



AGENDA

ASTORIA CITY COUNCIL

January 4, 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) Parks Department CHIP-in Program
- (b) Marc Warren, Oregon Liquor Control Commission Licensing Process Inspector
- (c) Coalition to Develop Partnerships for Dealing with Homeless/Community Interactions Report

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 12/7/15
- (b) Managing Oregon Resources Efficiently (More) IGA (Public Works)
- (c) Rural Gateways Grant Application (Library)
- (d) Astoria Senior Center Renovation Project Architectural Services Contract Amendment No. 3 (Public Works)

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) Ordinance Readopting Oregon Revised Statutes (Code Section 1.047) (1st reading) (City Attorney)

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

- (a) Election of City Council President

9. **EXECUTIVE SESSION**

- (a) ORS 192.660(2)(h) – Legal Counsel

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
Founded 1811 • Incorporated 1856

December 29, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ASTORIA CITY COUNCIL MEETING OF JANUARY 4, 2016

PRESENTATIONS

Item 5(a): Parks Department CHIP-in Program

In 2015 Citizens Helping Improve Parks (CHIP-in), a Parks and Recreation program entering its second year with a focus on inspiring community based stewardship by reconnecting citizens with their parks, cleaned up 11 of Astoria's 63 parks. Two hundred twenty-seven volunteers dedicated over 680 hours of their time resulting in the beautification of our parks and countless community connections, both to other citizens and our environment, being made. Melissa Keyser, the CHIP-in Volunteer Coordinator, will update the Council with statistics and results from the past year of CHIP-in events as well as provide goals for 2016. As the second year of the program draws to a close, the necessity and success of the CHIP-in program is evident – the strength and vast potential of community based stewardship is clearly exemplified in this past years work.

Item 5(b): Marc Warren, Oregon Liquor Control Commission Licensing Process Inspector

Marc Warren from the Oregon Liquor Control Commission will be presenting the process for local government review of both liquor license applications and recreational marijuana applications.

Item 5(c): Coalition to Develop Partnerships for Dealing with Homeless/Community Interactions Report

Chief Johnston will present a report to Council on the work of the Coalition to Develop Partnerships for Dealing with Homeless/Community Interactions.

CONSENT CALENDAR

Item 6(a): City Council Minutes

The minutes of the City Council meeting of December 7, 2015 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(b): Managing Oregon Resources Efficiently (MORE) IGA (Public Works)

On occasion, the Public Works Department will utilize services from other public agencies to complete improvements and maintenance tasks that cannot be efficiently or cost effectively completed with City resources. Often the administrative effort required to execute an Intergovernmental Agreement (IGA) can delay work and result in substantial staff time. The Managing Oregon Resources Efficiently (MORE) IGA was developed by Marion County as a general multi-agency agreement that allows Oregon's public agencies to exchange resources, services and invoices, and allows participating agencies a more efficient way of coordinating with one another. This agreement has no lead agency, no expiration date, no financial burden, and can be terminated at any time. Currently over 50 public agencies participate in this agreement. The City Attorney has reviewed the agreement and approves it as to form. It is recommended that City Council approve the MORE IGA.

Item 6(c): Rural Gateways Grant Application (Library)

In late December the State Library of Oregon notified rural libraries about a competitive grant opportunity offered by the National Science Foundation to provide STEM (science, technology, engineering and mathematics) programs to rural libraries. The 110 libraries chosen to participate will receive mini grants of \$3,500, online program materials, planning guides, marketing and promotional materials, training for staff and peer support. Grant funds are to be expended between March 2016 and September 2020. Participants should plan on approximately 30 to 60 hours of in-kind match to create and implement two 4-part public program series. Grant funds can be used to create publicity, provide additional materials to library collections, and provide science partner stipends. Approximately one half of the libraries will be asked to present a second 4-part series in the second year with the other half presenting the second 4-part series in the third year. Due to the fact the application deadline fell before the next Council meeting, staff submitted a grant request. Should Council not wish to proceed with the grant, the application could be rescinded. It is recommended Council authorize the submittal of the Rural Gateways Grant Application.

