

A regular meeting of the Astoria Common Council was held at the above place at the hour of 7:00 pm.

Councilors Present: Mayor Pro Tem Nemlowill, Warr, Price. Ward 2 is vacant.

Councilors Excused: Mayor LaMear

Staff Present: City Manager Estes, Community Development Director Cronin, Parks and Recreation Director Cosby, Finance Director Brooks, Fire Chief Ames, Police Chief Johnston, Public Works Director Cook, and City Attorney Henningsgaard. The meeting is recorded and will be transcribed by ABC Transcription Services, Inc.

City Manager Estes confirmed that former Councilor Herzig had provided notice that his seat was now vacant.

REPORTS OF COUNCILORS

Item 3(a): Councilor Warr reported that he attended Ray Goforth's celebration of life. He was amazed at the affection such a huge diversity of the community held for her. Ms. Goforth was instrumental in getting the Maritime Memorial built. The event was wonderful and he believed the community said a proper good bye to Ms. Goforth.

Mayor Pro Tem Nemlowill added that Ray Goforth was known as the Mayor of Uniontown.

Item 3(b): Councilor Price reported that the Citizen's Police Academy began the week before. The academy is held every Thursday from 6:00 pm to 9:00 pm and there is still space for more people to join. She knew a lot about police operations, but had learned a lot from the one session she attended. She was looking forward to completing the course. She announced that Raina Christian's Harvest Moon Festival installation is up and it is very beautiful, particularly in the evening. Ms. Christian brought a lot of honor to herself, her family, Astoria, and her Chinese heritage. She opened Councilor Price's imagination to what should be and what could be at Heritage Square if the project were completed. She saw many pieces of art that she had never noticed before. She congratulated and thanked Ms. Christian, noting that she is a high school senior with an enormous amount of poise and creativity. She attended City Hall Week for the first time. The League of Oregon Cities asked cities to rate a variety of subjects, and then they picked the top four to advocate for at the upcoming legislative session. The four priorities were property taxes, recreational immunity, transportation, and the Public Employees Retirement System (PERS). She was grateful that Senator Johnson was in Astoria because she gave an enormous amount of background information and understanding about what this meant and what the legislature was likely to do. Councilor Price also noted that Brew Fest would be next weekend.

Item 3(c): Mayor Pro Tem Nemlowill explained she was wearing a sports jersey because Director Cronin was the self-described point guard for the Blazers when they visited Astoria earlier that day. The team raised a Blazers flag at City Hall and a wonderful event was planned at Heritage Square. The Blazer broadcasters, dancers, and team ambassadors visited local schools to donate playground equipment, basketball hoops, balls, and \$1,000 to the Parks Community Fund for scholarships. She reported that the Parks Department received a grant, made possible in part by the new Parks Master Plan, which will allow the City to do some work at parks. The City also won several awards for the Parks Master Plan. She asked Director Cosby to give more details.

Director Cosby announced the Oregon Parks and Recreation Department granted the City a Local Planning Grant for \$40,000 to create site plans for McClure and Shively Parks, a top recommendation in the Parks Master Plan. The City is providing a \$16,000 match and some administrative time to the grant. This fall, the City will procure a consultant to do the planning and design work. Public participation will be conducted January through April 2017 and final plans will be complete in June 2017. The Parks Department won two awards over the last week for their Parks Master Plan. One award was from the Oregon Parks and Recreation Association for planning. The other award was from the Oregon Chapter of American Planning Association for public involvement and participation. The City is happy that Parks Master Plan has resulted in wonderful outcomes after all the work that was put into it.

Mayor Pro Tem Nemlowill called for a round of applause for Ian Sisson and Director Cosby.

CHANGES TO AGENDA

There were no changes.

PROCLAMATIONS

Item 5(a): Domestic Violence Awareness Month

Mayor Pro Tem Nemlowill read the proclamation declaring October as Domestic Violence Awareness Month.

