



AGENDA

ASTORIA CITY COUNCIL

March 7, 2016

7:00 p.m.

2nd Floor Council Chambers

1095 Duane Street · Astoria OR 97103

1. **CALL TO ORDER**

2. **ROLL CALL**

3. **REPORTS OF COUNCILORS**

4. **CHANGES TO AGENDA**

5. **PRESENTATIONS**

- (a) Astoria/Warrenton Chamber of Commerce

6. **CONSENT CALENDAR**

The items on the Consent Calendar are considered routine and will be adopted by one motion unless a member of the City Council requests to have any item considered separately. Members of the community may have an item removed if they contact the City Manager by 5:00 p.m. the day of the meeting.

- (a) City Council Minutes of 2/1/16
- (b) City Council Minutes of 2/16/16
- (c) City Council Special Meeting Minutes of 2/2/16
- (d) City Council Special Meeting Minutes of 2/4/16
- (e) Boards and Commissions Minutes
 - (1) Library Board Meeting of 1/26/16
- (f) Mutual Aid Agreement between City of Astoria Fire Department and Medix Ambulance (Fire)
- (g) Renewal of Intergovernmental Agreement between the City of Astoria and the State of Oregon for Hazardous Materials Emergency Response Team Services (Fire)
- (h) Request for Authorization to Submit Grant and Receive Funds for Pedestrian Safety Program (Police)
- (i) Dr. Edward Harvey Historic Preservation Award Nominations (Community Development)
- (j) Authorization to Light the Astoria Column a Teal Hue for the Month of April in Recognition of Sexual Assault Awareness Month (Parks)
- (k) Authorization to Submit Certified Local Government Grant Request (Community Development)

7. **REGULAR AGENDA ITEMS**

All agenda items are open for public comment following deliberation by the City Council. Rather than asking for public comment after each agenda item, the Mayor asks that audience members raise their hands if they want to speak to the item and they will be recognized. In order to respect everyone's time, comments will be limited to 3 minutes.

- (a) Resolution Approving Referral to the Electors of the City of Astoria the Question of Imposing a Three Percent Tax on the Sale of Marijuana Items by a Recreational Marijuana Retailer within the City (Police)

7. REGULAR AGENDA ITEMS (*continued*)

- (b) Request to Purchase City Owned Property Adjacent to 323 Alameda Avenue (Public Works)
- (c) Ordinance Granting a Nonexclusive Right and Franchise to CoastCom, Inc. (1st reading) (City Attorney/Finance)

8. NEW BUSINESS & MISCELLANEOUS, PUBLIC COMMENTS (NON-AGENDA)

9. EXECUTIVE SESSION

- (a) ORS 192.660(2)(i) – Performance Evaluations of Public Officers and Employees

THIS MEETING IS ACCESSIBLE TO THE DISABLED. AN INTERPRETER FOR THE HEARING IMPAIRED MAY BE REQUESTED UNDER THE TERMS OF ORS 192.630 BY CONTACTING JULIE YUILL, CITY MANAGER'S OFFICE, 503-325-5824.



CITY OF ASTORIA
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March 3, 2016

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ASTORIA CITY COUNCIL MEETING OF MARCH 7, 2016

PRESENTATIONS

Item 5(a): Astoria/Warrenton Chamber of Commerce

Representatives from the Chamber of Commerce will provide Council with a report regarding their projects from the past year.

CONSENT CALENDAR

Item 6(a): City Council Minutes

The minutes of the City Council meeting of February 1, 2016 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(b): City Council Minutes

The minutes of the City Council meeting of February 16, 2016 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(c): City Council Special Meeting Minutes

The minutes of the special City Council meeting of February 2, 2016 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(d): City Council Special Meeting Minutes

The minutes of the special City Council meeting of February 4, 2016 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(e)(1): Boards and Commissions Minutes

The minutes of the Library Board meeting of January 26 is enclosed. Unless there are any questions or comments regarding the contents of these minutes, they are presented for information only.

