normally like to do that.

Council President Montero stated with our reading with FEMA there is not a thirty day wait, so it's not as if Council has to do the third reading and have thirty days before June 30, 2018.

Mark Winstanley, City Manager, stated the thirty days was the City of Seaside rule not FEMA rules. FEMA would accept the fact after Council passes it but our rule requires it to be done thirty days prior.

Council President Montero stated which Council still could do at least two more Council meetings for FEMA rule but not a City of Seaside rule.

Mr. Van Thiel stated Council can read it for the last time at the next City Council meeting which would be May 28, 2018.

Mr. Winstanley stated then it would make the thirty days.

Councilor Wright stated he was not as concerned because there wasn't anybody here tonight to make a statement that is completely against this.

Councilor Morrisey stated he would like to see this get out in front of the public in the paper and things like that before the next meeting. Was that something we could work on because he did not know if people even knew about this?

Mr. Winstanley stated the City did advertise in the paper for a public hearing.

Mr. Cupples stated there was an open house before the maps were being generated at the Convention Center August, 2017.

Council President Montero stated she also had concerns about doing first and second readings at the same meeting. Council President Montero asked for a motion for first reading by title only.

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

Councilor Frank so moved for a second reading for Ordinance 2018-06 with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

**UNFINISHED BUSINESS:**

**VACANCY -  
CITY TREE BOARD**

Council President Montero announced there was one vacancy on the City Tree Board with no applications received. Council was accepting applications for the vacancy.

**VACANCY -  
AIRPORT COMMITTEE**

Council President Montero stated there were two vacancies on the Airport Committee with no applications received. Council was accepting applications for the vacancies.

**VACANCY -  
PARKS ADVISORY  
COMMITTEE**

Council President Montero stated there was one vacancy on the Parks Advisory Committee with no applications received. Council was accepting applications for the vacancy.

Council President Montero asked RJ, Seaside Signal/Daily Astorian to advertise the vacancy and for everyone to put it on their face book page.

**NEW BUSINESS:**

**LIQUOR LICENSE**

Council President Montero stated there was a liquor license application received from Seaside Liquor Store, 740 Avenue 'H'. Council President Montero stated the application was for an Off-Premises Sales License for an additional privilege. Council President Montero asked if the owner or representative was present and Robert O'Leary who was the owner, was present for Council questions.

Robert O'Leary, 740 Avenue 'H', Seaside, stated in the past they had not been able to carry beer and wine in the liquor store and a couple of years ago the Oregon Liquor License Commission (OLCC) changed the rules and liquor stores can now carry beer and wine. Mr. O'Leary further stated that is the reason he applied for the license was to carry beer and wine.

Councilor Frank so moved to approve the liquor license with a second from Councilor Phillips; carried unanimously. (Frank/Phillips)

**LIQUOR LICENSE**

Council President Montero stated there was a liquor license application received from Circle Creek RV Resort, 85658 Highway 101. Council President Montero stated the application was for an Off-Premises Sales License for a change of ownership. Council President Montero asked if the owner or representative was present and Haley Sagmeister who was a representative, was present for Council questions.

Haley Sagmeister, 85658 Highway 101, Seaside, stated this would be a liquor license for the RV Resort to sell beer and wine and that is about it.

Councilor Frank stated this was a store there now.

Ms. Sagmeister stated it is just a little store with items that people forget.

Councilor Frank asked if it basically served the park or was it open to the public.

Ms. Sagmeister stated mainly people from the park but people from the public are able to come in.

Council President Montero stated she was going to ask the same question she asked the original owner who got a liquor license. Are you going to be advertising this on the highway that you have alcohol for sale?

Ms. Sagmeister stated not that she knows of but she does not believe so.

Councilor Frank stated since Detective Barnes said it was ok he moved to approve the liquor license with a second from Councilor Morrissey; carried unanimously. (Frank/Morrissey)

**RESOLUTION #3913**

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

Carl Peters, Recology Western Oregon General Manager, stated Council was looking at seeing a three and a half percent change in the collection rates and given the challenges out in the market right now Recology was very pleased to be able to come through with a lower rate. Mr. Peters further stated China has been the recipient of approximately seventy percent of the worlds recycling and as of October, 2017, China decided there was a lot of recycling they would not take anymore and there was a list of twenty-four items. In the recycling business that was a pretty big deal because Recology was a recycling company not a landfill company. Recology was an employee owned company which was important. The companies were now paying double to dispose of trash and recycling and when folks are paying for a service we will offer the service. There will need to be better education for customers on what can be recycled and what can't be recycled.