CONSENT CALENDAR

The following items were presented on the Consent Calendar:

- 6(a) Authorization to Award Professional Services Contract for 33rd and Leif Erikson Streetlight Project (Public Works)
- 6(b) Purchase of Non-Invasive Cardiac CPR Support Pump (Fire)
- 6(c) Addition of Job Title of Human Resources Support for Schedule F-1 of Salary Resolution No. 16-12 (Finance)
- 6(d) Pump Station No. 1 Upgrades – Progressive Design Build Contract Amendment for Additional Work (Public Works)
- 6(e) Revision of Aquatic Center Supervisor Job Description and Addition of Position to Schedule E, Range 36, of Salary Resolution No. 16-12 (Parks)

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr, to approve the Consent Calendar. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

REGULAR AGENDA ITEMS

Item 7(a): Liquor License Application from Jeremy French, doing business as Reveille Ciderworks, Located at 1343 Duane Street, for a New Outlet for a Winery License (Finance)

A Liquor License Application has been filed by Jeremy French, doing business as Reveille Ciderworks, Located at 1343 Duane Street, Astoria. The application is for a New Outlet for a Winery License. The appropriate departments have reviewed the application and it is recommended that Council consider approval of the application.

Mayor Pro Tem Nemlowill declared a potential conflict of interest, as her husband owns Fort George Brewery. However, Reveille Ciderworks is not currently a client. She did not believe this would be a direct conflict and planned to vote.

Councilor Warr noted that Staff has not taken a position, either for or against the application. City Manager Estes explained that while Staff had recently taken a position on some liquor license applications, Staff does not typically take any position. He confirmed that Staff had no concerns with this application.

Councilor Price asked if the Police Department had reviewed the application because she had never seen an application submitted to Council without a note from the Police Department. Chief Johnston replied the Police Department does not usually comment on liquor license applications unless there are substantive factors that would lead the Department to make a recommendation.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Price to approve the Liquor License Application by Jeremy French, dba Reveille Ciderworks, for a New Outlet for a Winery License. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

Item 7(b): Public Hearing and Contract Award for Bear Creek Dam Valve Repair (Public Works)

The City of Astoria's Bear Creek Dam is a 90-foot high concrete dam built in 1912, which was raised 15 feet in 1953. The Oregon Water Resources Department (OWRD) has classified the Dam as a high hazard dam due to the dam's proximity to human population areas downstream. In 2013, a seismic failure was performed and is now complete. It was determined that the dam does not need to be structurally modified/mitigated to protect against seismic failure. The City has some work to do at the headworks to prevent future dam overtopping events. Future projects consist of repair to the 63-year-old main drainage piping, a probable maximum flow study for the watershed, and a possible future overflow weir to the east of the Bear Creek Reservoir. This memorandum relates to repairs of the drainage piping for the dam. Staff is recommending that a \$30,000 contract be executed with Dam Maintenance Management, a company that specializes in dam rehabilitation and maintenance. In order to sole source to this firm, our City Code requires that an exemption findings be prepared and a public hearing be held. Findings have been prepared and are outlined in the memo to Council. The contract and the exemption findings have been reviewed by City Attorney, Blair Henningsgaard. It is recommended that Council conduct a public hearing for the purposes of taking public comments on the findings for exemption from the competitive solicitation requirements, and adopt findings that authorize the sole sourcing of the goods and services contract with Dam Maintenance Management to provide valve repair services for the not-to-exceed amount of \$30,000.

Mayor Pro Tem Nemlowill opened the public hearing at 7:20 pm and called for public comments. Hearing none, she closed the public hearing at 7:20 pm and confirmed there was no Council discussion.

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr to adopt findings that authorize the sole sourcing of the goods and services contract with Dam Maintenance Management to provide valve repair services for the not-to-exceed amount of \$30,000. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

Item 7(c): FEMA Pipeline Road Waterline Bank Stabilization Project – Construction Contract Award (Public Works)

In the winter of 2015, Oregon experienced a severe weather pattern that caused damaging winter storms. Astoria experienced a washout along Pipeline Road where a 21" diameter water transmission main crosses a ravine. As a result of the damage, a Federal declaration of emergency was declared on February 17, 2016 and the Federal Emergency Management Agency (FEMA) Public Assistance Program funds became available to assist communities with the repair of their damages. Staff is currently awaiting final funds award and an Army Corp of Engineers (ACOE) permit for the project. Because the engineer's estimate was under \$100,000, per City code, staff requested construction quotes from local contractors for the work. Following is a summary of the quotes received:

Contractor	Total Quote
Big River Construction	\$44,837.00
Vinson Brother Construction	\$65,767.10

Funding for the project will temporarily come from the Public Works Improvement Fund and will be reimbursed by FEMA (75 percent) and Oregon's Infrastructure Finance Authority (25 percent). As of the date of this memo, staff has been informed that the ACOE permit will not be issued in time to complete the project this year. The National Marine Fisheries Service did not agree with the repair method approved by FEMA and requested that other options be evaluated. Because the evaluation will be time consuming, a permanent repair will not be executed until next summer. To protect the City water main, FEMA proposed stockpiling riprap at the site in preparation for a temporary repair this winter. Staff would monitor the stability of the water main and implement the placement of the riprap on an as-needed basis. The most efficient method to implement the emergency preparations would be to execute the contract with Big River with a conditional Notice to Proceed. This would authorize the work necessary to prepare for and implement needed protection over the winter. It is recommended that the City Council authorize the award of a contract to Big River Construction, Incorporated in an amount not-to-exceed \$44,837.00 for the Pipeline Road Bank Stabilization Project temporary.

City Engineer Harrington said Staff has worked with FEMA, the Oregon Department of Fish and Wildlife (ODFW), and ACOE to develop a repair plan. The Department of State Lands (DSL) determined this project was exempt from certain regulations and has issued the City a permit to do the work. As the rest of the permitting process was taking time, the City received an extension to complete the in-water work by October 15, 2016. The City recently found out that the National Marine Fisheries would not issue a permit unless a bioengineered solution was used to repair the riprap. Staff does not believe a bioengineered solution would work. Over the next year, before National Marine Fisheries makes a decision on an approved alternative, the City will conduct an alternatives analysis, a cost benefit analysis, and possibly a hydraulic study. The water line at risk is the water supply for the entire city and about 4,000 of the 5,000 outlying water districts. Therefore, the National Marine Fisheries agreed to an interim solution to place rock material at the site, monitor the site, and place rock anytime the line is at risk. The placement of rock will be approved through an emergency action that requires the City to notify the ACOE permit. Any rock placed will need to be removed as part of the final project. FEMA has adjusted their project worksheet to include payment for this work. He has not confirmed whether the IFA will be able to increase their award amount, but FEMA has. He confirmed with City Attorney Henningsgaard that the best way to prepare for the emergency action will be to enact a contract under a limited status. Staff recommends the contract be awarded to Big River Construction because they were the lowest bidder on the planned project and they already conduct the same activities like building access roads and moving the same rock materials. Big River will only be authorized to enhance the existing access road, mobilize equipment, stockpile rock, and be prepared to place the rock.

Councilor Warr said he did not understand how National Marine Fisheries became involved in a pipeline project. Engineer Harrington explained that the location of the riprap is vulnerable because it crosses a creek. When the pipeline was built, the pipe was laid in the creek below the creek bed. The creek bed has eroded in the past and the City has always been able to repair the erosion. However, environmentalists are now advocating against placing rock in natural drainages. He confirmed that under the Endangered Species Act and because the State has jurisdiction over the water, National Marine Fisheries and the ACOE must review this project. A recent study has indicated the creek contains at least two endangered species, Coho and steelhead. There are no barriers to fish spawning in the area because there is a fish passage culvert above the site.

Councilor Price asked if FEMA would reimburse the City for the full amount of this work. Engineer Harrington noted that he had not yet received the revised project worksheet describing the work. City Manager Estes clarified that FEMA has stated they would pay for the originally agreed upon 75 percent of the revised price. The IFA stated they would provide funds for the 25 percent match. However, the City has not received confirmation that the IFA will provide 25 percent of the revised price. Therefore, the City may have to bear some of the cost through infrastructure funds, but the amount will be small.