Item 6(f): Mutual Aid Agreement between City of Astoria Fire Department and Medix Ambulance (Fire)

A Mutual Aid or Assistance Agreement has been in place between the City of Astoria Fire Department and Medix Ambulance Service since January 31, 1990. The Agreement has not been updated or amended since that time. A copy of the original Agreement is provided for Council's information. Astoria Fire Department personnel respond with Medix to requests for emergency medical assistance according to our established "Emergency Medical Response Dispatch Protocols" which is attached. Clatsop County and Medix Ambulance Service are currently negotiating a new contract for emergency medical response and patient transportation services throughout the County including the City of Astoria. Updating the mutual assistance Agreements between Medix and County fire agencies has been requested as part of the new Contract negotiation process. City Attorney Henningsgaard has reviewed and approved as to form the proposed Agreement. It is recommended that Council authorize approval of the updated Mutual Assistance Agreement between the City of Astoria Fire Department and Medix Ambulance Services, Inc.

Item 6(g): Renewal of Intergovernmental Agreement between the City of Astoria and the State of Oregon for Hazardous Materials Emergency Response Team Services (Fire)

The City of Astoria Fire Department has provided regional hazardous materials emergency response team services through an Intergovernmental Agreement (IGA) with the State of Oregon Office of State Fire Marshal (OSFM) since 1991. This agreement has been renewed every other year since then. The attached IGA spells out the responsibilities of the City of Astoria Fire Department and those of the OSFM including cost recovery procedures incurred by the Astoria Fire Department. Termination of the IGA between the City of Astoria and the Office of State Fire Marshal may be facilitated by mutual consent upon 180 days notice in writing. It is recommended that Council approve the Inter-governmental Agreement with the State of Oregon Office of State Fire Marshal for regional hazardous materials emergency response team Services.

Item 6(h): Request for Authorization to Submit Grant and Receive Funds for Pedestrian Safety Program (Police)

The Police Department has identified the ability to obtain funds to conduct overtime enforcement activities related to pedestrian safety. The grant funds are available from Oregon Impact. These dollars are specifically tied to pedestrian crossing enforcement targeting driver behavior. To comply with the grant terms, the Department must conduct the enforcement following strict guidelines issued by

Oregon Impact. These guidelines include doing the enforcement at marked crosswalks, during daylight hours and non-inclement weather. The non-inclement weather focuses the enforcement in the summer months in order to increase the likelihood of not having to cancel scheduled events. The Department feels it can adequately staff and perform two of these focused activities during the grant period while following the guidelines issued by Oregon Impact. These activities, and the cost of training the activity coordinator, would total approximately \$1,282.50. This is the amount of funds the department would request from Oregon Impact. It is recommended that Council approve the application for and acceptance of funds totaling \$1,282.50 from Oregon Impact.

Item 6(i): Dr. Edward Harvey Historic Preservation Award Nominations (Community Development)

The City of Astoria Historic Landmarks Commission is seeking nominations for the Dr. Edward Harvey Historic Preservation Award. The award is presented each year to recognize a property owner(s) who have completed exterior restoration or beautification of a building which exemplifies the historical attributes of the building or the architectural heritage of Astoria. The work must have been completed within the last two years. Nominations may include residential, commercial, public, and other types of buildings. The awards will be presented by the Mayor in June. Anyone wishing to submit a nomination should contact Sherri Williams at the City of Astoria, 503-338-5183, swilliams@astoria.or.us, or send a nomination (no form required) to the Community Development Department, City of Astoria, 1095 Duane Street, Astoria OR 97103. Nominations must be received no later than 5:00 p.m. on April 15, 2016.

Item 6(j): Authorization to Light the Astoria Column a Teal Hue for the Month of April in Recognition of Sexual Assault Awareness Month (Parks)

In partnership with the Domestic Violence Council, the Harbor, and the Friends of the Astoria Column, the Parks and Recreation Department is requesting permission to change the lighting color on the Astoria Column to a teal hue for the month of April 2016 in recognition of Sexual Assault Awareness Month. It is recommended that City Council authorize the change in lighting at the Astoria Column to a teal hue for the month of April 2016 in recognition of Sexual Assault Awareness Month.