Council President Montero stated she believed the three and a half percent were within the guidelines of the franchise agreement the City has had with Recology. Council President Montero asked if Council had any questions.

Councilor Horning stated there was a letter in the Council packet regarding the problem with birds spreading garbage from cans with lids that blow open because of the winds. Would there be some way of helping the public keep those lids tacked down.

Mr. Peters stated there were two items in the Council packet and that was the wind latch item and yard debris service. The wind latch fee was \$15.00 and that could very well be discussed on what the customer was getting for \$15.00. Mr. Peters would go back to Recology and discuss taking care of the containers with wind latches. Recology put a can elimination plan together and wanted to address bungee cords on containers because two employees have almost lost their eyes. We understand what customers are doing but our concern is from a safety standpoint and is very interested with the concern and want to come back to the City with some information on that to bring safety back and to help customers to participate. Mr. Peters further stated the next item was the yard debris and this had come up with the City Council prior. There were three basic ways to add yard debris service: A public drop-off similar to what they do in Cannon Beach but lets be clear that is not a free service but was embedded in the customers cost for services for Cannon Beach. On the cheap side of things which was not a great service everyone can take it to the Transfer Station in Astoria and drop it off there and it is a drive for people in Seaside and it was embedded in the cost for services. The more effective solution was curb side collection and that was to place carts at everyone's home and that is for yard debris and was a higher end cost. Taking it to the Transfer Station would be approximately fifty cent range where on the higher end where each customer had their own cart it would be two to three dollars each month and might be less if glass can be added. All these things can be done but there is always a cost to have those services.

Council President Montero stated last year when Council spoke about this service there was a proposal asked for and there were two considerations and what Mr. Peters is saying is that every single person who gets garbage service would have a rate increase to pay for the possibility of anybody having yard debris pick up.

The alternative to that was a subscription service and one thing the person was going to look at was how many people would have to subscribe in the City to make it economically feasible for Recology and she personally would like to see that looked at because she knows some of the economics of people around here and not everyone can take the rate increase for something they may not even use.

Mr. Peters stated with trucks running in the range of \$280,000.00 to \$300,000.00 for a truck and there is a number in there to make it happen. At one hundred percent participation the cost alone makes more sense. This was done in Astoria and everybody pays and there is approximately a seventy-four percent participation rate.

Councilor Horning stated if he could summarize and Council passed a yard debris collection and glass collection a thirty dollar bill might go up to forty dollars.

Mr. Peters stated that was very high and don't hold me to the total but approximately a fifteen percent increase and Recology would be happy to come back to report on those items.

Council President Montero asked for public comments.

Richard Porterfield, 1880 S. Downing, Seaside, stated we are talking about numbers and he was primarily interested in yard debris but wanted to know what percentage that was picked up here was sent to China.

Mr. Peters stated at this point probably zero.

Mr. Porterfield asked why the rates would be raised if Recology was not sending anything to China.

Mr. Peters stated there are other places that are accepting and charge Recology to receive it.

Mr. Porterfield stated you were saying that stuff was being sent to China but then nothing was being sent so why should you raise our rates.

Mr. Peters stated China was the big consumer of the world of recycling and they were paying for it and when China said we don't want it all the other places said they would not pay for those items so the economics of recycling disappeared almost at this point world wide so just the economics are gone but fundamentally it is the right thing to do and socially it was the right thing to do and environmentally it was the right thing to do.

Mr. Porterfield stated if it is not costing you more then why should it cost us more.

Mr. Peters stated one year ago we were paying five to six dollars a ton and the charge now is eighty-three dollars that is the impact. Recycling has gone from having some value to over double the cost of trash and would actually be more economical to throw recycling in the trash but it was not the right thing to do.

Mr. Porterfield stated the main reason he was at the meeting was to talk about yard debris. A good deal of homeowners in this area don't live here and they have professional yard people and those people haul it away somewhere. Those people who live here like me have to do something with it and I take it to Cannon Beach because the City doesn't provide it. How much more would it cost to have the same kind of service in Seaside as they do to Cannon Beach?

Mr. Peters stated he could throw a number out probably in the neighborhood of ninety cents a month but he planned to come back to the City Council with a proposal.

Mr. Porterfield stated ninety cents a month to whom. What does it cost you extra to pick it up in Seaside? If they stopped picking up in Cannon Beach how much of a break would they get.

Mr. Peters stated that would be up to the City of Cannon Beach. Recology charges the City of Cannon Beach per load and per time.

Mr. Porterfield asked what that is.

Mr. Peters stated he did not have that number.

Mr. Porterfield stated the president of the company doesn't know.

Mr. Peters stated he was not the president but was the general manager and there were over fifteen franchise agreements and he could not remember each individual account.