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr to authorize the award of a contract to Big River Construction, Incorporated in an amount not-to-exceed \$44,837.00 for the Pipeline Road Bank Stabilization Project temporary. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

Item 7(d): Ordinance Readopting Local Fuel Tax (1st reading) (Finance)

Ordinance No. 07-02 was adopted August 20, 2007, concerning the provision for administration, enforcement, and collection of three cents per gallon business license tax on motor vehicle fuel dealers. The use of tax revenue is for the construction, reconstruction, improvement, repair, maintenance, operation and use of City owned roads and streets within the City of Astoria, roads and streets for which City is contractually or legally obligated to operate and maintain, or roads and streets for which the City has accepted responsibility under intergovernmental agreement. City of Astoria and City of Warrenton adopted three cents per gallon business license tax ordinances at the same time and both will sunset in 2017, unless re-adopted. Astoria and Warrenton desire to continue the road tax for road maintenance by readopting their respective ordinances.

The City of Astoria has an Intergovernmental Agreement (IGA) with the Oregon Department of Transportation (ODOT) for the collection and administration of the City's fuel tax, which was amended in May, 2016 to coincide with City of Warrenton's IGA ending September, 2016. Both Agreements have been extended through September 30, 2021. It is advantageous to have the ordinance renewal coincide with the timeline for the IGA with ODOT and early re-adoption by both Councils is being sought. City Attorney Henningsgaard prepared the

readoption ordinance, which is attached. It is recommended that the City Council conduct the first reading of the proposed ordinance readopting a motor vehicle fuel tax.

Director Cook stated the City generally receives between \$19,000 and \$20,000 per month in tax revenue for an average of \$200,000 per year.

City Council Action: Motion made by Councilor Nemlowill, seconded by Councilor Price to conduct the first reading of the proposed ordinance readopting a motor vehicle fuel tax. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

Director Cook conducted the first reading of the ordinance readopting a motor vehicle fuel tax.

Item 7(e): Economic Development Strategy: Approve Professional Services Contract (Community Development)

The City Council adopted a Fiscal Year 2015-16 Goal to "Promote positive economic development through strengthening partnerships." On March 21, 2016, the City Council authorized a solicitation for professional services to assist the City in creating an economic development strategy. A \$40,000 grant was awarded to the City by the Department of Land Conservation & Development (DLCD) to offset a portion of the costs. A Request for Qualifications (RFQ) was advertised in April 2016 whereby four proposals were received. City staff asked community partners to help review and score the proposals. The group included:

Kevin Leahy	Clatsop Economic Development Resources
Jim Knight	Port of Astoria
Jim Servino	Chamber of Commerce
Patrick Wingard	Department of Land Conservation & Development

The initial scoring did not result in a clear winner; therefore, City staff asked the consultants for an interview with the community partners. Based on the scoring of the original four proposers, City staff organized three interviews on June 15, 2016 at the Fort George Lovell Showroom. Based on responses from the evaluators and subsequent discussions, Community Attributes Inc. (CAI) from Seattle was selected as the preferred consultant.

In addition to the grant funds, staff is proposing matching funds from the Astor West Urban Renewal District where the majority of the city's employment land (i.e., light industrial) is located. These funds are included in the adopted Fiscal Year 2016-17 Budget for Astor West under materials and services and a request is included in a separate memo to the Astoria Development Commission. The contract is in a "Not to Exceed" amount of \$80,000 with the grant matching dollar for dollar based on a scope of work with specific deliverables required for each payment.

The end product will be a clear and concise action plan that makes the case for why Astoria is doing an economic development strategy, what will be accomplished such as specific outcomes, and which stakeholders are responsible for implementing the strategy over a five-year period. There are three objectives that will help achieve the goal:

- update the City's economic data through an economic opportunities analysis and potentially update the City's Comprehensive Plan Economic Element,
- develop a technically sound, cohesive economic development strategy based on current data and trends in the region, and
- better define the City's role in achieving community economic development aspirations through current and planned implementation measures (i.e. toolbox), including capital improvements, technical and financial assistance, and development code streamlining.

A public outreach strategy will be developed with the consultant. A centerpiece of the strategy is a Mayor appointed citizens advisory committee to help guide the project and provide advice on technical and policy questions that will arise. The project kickoff is scheduled for October 5, 2016 at Fort George Lovell Showroom and features a moderated panel presentation of economic development experts. The Council, business community, and general public are invited to attend. If the City Council authorizes the contract, work can begin immediately and the public outreach strategy can be implemented. The City Attorney has reviewed the contract

as to form. It is recommended that Council authorize a professional services contract with CAI in a not to exceed amount of \$80,000.