Item 6(d): Astoria Senior Center Renovation Project Architectural Services Contract Amendment No. 3 (Public Works)

Scott Edwards Architect LLP (S|EA), the Astoria Senior Center Renovation Architect of Record, was awarded a contract in the amount of \$115,000 in July 2013 to provide architectural services for the said project. In November of 2013

the contract was amended by \$5,500 to the total sum of \$120,500 to support the need for additional engineering services related to seismic upgrades of the design documents. In May 2015 the contract was amended by \$11,370 to revise the design documents for review by the City of Astoria Building Official for permitting purposes, to document the scope changes for contracting purposes with the general contractor, and for use during the construction activities.

Subsequent to that time, additional services were required including the printing of revised documents for construction purposes in the amount of \$978.25 and a proposal for supplemental services performed by the Structural Engineer to provide analysis and design for suspending two air handler units from the existing roof trusses and to provide an analysis of adding loads to the existing floor structure by the placement of floor leveling compound to the entire first floor in the amount of \$931.00. It is recommended that the City Council provide approval to amend the contract with Scott Edwards Architect LLP by an additional \$1,909.25 for a total amended contract sum of \$133,779.25.

REGULAR AGENDA ITEMS

Item 7(a): Ordinance Readopting Oregon Revised Statutes (Code Section 1.047) (1st reading) (City Attorney)

The 2015 legislation passed by the Oregon Legislature, for the most part, became effective on January 1, 2016. Many of our City ordinances refer to or incorporate state statutes. Every year, the City routinely re-adopts all referenced ORS sections to pick up any changes made by the legislature. This is done by a "global re-adoption", which was the technique recommended by the League of Oregon Cities. The City is legally unable to prospectively adopt Oregon legislative changes, that is, we cannot adopt a state statute "as it now exists and is from time to time amended." The proposed ordinance has been reviewed and approved by the City Attorney. It is recommended that Council conduct the first reading of the proposed ordinance.

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

Item 8(a): Election of City Council President

The City Council will elect a President to serve for the 2016 calendar year.

EXECUTIVE SESSION

Item 9(a): ORS 192.660(2)(h) – Legal Counsel

The City Council will recess to Executive Session to consult with counsel concerning legal rights and duties regarding current litigation or litigation likely to be filed.



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

PRESENTATIONS

Item 5(a)

Parks Department CHIP-in Program

(No documentation is included for this agenda item)



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

PRESENTATIONS

Item 5(b)

Marc Warren

**Oregon Liquor Control Commission
Licensing Process Inspector**

(No documentation is included for this agenda item)



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

December 30, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM: BRETT ESTES, CITY MANAGER

SUBJECT: COALITION TO DEVELOP PARTNERSHIPS FOR DEALING WITH HOMELESS/COMMUNITY INTERACTIONS REPORT

DISCUSSION/ANALYSIS

At the July 6, 2015 Council meeting Council asked through motion and vote that Mayor LaMear present City Council with a proposal for a task force to study the issue of homelessness. At the August 3, 2015 meeting Mayor LaMear informed City Council that the task force would not be tasked with trying to solve the problems of homelessness but will consider how law enforcement and mental health systems handle social disorder caused by the homeless and transient population. At the August 17, 2015 Mayor LaMear announced the formation of the Coalition to Develop Partnerships for Dealing with Homeless/Community Interactions. The members of the task force were Chief Johnston, Elaine Bruce (Clatsop Community Action), Sumner Watkins (Clatsop Behavioral Health) Brian Mahoney (County Health Department), Drew Herzig (City Council), Karin Temple (Citizen Representative) Lisa Reid (Astoria Downtown Historic District Association), and Father Lance Peeler (Grace Episcopal Church). It was originally announced that Lisa Reid was to represent both the ADHDA and the Chamber of Commerce. It was later learned that Ms. Reid did not represent the Chamber (Ms. Reid did not ever represent herself as a representative but staff believed incorrectly that she was involved with the Chamber Board). On September 3rd Mayor LaMear added Skip Hauke to the committee to represent the interest of the Chamber. To allow Chief Johnston to facilitate and still allow the input from the Police Department perspective to have equal (but not superior) weight Officer Ken Hansen, Astoria PD's homeless liaison, attended all meetings.

The coalition was a diverse group. There was a great deal of tension at the first meeting. The needs and perceived reality of the business community were very different from the perception of several other members. To bring the group to a common place, they moved through a process. There were several members that were present for every meeting. Being public meetings, there were also many people that dropped in and out of the meetings, contributing in different ways. There were several business people that dropped in and out, several people who are currently "housing challenged" as one put it, and people who were recently homeless, and several interested citizens.