Council President Montero stated we were getting a little too deep and whatever contract that Recology has with Cannon Beach is completely different then the contract with the City of Seaside and it was not fair to asking what the prices were.

Mr. Porterfield stated the City of Seaside has the same space as Cannon Beach and we could put bins and it would be the same amount so why shouldn't we get charged the same amount as Cannon Beach.

Council President Montero stated Cannon Beach has approximately seventeen hundred people living there and if there is a flat rate divide by that amount compared to a flat rate for Seaside with three thousand customers. The City Council needs to give Recology the opportunity to put a proposal together and then we have something that is real to look at and to analyze. Mr. Porterfield brought up things that Mr. Peters could take and put in his equations.

Council President Montero asked if there were any other public comments.

Teresa Taylor, 1604 N. Holladay, Seaside, stated she wrote a letter and that was her neighbor's garbage can. Ms. Taylor has her garbage picked up on site and pays a little extra to have that done. Ms. Taylor thanked Mr. Peters for saying he would look into this and she was so excited because Seaside was number five in the world and number two in the United States and we need to keep Seaside looking nice. The pictures she took were just one block on a street. Ms. Taylor further stated everyone that needs a wind latch needs to get one and if they can be free to some people that can't afford it then that would be great.

Briana Boyd, 1940 Huckleberry Drive, Seaside, stated when it was raining outside and if there is water on the cardboard or the recycling will China not accept it.

Mr. Peters stated it was pretty common for companies to do moisture deductions for paper and cardboard that is wet.

Ms. Boyd explained how they used a dog leash to keep the lid down on her garbage which seemed to work.

Council President Montero stated she needed a motion to read the resolution by title only.

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

Council President asked for a motion to adopt.

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

**PRESENTATION -  
STREET VACATION**

Dan Dover, Main and Main, stated he was looking to develop the property at Avenue 'N' and Highway 101. In meeting with Kevin Cupples and Dale McDowell they highly recommended we request to be heard by the Council regarding the street vacation that would be required to make the development feasible. Mr. Dover further stated in the Council packets was a site plan of the proposed project and he would present Council with a PowerPoint to explain further. Mr. Dover further stated with Council's blessing, they would proceed with the Planning and Vacation process, ultimately bringing the necessary formal documents for the vacation request at a later date to the Council. Mr. Dover stated the vacation of the street has been vacated two times before and slotted for development and the permits and approvals had expired because no development took place and they would like to ask to have the streets vacated a third time. Mr. Dover further stated there was nothing set in stone and they were soliciting interest for the development and part of that is controlling the property first before making and getting commitments from tenants. There are not tenants finalized but there will be retail and potentially grocery in nature and there shouldn't be any issues with parking codes. Mr. Dover further stated he wanted to ask but there did not need to be a decision tonight but could be communicated through the Planning Department. What could that threshold be and if we worked to achieve that threshold could some decisions be made because it might be difficult to get the investors without knowing the vacation could be done. Mr. Dover further stated he has working with Kirk Fausett out of Warrenton and he had worked on the previous project and obtained those approvals. Mr. Dover presented a PowerPoint presentation for the City Council which was available in the City Council packets and would answer any questions.

Council President Montero stated at this point Council appreciates the presentation and looked forward to seeing further development of the plans. Council President Montero further stated she would defer to Dan Van Thiel for legal Counsel.

Mr. Van Thiel stated the Council has heard his advice on street vacations before and he has never changed his mind in all the years he has practiced law. Whether Council vacates streets or not it was a policy decision and not a legal decision. Mr. Van Thiel's advice from a legal standpoint is from your perspective and the cities perspective you have to ask when vacating streets is it in any way possible that the community would ever have the necessity to ever utilize those streets because once they are vacated they are gone. Mr. Van Thiel further stated he has listened to developers for decades and noticed looking at the comments that the development is not feasible which means economics or money. Mr. Dover stated they would not put millions of dollars into a development until the process moves further. Mr. Van Thiel stated he could give Council an opinion but it was their decision on a street vacation or not.

Councilor Frank stated he appreciated Mr. Dover's time and for the presentation. Council would not be making any conclusions and this would give Council time to look, explore, and talk to their experts.

Mr. Van Thiel stated there had been a suggestion that previously the Council vacated some streets and we will do that on occasion conditioned upon development and if there is not development then the streets are not vacated in essence. There was some approval granted some years ago and he was not sure if Mr. Dover is seeking to vacate more streets than what was vacated previously.

Mr. Dover stated his understanding was that it was the same streets.

Mr. Van Thiel stated if it is the same streets there must have been. He hasn't changed his mind but if approval was granted at one time and decided it was an exception.

