

**AGENDA SEASIDE CITY COUNCIL MEETING  
SEPTEMBER 23, 2019 7:00 PM**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF AGENDA**
5. **PROCLAMATION – NATIONAL HISPANIC HERITAGE MONTH 2019**
6. **COMMENTS FROM STUDENT REPRESENTATIVE, Tristyn McFadden**
7. **COMMENTS – PUBLIC – (please keep speaking time to four minutes)**
8. **DECLARATION OF POTENTIAL CONFLICT OF INTEREST**
9. **CONSENT AGENDA**
  - a) **PAYMENT OF THE BILLS - \$733,023.78**
  - b) **APPROVAL OF MINUTES – September 9, 2019**
10. **REPORTS AND PRESENTATIONS:**
11. **UNFINISHED BUSINESS: None**
12. **NEW BUSINESS**
  - a) **APPROVAL – CITY OF SEASIDE WATERLINE EASEMENT, GREGORY AND TAUSHA PUGH, 385 ALPINE STREET**
  - b) **BID RESULTS – GENERATOR FURNISHING AND INSTALLING STANDBY POWER FOR THE CITY OF SEASIDE FIRE DEPARTMENT**
  - c) **UPDATE - SEASIDE CIVIC AND CONVENTION CENTER EXPANSION/RENOVATION CHANGE ORDER, Russ Vandenberg**
  - d) **UPDATE - SEASIDE CIVIC AND CONVENTION CENTER EXPANSION/RENOVATION, Russ Vandenberg**
  - e) **VACANCY - TRANSPORTATION ADVISORY COMMISSION – (TERM EXP.)**

13. COMMENTS FROM THE CITY STAFF
14. COMMENTS FROM THE COUNCIL
15. ADJOURNMENT

**Complete copies of the Current Council meeting Agenda Packets can be viewed at: *Seaside Public Library and Seaside City Hall. The Agendas and Minutes can be viewed on our website at [www.cityofseaside.us](http://www.cityofseaside.us).***

All meetings other than executive sessions are open to the public. When appropriate, any public member desiring to address the Council may be recognized by the presiding officer. Remarks are limited to the question under discussion except during public comment. This meeting is handicapped accessible. Please let us know at 503-738-5511 if you will need any special accommodation to participate in this meeting.



# CITY of SEASIDE

OREGON'S  
FAMOUS  
ALL-YEAR  
RESORT

989 BROADWAY  
SEASIDE, OREGON 97138  
(503) 738-5511

## PROCLAMATION

*Whereas*, the period from September 15 through October 15 has been set aside throughout the United States as National Heritage Month; and

*Whereas*, the term Hispanic or Latino refers to a person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin who can be of any race, any ancestry or any ethnicity; and

*Whereas*, the United States has always drawn its strength from the contributions of a diverse people; and

*Whereas*, National Hispanic Heritage Month is a time to recognize the contributions made and the important presence of Hispanic and Latino Americans to the United States; and

*Whereas*, Hispanic Americans have played a prominent and important role in our national heritage and our Hispanic American residents lift up our communities and our economy as entrepreneurs, executives, and small business owners; and

*Whereas*, a significant segment of the more than 37,000 people living in Clatsop County are Hispanic; and

*Whereas*, we honor the rich heritage of our Hispanic Community.

**NOW, THEREFORE, I, Jay Barber, Mayor of the City of Seaside**, in the State of Oregon, do hereby proclaim September 15, 2019 through October 15, 2019, as

## NATIONAL HISPANIC HERITAGE MONTH

in Seaside, and we call upon public officials, educators, and all residents to observe this month with appropriate ceremonies, activities, and programs as they share in this special annual tribute by learning and celebrating the generations of Hispanic and Latino Americans who have positively influenced and enriched our nation and society.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seaside to be affixed this 23rd day of September, 2019.



\_\_\_\_\_  
JAY BARBER, MAYOR



# CITY of SEASIDE

OREGON'S  
F A M O U S  
A L L - Y E A R  
R E S O R T

PUBLIC WORKS DEPARTMENT  
LOCATION: 1387 AVE U  
MAIL: 989 BROADWAY  
SEASIDE, OREGON 97138  
(503) 738-5112

Date: September 19, 2019

Recommendation to City Council

To: The Honorable Mayor and City Council

From: Dale McDowell – Public Works

RE: Waterline Easement, Lot 10, Block 1 Sunset Hills

Dear Honorable Mayor and City Council Members,

The North Transmission Waterline piping from the East Hills Reservoir to Sunset Hills requires the City of Seaside to parallel the existing fence on Mr. Gregory & Ms. Tausha Pugh's property. In order for this work to commence, the Pugh's have asked to be compensated for the permanent easement in the amount of \$20,000.