Director Cronin gave a presentation that defined economic development and the City's economic goals, explained how this project was different from other community development projects, recommended public involvement strategies, outlined Staff's request of City Council, and reviewed the most recent updates on the project.

Councilor Warr asked why the City needed to get involved in economic development. When he was first elected to the City Council, there were 16 economic development committees in the county, including the Chamber of Commerce, City of Astoria, and Clatsop Community College. None of the committees were able to make any substantive efforts to develop the economy. Skip Hauke intuitively understood the City was going nowhere, so he developed Clatsop Economic Development Resources (CEDR) and all of the individual groups dissolved their economic development committees. Now, the community has an organization that has received statewide and national awards almost every year for the last five or six years. Staff's proposal looks good; however, he was concerned about another economic development committee. Director Cronin said the Mayor-appointed committee was just for one project and the Mayor has not notified him that she wanted the committee to continue after the project is complete. He attends CEDR Board meetings to make sure the community and county are coordinating on economic development. Mary McArthur and Kevin Leahy will both be on the committee. City Manager Estes explained that this committee would be similar to the project committee created when the City updated its Transportation System Plan (TSP). The committee will be comprised of a group of individuals that will provide guidance, make a recommendation to City Council, and then dissolve.

Councilor Warr understood Staff was following City Council's goal because it will strengthen partnerships with other groups, which he supported.

Mayor Pro Tem Nemlowill believed this project could make a big impact if the Comprehensive Plan is amended to reflect this economic strategy. She asked how the Comprehensive Plan might change. Director Cronin confirmed that some of the economic development strategies in the current Plan are outdated and that new strategies have emerged and should be added to the Comprehensive Plan. The consultants and the committee will be tasked with making sure the Plan still makes sense for today and for the next five to 20 years. Recommended amendments to the Comprehensive Plan will be presented to the Planning Commission first, and then to City Council.

Mayor Pro Tem Nemlowill said diversification in the economy is important. The City cannot put all of its eggs in one basket. Tourism saved Astoria when fishing and logging declined. Now, a year-round community needs more than tourism. She believed the economic development strategy was a good move.

Councilor Price asked when the committee was formed and who was appointed. Director Cronin listed the members of the committee, as follows: Mary McArthur (Col-Pac), Kevin Leahy (CEDR and Small Business Development Center), Jim Servino (Chamber of Commerce), Skip Hauke (Chamber of Commerce), Jim Knight (Port of Astoria), Gary Kobes (Port of Astoria), Dave Kroening (Buoy Beer), Josh Allison (Reach Break Brewing), Eric Thorsen (Columbia Memorial Hospital), JoAnn Zahn (Clatsop Community College), Leslie McCray (Sunday Market), Walt Postlewait (Craft3), Jorge Gutierrez (Lower Columbia Hispanic Council), Alisa Dunlap (Pacific Power), Andrew Bornstein (Bornstein Seafood).

Councilor Price said the project sounded good, but she shared the concerns of her colleagues. She hoped conversations would be citywide, especially when discussing changes to the Comprehensive Plan. She was concerned about the lack of public discussion about changing the Development Code. She asked Staff to explain why it was difficult to choose a contractor because the wording in the Staff report could be interpreted several ways. Director Cronin said the committee recognized this was the first time this strategy would be pursued. Therefore, the committee and Staff were very intentional about choosing the right contractor. He believed the contractor would bring a fresh approach to the project. He also believed City Council would be positively surprised to see how community attributes will communicate information in a very simple way. The best consultants are very good at creating infographics that summarize a lot of technical information. He must communicate very complex projects in very simple terms. He confirmed that none of the other community partners has ever worked with this contractor before.

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr to authorize a professional services contract with CAI in a not to exceed amount of \$80,000. Motion carried unanimously. Ayes: Councilors Price and Warr and Mayor Pro Tem Nemlowill; Nays: None. Ward 2 is vacant.

Director Cronin announced that on October 5th, the Economic Development Committee will have a kick-off meeting. He invited the public to attend. Kevin Leahy will give a Power Point presentation. Other presenters will include Chris Breitmeyer (Clatsop Community College President), Shawn Busse (Kinesis), Jim Knight (Port of Astoria), and Adam Zimmerman (Craft3 President and CEO). The meeting will be held at Fort George and will begin at 6:00 pm.