Council President Montero stated this was a street vacation prior to any of us being on the Council however she sat in the audience and listened and for both of those which were three or four years apart and her recollection was that it was one street but the City went to a cost of going through all the stuff for vacating a street only to have nothing happen and then repeated that again. That was the kind of stuff Council was looking at and were looking forward to more plans and the City also bears the cost of all the time and paperwork it takes to vacate a street.

Councilor Morrissey asked Mr. Winstanley if Council could get some firm yes or no information on whether these streets were vacated in the past.

Mr. Winstanley stated staff can certainly go back and provide Council with information on what streets were vacated or not.

Mr. Van Thiel stated the minutes of the meeting would be helpful also.

Councilor Horning stated he would toss out for consideration the property was considered for the split right-of-way for the highway widening project that was turned down by the voters. As Councilor Horning recalled the Oregon Department of Transportation (ODOT) stated down the road they could not do a bypass around Seaside until they exhausted all of their opportunities which means in twenty-five years they would be coming and try to pull this couplet concept together again and if there is a development in the way it may limit ODOT on what they can do. It may be good or bad but does take away options.

Mr. Dover asked what the threshold would be or what City Council would like to see to get this to move forward.

Mr. Winstanley stated this had been done a couple of times before and to suggest there is not a cost to the City to do this work and this is what comes first the chicken or the egg. Basically Mr. Dover as a developer you are looking at the City and saying I cannot develop until I know Council will vacate and from the City standpoint we do not want to vacate unless we know there is a development that will take place. That is the problem and the City has jumped twice with anticipation of the development and there was no development.

Mr. Dover stated they were willing to pick up the cost and responsibility of the street vacation.

Mr. Winstanley stated the City looks at development to see if it is advantages to the City of Seaside and you are not in a position to tell the City what type of development would take place and these are the tenants and this is why it is not only advantages just to the City but advantages to all of the other citizens of Seaside. The City would look at this and say yes we want to vacate because we will be doing good things for the citizens of our community.

Mr. Dover stated with relatively certainty that one of the tenants is Grocery Outlets and with one could come others. This site would accommodate one other tenant. Grocery Outlet was hesitant to move forward without the commitment of the street vacation.

Mr. Winstanley stated that was the kind of information the Council was looking for.

Mr. Van Thiel stated is it the same kind of development now as it was before. If people were to know what was going into that site then they may be more comfortable.

Councilor Morrissey stated that would be the type of tenant that he could be inclined to make an exception for it is needed in the community and maybe a proposal from that tenant and also the information that it is only vacated if developed.

Mr. Van Thiel stated Mr. Dover should now be talking to the Planning Director to know what information needed to be provided to Council.

**REQUEST - CITY  
WATER SERVICES  
OUTSIDE CITY LIMITS**

Dale McDowell, Public Works Director, stated there was a request for a water meter installation outside the City of Seaside limits. Whitney Johnson, 83413 Raghorn Road, Seaside, has requested the water service for their new home to be built outside the city limits of Seaside. Based on the information provided to the City of Seaside Water Department, it is our recommendation to allow a Water Meter to be installed in this location. Mr. McDowell further stated this was part of the twenty-five homes the City of Seaside could provide for.

Councilor Frank stated once everything is installed the property owner would incur the cost from the meter onto their property.

Mr. McDowell stated that was correct the pump and water line is all on them.

Councilor Horning stated are the property owners the owners of Tonquin Trading.

Mr. McDowell stated that was correct.

Councilor Horning stated he would have to recuse himself and will not participate.

Council President Montero asked for a motion to approve the city water service at 83413 Raghorn Drive.

Councilor Frank moved with a second from Councilor Morrissey; carried with Councilor Horning recusing himself. (Frank/Morrissey)

**ORDINANCE 2018-07**

**AN ORDINANCE OF THE CITY OF THE SEASIDE, OREGON, REGARDING THE FRANCHISE WITH ASTOUND BROADBAND LLC DBA WAVE**

Mr. Winstanley stated Ordinance 2018-07 was an ordinance that will put in place a franchise agreement with the City of Seaside and Astound Broadband. The parent company was CoastCom and Council currently has a franchise agreement with CoastCom and there was a name change a couple of years ago to Astound Broadband. That original franchise agreement was for five years and that franchise agreement has run out and they would like to come back to Council and put in place a new franchise agreement for an additional five years. The terms of the new franchise agreement are basically the same.

Council President Montero asked for public comments, and there were no public comments.

Council President Montero asked for Council comments.

Councilor Phillips stated there had been a conversation at one time about not having long contracts.