I hereby request that the City of Seaside enters into this permanent Waterline Easement with the Pugh's and compensate them for the access.

Respectfully yours,

Dale McDowell  
Public Works Director

## EASEMENT FOR ACCESS TO PROPERTY

FOR CONSIDERATION of the mutual covenants and agreements herein contained, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Gregory and Tausha Pugh, 385 Alpine Street, Seaside, ("Grantor") hereby grants and conveys to City of Seaside, 989 Broadway, Seaside, ("Grantee"), its successors and assigns, a perpetual, non-exclusive right of way and easement ("Easement") in, under, upon, about, over and through the property described on the attached Exhibit "A", hereto and incorporated herein by reference ("Property").

1. Grant. The easement granted hereby shall be for ingress and egress to, from, upon and over the Property described to provide access to other property owned by Grantee.
2. Streets. The Grantee may construct a permanent street or road on the property.
3. No Interference. Grantor shall not interfere with the Grantee's construction of such permanent street or road within the Easement.
4. Amendment. This Easement shall be amended only by a written and recorded instrument signed by the parties or the then current owner of the Property and the Easement.
5. This Easement shall be binding upon and inure to the benefit of the party's successors and assigns, heirs, beneficiaries and personal representatives.

1. Governing. This Easement shall be governed by and construed and enforced in accordance with the laws of the State of Oregon. SIGNED on this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

GRANTOR - Gregory and Tausha Pugh

\_\_\_\_\_

GRANTEE – City of Seaside Mark J. Winstanley, City Manager

\_\_\_\_\_

NOTARY:

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Personally appeared before me, the undersigned authority in and for the said County and State, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, within my jurisdiction, the within named \_\_\_\_\_, Grantor, who acknowledged that he executed, signed and delivered the above and foregoing instrument on the date there provided.

\_\_\_\_\_

NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_

**LEGAL DESCRIPTION OF WATERLINE EASEMENT**

To be Granted by  
**Gregory & Tausha Pugh**  
to  
**City of Seaside, Oregon**

A variable width non-exclusive easement for the purposes of construction and maintenance of a waterline over, across, and through a portion of Lot 10, Block 1, in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon, more particularly described as follows:

**Beginning** at a point on the east line of Lot 10, Block 1, in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon; said point of beginning bears North 0°11'25" West 31.27 feet from the southeast corner of said Lot 10;

Thence North 56°38'19" West 43.78 feet to a point on the southwesterly line of said lot 10; said point bears North 33°31'47" West 66.39 feet from the southeast corner of Lot 10;

thence North 33°31'47" West, along the southwesterly line of Lot 10, a distance of 118.52 feet;

thence leaving said southwesterly line, North 11°46'28" West 10.79 feet to a point that is 4.00 feet from, when measured at right angles to, the southwesterly line of Lot 10;

thence North 33°31'47" West, parallel with the southwesterly line of Lot 10, a distance of 13.88 feet to the northwesterly line of Lot 10;

thence northerly, along the northwesterly line of Lot 10, on the arc of a 75.00 foot radius curve, concave northwesterly, the central angle of which is 8°02'19", the chord of which bears North 38°29'00" East, a distance of 10.51 feet, an arc length of 10.52 feet;

thence leaving said northwesterly line, parallel with the southwesterly line of Lot 10, South 33°31'47" East 19.04 feet;

thence South 11°46'28" East 10.79 feet to a point that is 10.00 feet from, when measured at right angles to, the southwesterly line of Lot 10;

thence South 33°31'47" East, parallel with said southwesterly line, 90.12 feet;

thence North 56°28'13" East 10.00 feet to a point that is 20.00 feet from, when measured at right angles to, the southwesterly line of Lot 10;

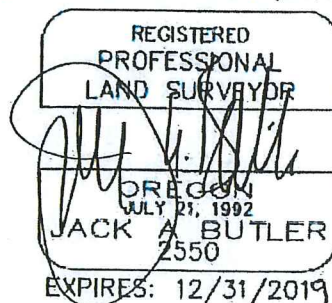
thence South 33°31' 47" East, parallel with said southwesterly line, a distance of 22.39 feet;

thence South 56°38'19" East 26.43 feet to the east line of said Lot 10;

thence South 0°11'25" East, along the east line of Lot 10, a distance of 24.00 feet to the **Point of Beginning**.

Containing 2,373 square feet, more or less.

Bearings are based on the Oregon Coast Reference System, as determined by GPS observations.