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

Jim Krettler, 1660 SE 1st, Astoria, said two weeks ago, he read in the newspaper that City Council voted to outsource control of the parking downtown. He supported downtown parking enforcement, but was opposed to outsourcing. His house was broken into while he hosted an event for the City because it was publicly advertised that he would be at the event and not at home. He also had his identity stolen and this took years to fix. The newspaper has recently published articles about a person who was sentenced for stealing from his or her dad, a person who was convicted of stealing from his or her employer, and a person who stole from a non-profit. He has given his information to the City, but not so the City can share it with private groups or individuals. He has been very careful about where his information goes. After reading about the outsourcing, he called Councilor Warr and Mayor LaMear. He has not heard back from the Mayor, but Councilor Warr returned his call. The Police Chief came to his store and was very respectful. However, he was concerned about some of the comments Chief Ames made. Chief Ames had said any information given to the City could be given to anyone the City sees fit to share it with. He told the Chief he believed there was a difference between a City employee and a private individual. Chief Ames then stated he did not believe there was a difference. He was disturbed to learn that the Police Chief did not believe there was any difference between highly trained police officers and rental cops. He understood Council has made its decision on the information they had at the time. However, he wanted to know what knowledge the Councilors had at the time and how each Councilor made his or her decision. He asked Councilor Price who would have the information the City is giving to the Astoria Downtown Historic District Association (ADHDA).

Mayor Pro Tem Nemlowill asked Mr. Krettler what information he had been asked to provide.

Mr. Krettler replied the information about his vehicle and the business he works for. The information would allow someone to determine when he worked, the hours the store is open, and when no one is at his house. A thief could break into his house knowing no one was present based on that information.

Mayor Pro Tem Nemlowill encouraged Mr. Krettler to ask his questions, but noted it was up to each Councilor to decide if they wanted to answer at that time. She explained that Councilors often need to do research before they are able to answer the public's questions.

Mr. Krettler believed his questions should have been answered by Council before a decision was made. He asked who would have access to his personal information.

Councilor Price stated she did not understand the question and said the City would not be giving the ADHDA any information. She explained that the City is giving the ADHDA the ability to police parking. The parking enforcement officer will write down the license plate number of any vehicle that is in the wrong place at the wrong time. Anyone could do this.

Mr. Krettler said he was an employee of a downtown business, so he must park outside of the downtown district. If the ADHDA is not being given any information, that is great. However, he wanted to know who would get the information. He wrote his information down and gave it to the City. A questionnaire must be filled out when applying for a business license so the police will know. John Hord would tell him that his car was not supposed to be in the area. He would tell Mr. Hord that he was just unloading stuff for his store and would move the vehicle. Mr. Hord knew the information that he had provided to the City.

City Manager Estes said even he knew which car and license plate Mr. Krettler had because he works downtown as well. The parking enforcement officer will know who works downtown just from developing relationships.

Mr. Krettler asked if the parking officer would be the only one with that information. Chief Ames had indicated the officer would have that information.

City Manager Estes explained that the information on business licenses is public information. Therefore, the information provided to the parking officer is public record. Most downtown merchants know which vehicles belong to which people because it is a small group. The information that will be provided is already public information and will not include information like Social Security numbers.

Mayor Pro Tem Nemlowill directed City Manager Estes to speak with Mr. Krettler the next day. She also recommended that Mr. Krettler come to City Council again if he still had concerns after speaking with City Manager Estes.

City Manager Estes noted that Chief Ames had visited Mr. Krettler in an attempt to answer all of his questions and address his concerns. He believed there were differences of opinion about that conversation. He confirmed he would follow up with Mr. Krettler.

Mr. Krettler confirmed this was acceptable, but he still wanted to know what information the City Council had been given. If he has identity theft or another break in as a result of this decision, would the City indemnify every single employee? He stated that Mayor Pro Tem Nemlowill was involved with two businesses and if her husband gave the downtown business his information, he and his business would be liable. He wanted to know what liability the City would have in that case. The form the City gave him does not say the information he wrote down was public record.