Process

First the Coalition engaged in brainstorming what the true issues were related to community and homeless interactions. Once everyone had their issues out (done on paper and not verbally) it was clear that there was not criticism of people's experience and the process was able to move forward with much less resistance. The issues seen by the business community were validated and it was agreed that no one should have to put up with some of those issues.

Once finished with brainstorming, the group moved to placing these individual issues into categories. This process resulted in a single obvious point early in the process. Everyone agreed that the number of people who were urinating and defecating in public was a major issue. The business community also provided input that this is a problem not only for those who were without home but also for those who were visiting our community for more traditional purposes. Recommendation 1 (To invest in public restrooms...) comes from those early meetings. It developed more depth and detail but it was an action item that was immediately apparent. This item was brought to Council and the placement of additional portable toilets was approved and they have been deployed.

Moving on from issue identification the Coalition went to examining best practices. From this work three separate focus points were quickly apparent.

- "Housing first" with wraparound services. While this is not a service that the City itself can or should provide, it is something best practices located focused on. Three of the recommendations focused on the need to address housing issues to aid in this interaction issue. While it was clearly not an area where the group's mandate was focused, it was an overwhelming common theme within the literature reviewed on successful community improvements.
- The issue of reducing the stigma and pulling homeless persons into the community was also looked at. If the community wants prosocial behavior there has to be a social relationship. This means telling the story of the person and not using labels that dehumanize the person. Using intentional language that focuses on the person and not the current housing condition was seen as a way that leaders can make a difference in the community.
- A final point that cannot be underemphasized is that the community must build capacity in the non-profit sector. It was noted that neighborhoods and the faith community are less robust than in previous generations the additional burden of social safety net falls on the non-profit sector. The ability to increase the capacity of this important sector is critical to increasing both the amount and efficacy of services rendered. One of our members upon hearing this concept expressed immediately exclaimed "we need a CEDR" (Clatsop Economic Development Resources). This is a model that could be pursued, an umbrella organization that could help coordinate work, facilitate board training, formation of sustainable organizations, assist with locating grants, and complying with grant processes could prove to be a serious force multiplier within the community.

The coalition work was worthwhile to all members. Relationships that were not naturally occurring in the community were formed. Many people who are dealing with the issues faced regularly were given new lenses to look at the issue through.

Even though much of the work recommended is outside the scope of the City's purview it was valuable work to be done.

COALITION RECOMMENDATIONS

At the beginning of this process many people indicated that the issues were larger than the City. This was borne out in our meetings and recommendations. While it would have been good to get recommendations that say "do this, do that," those easy solutions do not exist. It was clear that the entire community has an issue and that not only Astorians have a responsibility to act. Should the City take on this responsibility without other communities acting, our problems will not get better but we will be providing services disproportionately. We already see that the presence of the Jail, Hospital, State Office Building, Social Security Office, Courthouse, and many community service agencies may create more of a burden on City of Astoria resources than they do in other communities.

There is a role for the City to play in advocating, focusing policy, encouraging, and possibly incentivizing activities within the community.

The Coalition recommended the community engage in six different activities. The City has a direct role to play in Recommendation 1 and more indirect rolls to play in the other 5. While City staff and elected officials can advocate, in some ways incentivize, or encourage these items, there is very little direct effort the City has the capacity or responsibility to engage directly. It is hoped that community organizations will carry on with these recommendations.

Recommendation 1: The City should invest in public restrooms that are less prone to vandalism and located in areas that are more visible.

Recommendation 2: Advocate, incentivize, and assist in centralizing services in a place those needing services will want to go.

Recommendation 3: Encourage Community

Recommendation 4: Create housing/needs Inventory

Recommendation 5: Advocate/Create Low Barrier Housing

Recommendation 6: Build Capacity in the non-profit sector.

Attached to this memorandum is a one page briefing sheet that includes additional explanation of each recommendation and a two page document that expands on those items.

This report is being presented as the final work product of the Coalition. No further action is required by City Council. Staff will use these recommendations as a lens to examine future activity and guide actions. Future action items will be presented either through the budget process or other action items.



Brad Johnston
Chief of Police / Assistant City Manager

Recommendation 1: The City should invest in public restrooms that are less prone to vandalism and located in areas that are more visible.