1725 N Roosevelt Dr, Ste B, Seaside OR 97138  
(503) 728-3425 - [www.sflands.com](http://www.sflands.com)

PROJECT NO. 2019-G016-07  
June 5, 2019  
CC

**LEGAL DESCRIPTIONS OF TEMPORARY CONSTRUCTION EASEMENTS**

To be Granted by  
**Gregory & Tausha Pugh**  
to  
**City of Seaside, Oregon**

**Temporary Construction Easement #1**

A non-exclusive temporary construction easement for the purpose of construction of a waterline over, across, and through a portion of Lot 10, Block 1, in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon, more particularly described as follows:

**Beginning** at a point on the southwesterly line of Lot 10 in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon; said point of beginning bears North 33°31'47" West 184.91 feet from the southeast corner of Lot 10;  
thence North 33°31'47" West, along the southwesterly line of Lot 10, a distance of 23.02 feet to the most westerly corner of Lot 10;  
thence northerly, along the northwesterly line of Lot 10, on the arc of a 75.00 foot radius curve, concave northwesterly, the central angle of which is 3°07'45", the chord of which bears North 44°04'02" East, a distance of 4.10 feet, an arc length of 4.10 feet;  
thence leaving said northwesterly line, parallel with the southwesterly line of Lot 10, South 33°31'47" East 13.88 feet;  
thence South 11°46'28" East 10.79 feet to the **Point of Beginning**.  
Containing 74 square feet, more or less.

**Temporary Construction Easement #2**

A non-exclusive variable width temporary construction easement for the purpose of construction of a waterline over, across, and through a portion of Lot 10, Block 1, in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon, more particularly described as follows:

**Commencing** at the southeast corner of Lot 10, Block 1, in the plat of Sunset Hills, in the City of Seaside, Clatsop County, Oregon;  
thence North 0°11'25" West, along the east line of Lot 10, a distance of 55.27 feet;  
thence leaving said east line, North 56°38'19" West 26.43 feet;  
thence North 33°31'47" West, parallel with the southwesterly line of Lot 10, a distance of 22.39 feet to the **Point of Beginning** of the herein describe easement;  
thence continuing North 33°31'47" West 40.00 feet; thence South 56°28'13" West 6.00 feet; thence North 33°31'47" West 60.15 feet; thence South 11°46'28" East 10.79 feet; thence South 33°31'47" East, parallel with the southwesterly line of Lot 10, a distance of 90.12 feet; thence North 56°28'13" East 10.00 feet to the **Point of Beginning**.  
Containing 621 square feet, more or less.

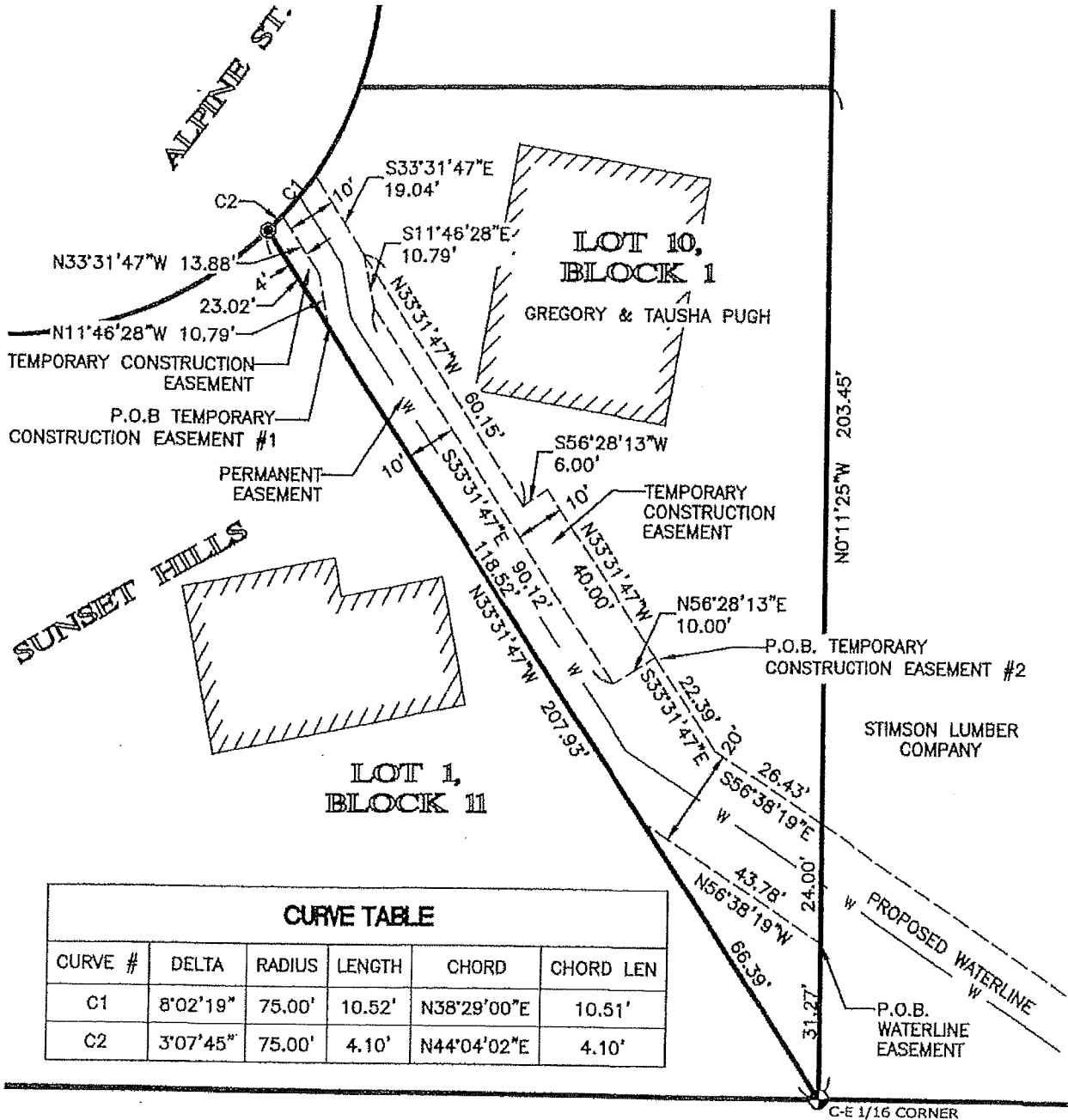
Basis of bearings for these descriptions is the Oregon Coast Reference System, as determined by GPS observations.