City Manager Estes said anything submitted to the City is public.

Mr. Knight understood that if he did not want his information public, he should not give it to the City. He asked if his business license would be rejected if he did not give the City his information.

City Manager Estes said he would discuss this after the meeting, but noted that anyone who sees Mr. Krettler driving to and from work knows what kind of car he drives.

Mr. Krettler asked City Manager Estes to confirm which car he had driven to work that day. City Manager Estes responded that because Mr. Krettler was concerned about that information being public, he did not believe it was appropriate to say it on record. He agreed to discuss the issues after the meeting. Mr. Krettler said he was still unsatisfied with Council's decision. He wanted to know what City Council would do for him if he had a theft as a result of their decision.

Councilor Price said the parking officer would enforce parking and give out information. All of Astoria's uniformed police officers do the same thing. This parking officer will be dedicated to the downtown area and will do the same thing a police officer would do, but would not be a uniformed police officer. She asked if Mr. Krettler would not trust a person hired by the ADHDA to do the same thing a police officer would.

Mr. Krettler said he could not know without knowing the person.

Councilor Price said Mr. Krettler might not know the police officers either and asked again if that was his concern. She did not understand the basis of his concern.

Mr. Krettler said anyone who has experienced identity theft and a break in at home would understand. He hoped Councilor Price never had to go through all that. When he brought documentation to the Police Department to show he had theft in an open case, Staff told him to hire a private lawyer. The City would not deal with it.

Councilor Price clarified that the intent of her comment was to say there is no difference between a police officer and a community outreach officer.

Mr. Krettler disagreed, just as he had disagreed with Chief Johnston.

Councilor Warr said he and Mr. Krettler had also disagreed when they spoke over the phone. He noted that Mr. Krettler worked for the City for 30 years and for most of that time, parking control was done by a part-time City employee. He did not believe there was a difference between a part-time City employee and part-time employee of the ADHDA. Anyone walking up and down the street trying to provide traffic control will know every vehicle and who drives the vehicles.

Mr. Krettler asked if the parking officer would be the only person who would have that information. City Manager Estes confirmed that only one person would be hired to enforce parking downtown. Mr. Krettler asked if this person would be bonded and background checked. City Manager Estes explained that after completing the hiring process, the person hired would be deputized as a special officer, per City Code. Mr. Krettler confirmed that just one person would have his information. He asked how the information would be secured.

City Manager Estes explained that any parking control officer hired, including Mr. Hord, would know which vehicles belong to which downtown employees. The officer will develop knowledge and a working relationship with all of the downtown merchants. This parking enforcement method will be more relationship driven than before, which is a positive thing for the downtown area.

Mr. Krettler said when he worked for the City, the City was liable for its employees' conduct and behavior. He asked if the ADHDA will be liable in this case.

Councilor Warr said the employee would be a special deputy and he did not believe anything would be different from the way it always has been. He did not understand where Mr. Krettler was coming from.

Mayor Pro Tem Nemlowill stated she had not done a good job keeping public comments to three minutes each and the meeting needs to move on. She directed Mr. Krettler to express his concerns outside of the meeting.

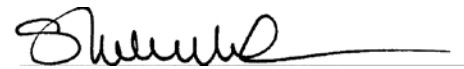
Dulcye Taylor, 1287 Commercial Street, Astoria, announced that this was Alana Garner's last City Council meeting. The ADHDA is looking for a new Executive Director, as Ms. Garner has submitted a resignation. Ms. Garner did an excellent job for downtown Astoria and the ADHDA will miss her.

Alana Garner, 1 12th Street, Suite 14, Astoria, said the 15th Annual Pacific Northwest Brew Cup would be from noon on Friday, September 23rd through 4:00 pm on Sunday, September 25th, east of the Barbey Maritime Center. This year's special feature is a custom stein that looks like the Astoria Column that will be raffled off. The ADHDA still needs volunteers for the event. Anyone interested volunteering can sign up online at www.pacificnorthwestbrewcup.com. Her three years with the ADHDA have been wonderful and she has enjoyed working with area organizations and the City.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:14 pm to convene the Astoria Development Commission meeting.

ATTEST:



Secretary

APPROVED



City Manager