This follows a previous recommendation the City place temporary facilities along the river walk. This issue has several constituencies: tourism, vandalism, and homelessness. The City annually spends between \$50-70,000 to repair damage to bathrooms.

Installing bathrooms that are designed from the ground up using principles of crime prevention through environmental design (CPTED) and placement where natural surveillance will occur, should virtually eliminate this cost.

Recommendation 2: Advocate, incentivize, and assist in centralizing services in a place those needing services will want to go.

The ability to centralize services is a focal point. A tantalizing example of how this could be accomplished is a drop in center (that may or may not be associated with a low barrier housing or shelter) where service providers such as community health, behavioral health and community action teams can find those who need services.

Recommendation 3: Encourage Community

Bringing those who are without access to housing into the community instead of keeping them at arms length is best practice. Changing our language, providing access to basic life services associated with housing (places to store belongings, shower, use a bathroom, wash clothing etc.) can make a huge difference in encouraging prosocial behavior and removing fear.

Recommendation 4: Create housing/needs Inventory

Several members located best practices and communities who were successful that had a common theme: Housing first. To that end there was a common three prong strategy.

- Inventory the places available for housing

- Inventory landlords who are renting

- Maintain a list of people who need housing

- Maintain list of vouchers and assistance programs available

Recommendation 5: Advocate/Create Low Barrier Housing

The creation of year round low barrier housing or shelter needs to be a priority for the community.

Recommendation 6: Build Capacity in the non-profit sector.

Capacity for service may be increased by combining resources. Many third sector organizations are duplicating efforts without coordination. A council of councils may be a solution here. Models located include Interfaith Works and the Vision Action Network

ADDITIONAL INFORMATION REGARDING RECOMMENDATIONS:

Recommendation 1: The City should invest in public restrooms that are less prone to vandalism and located in areas that are more visible

Public bathrooms have been a conversation in Astoria for decades. The bathrooms near 12th on Exchange were installed as an attempt to address this issue. These bathrooms have been difficult to direct people to, are located away from natural foot traffic paths, and do not have natural surveillance from adjacent businesses. They are quite prone to vandalism and maintenance intensive as well.

A quick scan of the environment on this issue shows several vendors. It also shows that we are not alone as a City in trying to appropriately address this issue. The leading product found is the Portland Loo, a standalone single stall facility that provides just enough privacy, and is designed from the ground up with the concepts of CPTED in mind. Locating these bathrooms in a highly visible area would further affect this issue positively.

Recommendation 2: Advocate to centralize services in a place those needing services will want to go.

The community has many resources that do not ever get matched with those in need. A year round place where service providers know that many who need their services will be would assist in this matter. A low barrier shelter that could house 20-40 overnight and provide lockers, showers, and laundry facilities for clients and office space for providers would be ideal. Open door could be a model for this kind of service for the day time drop in center.

Recommendation 3: Encourage Community

The Coalition talked about many issues here. Primarily, this issue focuses on getting past fear. There is a strong sense of “other” when dealing with the population the coalition was asked to consider. To most, this population is engaged in a lifestyle that is outside their understanding. They smell, they are asking for things, and don’t look like most of us do because it is hard to stay clean when you don’t have a residence. Suggestions for moving past the fear include telling stories about positive interactions. Treating them like we would want to be treated can become contagious. One of the precepts of bias free policing is to get to know people from the community that you have identified as other. This humanization and compassion becomes contagious. Groups like the Warming Shelter, Feeding Empty Bellies, and CCA need to put out more positive stories about successes.

Finding ways for the able bodied to engage in available work is good for all parties. A great example of this in action is the work being coordinated by the Feeding Empty Bellies group. They have an agreement with a local business that in exchange for the cleaning of the area adjacent to the business property they donate food for the lunches provided. Everyone wins from these kinds of relationships.

A Ted Talk style forum may be a good way to tell some of the stories.

Recommendation 4: Create housing/needs Inventory

While this goal is likely to be seen as outside the scope of the committee’s work, it was impossible to ignore it. When we examined several different sources of successful cities or best practices this was the glaring commonality. Every practice we looked at that was successful or recommended as best practice was focused on housing first. Getting people off the streets is the first step in getting them to be more prosocial. There are additional concerns though. The need for wraparound care was also discussed thoroughly. Additionally, there are several other thoughts the committee had related to this matter:

- The ADHD model for available commercial property in the downtown is one model to use with the inventory.