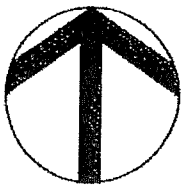
**EXHIBIT OF PROPOSED WATERLINE EASEMENTS  
LOT 10, BLOCK 1, SUNSET HILLS  
CITY OF SEASIDE, CLATSOP COUNTY, OREGON**

SW1/4 OF NE1/4 SECTION 22, T6N, R10W, W.M.



**CURVE TABLE**

CURVE #	DELTA	RADIUS	LENGTH	CHORD	CHORD LEN
C1	8°02'19"	75.00'	10.52'	N38°29'00"E	10.51'
C2	3°07'45"	75.00'	4.10'	N44°04'02"E	4.10'



1 INCH = 30 FEET



Date: 6-5-2019  
Proj No: 19-G016-07

1725 N ROOSEVELT DR, STE B  
SEASIDE, OR 97138  
(503) 738-3425

www.sflands.com  
info@sflands.com





# CITY of SEASIDE

OREGON'S  
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RESORT

989 BROADWAY  
SEASIDE, OREGON 97138  
(503) 738-5511

September 23, 2019

To: The Honorable Mayor and City Council  
From: City Manager Office  
Contact: Joey Daniels and Kim Jordan

## Re: Seaside Fire Department Generator Replacement Project – Corrected Bid Results

Staff presented to City Council at the City Council meeting August 12, 2019, regarding the bid results for the Fire Department Generator Replacement Project. There were two bids received. The first bid from Power System Plus, Inc. was in the amount of \$68,293.41 and the second bid was from Inland Electric Inc. in the amount of \$98,800.00. The City Council approved accepting the bid from Power System Plus, Inc. in the amount of \$68,293.41.

Following the meeting the City Recorder sent an email informing Power System Plus, Inc. that they received the low bid at \$68,293.41 for the generator project. On August 13, 2019, there was an email received from Power System Plus, Inc. that stated the city should wait to present to City Council until some questions could be answered. 1) What is the individual amperage rating of each building (fire station and City Hall). 2) Would the utility service provider allow our upgraded generator electrical design and electrician to utilize existing CT cans and devices as raceways for newly installed wiring.

The City offered Power System Plus, Inc. two weeks to respond with any new bid information to present. The bid information was received on September 6, 2019, and a new bid for the existing project was presented in the amount of \$135,823.91 or a proposed new bid as an alternate was presented for two individual and complete installations for each building which would not exceed \$96,453.82.

After staff discussed the information received, there was a call to Inland Electric to find out if they would honor their existing bid proposal of \$98,800.00 and they agreed to honor their existing proposal. With that information received, staff is recommending the bid from Power System Plus, Inc. be rejected and the bid from Inland Electric be accepted in the amount of \$98,800.00.