Mr. Winstanley stated this contract is only for five years and is as short of a franchise agreement that we currently have. The franchise agreements the City used to enter into were twenty and twenty-five years so this franchise was short.

Council President Montero asked for a motion for first reading by title only.

Councilor Phillips so moved to read Ordinance 2018-07 by title only with a second from Councilor Horning; carried unanimously. (Phillips/Horning)

Council President Montero asked for a motion for second reading by title only.

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

**CITY COUNCIL  
MEETING - MEMORIAL  
WEEKEND**

Council President Montero stated there would be a meeting on Monday, May 28, 2018, Memorial Day. Council President Montero asked if any Councilors would not be at the meeting.

Councilor Phillips stated she would not be at the meeting.

**COMMENTS –  
CITY STAFF  
AND OTHERS**

Chief Ham stated there was an article in the newsletter for the Donkey Basketball that Seaside Police Department played in for Shiners’.

Joey Daniels, Seaside Fire Chief, stated the lifeguards would be starting in the next couple of weeks, the tower was up and there was water rescue training the last two Saturdays. There was a Drone sent up this last Saturday to drop off a lifejacket, trying that with the local fire chiefs in the county.

Mr. Cupples stated staff would be meeting with RARE Representatives and he thinks the City will be in line for a RARE participant this year.

Jon Rahl, Convention Center & Visitors Bureau Assistant General Manager, stated he brought show and tell tonight. There were advertisements ran on the Max-Line for twelve months and picking up bus advertisements. Mr. Rahl further stated the Convention Center this week had the Grand Lodge of Oregon in the building and that runs through May 18, 2018. The Miss Oregon Contestant Workshop comes into the convention center on May 20, 2018.

The Oasis Conference which is the Northwest Baptist Group was at the convention center May 21-23, 2018. The Souwester Garden Club Plant Sale is taking place May 24-25, 2018.

Councilor Phillips asked when is the wall getting smashed.

Mr. Rahl stated he believed they were still doing some work this week but no wall smashing. Russ is at an Executive Symposium in New York and would be back next week.

Kim Jordan, City Recorder, stated there were a few evaluations for the City Manager that still needed to be turned in.

Mr. McDowell stated Water Quality Reports would hit the mailboxes. Tomorrow he meets with the Airport Contractor for the 2019 Seal Coating.

Mark Winstanley, City Manager, thanked the Council for being willing to have the meeting on Memorial Day. There were a couple of ordinances in third and final and an advertisement out on a budget change.

**COMMENTS – COUNCIL**

Councilor Horning stated he was driving back from Portland last night and drove past a fifteen mile traffic jam from the Elderberry Inn to the Saddle Mountain turn off and he thinks it is Jon Rahl's fault with the great advertising that has been done.

Councilor Frank stated he wrote the same thing and came into town approximately 6:30 PM and it was plugged and he hates to keep saying bypass but it is the only thing that will alleviate that. Councilor Frank further stated he wanted to go on record as saying that he is so opposed to any kind of subsidized or government organization that would in any way compete with private sector businesses and we need to be real careful when grants are handed out and what they are being used for specifically and do they impede on businesses in town.

Councilor Phillips stated hats off to Jon Rahl and the advertising commission and I can't tell you how many people from all over because of her Miss America ask how Seaside Oregon got in the polls.

Councilor Wright thanked all volunteers especially the Budget Committee finished everything in four meetings so Mark could move ahead and Mark did a great job explaining the need for projects but you didn't explain where the money comes from. Councilor Wright stated he received the North Coast Land Conservancy Annual Report and it just impresses him how much grass roots support there is. Councilor Wright further stated he attended the Candlelight Service and it made him think about what he did in 2016 and what the City did. There were one hundred and twenty nine officers last year across the country that died.

Councilor Morrissey stated he wanted to update everyone on the Clatsop County Housing Committee and Johnson's Economics was selected and there was a long list of items they are doing and it would take approximately six months to finish and he would keep everyone updated. Councilor Morrissey asked RJ Marx to advertise the floodplain maps to make people aware.

RJ Marx stated there was a recent article about the Cannon Beach Flood Plain maps and it was all throughout the County.

Council President Montero stated when Chief Ham swore in the two new dispatchers she thought about the Citizens Police Academy this last week the class was able to sit with the dispatchers and listen to what they do and Mitch taught the class a lot of things and you do not realize how much stress is coming at those dispatchers. The police academy is wonderful and this Saturday we get to go to the firing range.

**ADJOURNMENT**

The regular meeting adjourned at 8:47 PM.

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Kim Jordan, Secretary

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JAY BARBER, MAYOR