Item 6(k): Authorization to Submit Certified Local Government Grant Request (Community Development)

The City of Astoria has previously submitted grant applications to the Certified Local Government (CLG) program of the State Historic Preservation Office (SHPO). This year, the City is eligible for funds again; the deadline for submission was February 26, 2016. Due to time constraints, the application was submitted prior to Council authorization. The application can be withdrawn if Council does not authorize submittal. \$11,000 in CLG grant funds were requested to provide façade improvement grants following a process utilized by the City in earlier approved façade improvement grants. Grants will be limited to \$3,000 and

matched by the property owner. In addition, staff proposes the CLG grant include \$1,000 in architectural design assistance to assist property owners in rehabilitating historic buildings. The total requested CLG grant is \$12,000; a 1:1 match is required from the City. The match would be met by current staffing and existing budget items on the above-mentioned projects. Volunteer hours associated with the CLG funded project, as well as Historic Landmarks Commissioner time, can also be applied to meet the match as in-kind support. It is recommended that Council authorize submittal of the grant request to the Certified Local Government Program of the State Historic Preservation Office in the amount of \$12,000.

REGULAR AGENDA ITEMS

Item 7(a): Resolution Approving Referral to the Electors of the City of Astoria the Question of Imposing a Three Percent Tax on the Sale of Marijuana Items by a Recreational Marijuana Retailer within the City (Police)

At its February 16, 2016 meeting, Council adopted a resolution setting the ballot title, question, and summary that referred the implementation of an ordinance taxing recreational marijuana to the voters. During the meeting Council provided direction that they desired to edit the ballot title, question and summary. This edit was adopted by the Council. When staff attempted to publish the title on February 17, 2016 as required by law, they learned the title and question had exceeded the maximum word count allowed. This matter cannot be edited by staff since the issues were adopted by Council. Staff has prepared a new title and question that they believe reflect the intent of the Council and return it for Council consideration. To refer the matter to the voters, Council would adopt the resolution. This adoption will set the ballot title. The ballot title will be published in the “newspaper of general circulation in the city”. After a period of review, if no objection to the ballot title is filed, the matter will be filed with the County Elections Official. It is recommended that Council consider adopting the proposed resolution to refer a 3 percent local option tax to the November 8, 2016 ballot.

Item 7(b): Request to Purchase City Owned Property Adjacent to 323 Alameda Avenue (Public Works)

A request has been received from Bruce Conner to purchase City-owned property directly southeast of his property located at 323 Alameda Avenue. The City property is approximately 1.0 acre (Lots 25 to 41, Block 17 Map number 80907CD, Tax Lot 06400). Mr. Conner intends to construct his retirement home on the property in the future. If Council is willing to consider the potential sale of this property, an appraisal will be ordered. Once the appraisal has been received and Mr. Conner has been notified of the appraised value, staff will return to Council with the information and the request that a public hearing be set to discuss the sale. It is recommended that Council consider the potential sale of City property across from 323 Alameda Avenue and direct staff to order an appraisal of the subject property.

Item 7(c): Ordinance Granting a Nonexclusive Right and Franchise to CoastCom, Inc. (1st reading) (City Attorney/Finance)

The City of Astoria has telecommunication franchise agreements with several telecommunication and utility service providers who utilize City public rights-of-way for the placement of infrastructure. In 2008, the City of Astoria granted CoastCom, Inc., nonexclusive right and entered into a five year franchise allowing CoastCom to construct, operate and maintain telecommunications system in the City's rights-of-way. Ordinance No. 08-03 with CoastCom, Inc., terminated September 19, 2013. CoastCom has continued to pay franchise fees to the City per the expired ordinance and wishes to renew nonexclusive right and franchise. CoastCom, Inc., provides telecommunications services to Clatsop County, LS Networks, Sunset Empire Transportation, and the City of Astoria. The provisions of this franchise are similar to franchise agreements negotiated with other users of public rights-of-way. Presented for Council's consideration is a proposed ordinance drafted by City Attorney Henningsgaard granting a franchise to CoastCom, Inc., for operation of telecommunications facilities within City rights-of-way. It is recommended that City Council conduct the first reading of the proposed ordinance.

EXECUTIVE SESSION

Item 9(a): ORS 192.660(2)(i) – Performance Evaluations of Public Officers and Employees

The City Council will meet in Executive Session to discuss performance evaluations.