CIVIC AND CONVENTION CENTER

## MEMORANDUM

TO: Honorable Mayor & City Council  
FROM: Russ Vandenberg, General Manager  
DATE: September 17, 2019  
RE: SCCC Expansion/Renovation – Change Order #08

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We have received the following change order for the SCCC Expansion/Renovation project:

This zero-sum change order will extend our current contract with O'Brien & Company, LLC to October 31, 2019 for the purpose of Project Completion.

After making a detailed review of all changes, staff recommends approving this change order.



Change Order Request

O'Brien &Company LLC.  
P.O Box 4008  
Wilsonville, Or. 97070  
Phone 971-865-2983

CCB#195235

Owner:  
City of Seaside  
989 Broadway  
Seaside, Or. 97138

Project:  
18-184/Seaside Convention Center  
415 1st Ave  
Seaside, Or. 97138

Change Order Request #008

Item: 1

Contract extension for Project Completion to October 31, 2019

Cost Type	Estimated	Markup	Amount
Time Extension	\$0.00		\$0.00

Approved By:  
Signed: \_\_\_\_\_  
Date: \_\_\_\_\_

Submitted By: Chris Sumpter  
Signed: \_\_\_\_\_  
Date: **Chris Sumpter** \_\_\_\_\_

Digitally signed by Chris Sumpter  
DN: cn=US, e=chris.sumpter@obrien-co.com,  
o=O'Brien Construction, OU=Coast Area  
Manager, cn=Chris Sumpter  
Date: 2018.09.17 16:21:56-0700

## **TRANSPORTATION ADVISORY COMMISSION**

**(Meetings are scheduled the third Thursday of every month at 6:00 PM)**

The purpose of the Transportation Advisory Commission is an advisory body to make recommendations to the City Council on matters concerning transportation and proposed transportation projects. The Transportation Advisory Commission shall have the powers and duties which are now or may hereafter be assigned to it by Charter, ordinance, resolution or order of this city and in addition it will:

- Assist the City Council in recognizing community priorities by advising on transportation policies and goals;
- Increasing communications between the City, the public, the Oregon Department of Transportation (ODOT), the County, and all interested parties;
- Reduce misunderstandings concerning transportation planning, design, and construction;
- Review current transportation related ordinances and recommend amendments;
- Review proposed transportation projects planned for the City of Seaside and make recommendations;
- Review the City of Seaside Transportation Systems Plan every five years and report to the City Council;
- Complete other projects, as they relate to transportation, as directed by the City Council.

The Commission shall consist of five members who are not employees of the City of Seaside and who will be appointed by the City Council. A minimum of four members shall reside within the city limits; and one member may live outside the city limits in order to represent concerns of neighboring properties and jurisdictions.

All members shall serve for a term of four years. Any portion of a term exceeding one-half the period of the term shall be considered a term.

Each year in January, the first meeting of the Commission, the members shall appoint one of their members as Chairperson and one as Vice-Chairperson. City staff shall serve as Secretary to the Transportation Advisory Commission. Minutes of all meetings will be filed with the City Council.

The commission shall hold a regular meeting at least once each month of the calendar year. The meeting shall be open to the public and legally noticed.

## COMMITTEE/COMMISSION APPOINTMENT

1. **Date Council Notified:** November 12, 2018  
  
**Name:** Terry Hartill  
Vineeta Lower  
  
**Commission/Committee:** Transportation Advisory Commission  
  
**Resignation Date:** N/A  
  
**Term Expiration Date:** October 1, 2019  
  
**Wants to be considered again:** Yes – Hartill and Lower
  
2. **Applicants:**  
Terry Hartill  
Vineeta Lower
  
3. **Nominations:**
  
4. **Appointment:**



# CITY of SEASIDE

OREGON'S  
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989 BROADWAY  
SEASIDE, OREGON 97138  
(503) 738-5511

## TRANSPORTATION ADVISORY COMMISSION

Term of Office: 4 years  
Number of Members: 5

Chairperson\*  
Vice Chairperson\*\*

<u>NAME</u>	<u>ADDRESS</u>	<u>PHONE</u>	<u>TERM EXP.</u>
TERRY HARTILL*	85208 HWY 101	503-738-7108	10/01/2019
VINEETA LOWER	815 6TH AVENUE	503-621-6588	10/01/2019
BILL CARPENTER	PO BOX 797	503-738-5410	10/01/2020
DAVID POSALSKI	PO BOX 208	503-536-5396	10/01/2020
BEN OLSON**	2025 MAPLE ST.	503-738-2956	10/01/2022
DALE MCDOWELL	1387 AVENUE 'U'	503-738-5112	Public Works