- The need to get uninhabitable buildings to inhabitable standards could give relief here.
- Getting people past the application barrier with fees, first and last month, etc. is significant.
- Transportation is a key issue here. If the housing is not near job sources it is difficult to sustain the housing.

Recommendation 5: Advocate/Create Low Barrier Housing

A year round shelter that provides a consistent level of service could positively affect the interaction of the community with those who are unhoused. Alternatively, looking at some of the “rest areas” or car camping locations similar to what has been seen in Eugene and other communities may be beneficial.

Recommendation 6: Build Capacity in the non-profit sector.

This recommendation is probably the most powerful lever. The efforts of non-profits and the faith community (commonly referred to collectively as the 3rd Sector) are disjointed and uncoordinated. It is much like the economic development efforts of the individual government entities prior to the establishment of CEDR. A similar entity that could coordinate efforts between the 3rd Sector, provide formation of appropriate governance for non-profits, conduct board training to strengthen oversight of the 3rd sector efforts, provide coordination for volunteer pools, offer strategic planning that offers analysis of community needs and resources matching strengths in the 3rd sector to the needs.

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

Councilors Present: Nemlowill, Herzig, Warr, Price, Mayor LaMear

Councilors Excused: None

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

REPORTS OF COUNCILORS

Item 3(a): Councilor Nemlowill reported she attended the tour of park facilities on Saturday, December 5th, as a member of the Parks Master Plan Committee. The Parks Department does an amazing job with limited resources. She believed many efficiencies and opportunities could be implemented to develop the Parks Department. She noted that Director Cosby had handouts containing information about the master planning survey at www.astoriaparks.com. The survey is offering incentives in exchange for sharing input about the future Astoria's parks.

Item 3(b): Councilor Herzig reported the next Chip-In event would be on Sunday, December 20th at Lil' Sprouts/Port of Play, which is one of the few daycare centers in the country that is for ages of nothing on up and is a major accomplishment by the Parks Department. The parks tour received great press coverage in the newspaper and on the radio. Director Cosby is really getting the public involved in the master planning process and the Parks Department team deserves a lot of credit. He reported that the Astoria Warming Center was open for 12 consecutive nights beginning November 19th. The Warming Center is run by volunteers and private donations. The Warming Center opened again December 6th and would remain open through December 8th during the current severe weather conditions. He would be volunteering at the Warming Center after the meeting from 2:00 am to 6:00 am. Over 50 individuals have been served, 10 women and about 40 men. Last night, one woman at the Warming Center showed signs of a mental illness. The Warming Center took her in because it is well known that homeless women are more likely to be sexually assaulted. The Warming Center appreciates the community's support. Dulcye Taylor with the Magnanimous Mug event raised \$1,860 for the Warming Center. Warming Center volunteers were overwhelmed with gratitude that Mitch Mitchum's obituary requested donations to the Warming Center. Columbia Bank is also fundraising. The community support is fantastic and volunteers stay up all night to keep the center open. This winter will be wet and cold and the Warming Center will try to open as many nights as possible. The homeless members of this community have no other place to go and must exist on the streets if the Warming Center is not open.

Item 3(c): Councilor Warr had no reports.

Item 3(d): Councilor Price thanked Director Cosby, Jonah Dart-McLean, Ian Sisson, Parks Department staff, Charlie Schweigert, Drew Herzig, and Karin Temple for volunteering at the Warming Center. She also thanked the Astoria Downtown Historic District Association (ADHDA), Robert Jacobs, and the North Coast Corral for hosting a great lighting ceremony. The Christmas Club decorated the downtown area beautifully, particularly on Commercial Street. Mr. Jacobs supplied a double-decker bus for the event.

Item 3(e): Mayor LaMear called for a moment of silence in remembrance of Mitch Mitchum, who was an exemplary volunteer in the community. She reported that she spoke at the Drug Court Graduation in November, where two individuals with rough backgrounds celebrated being sober for more than 200 days. These graduations are very moving and she encouraged community members to attend if given the opportunity. All members of City Council participated in the dedication of the Irving Avenue Bridge. She believed everyone in town was delighted that Astoria now has an east/west through street. She and her husband volunteered for two shifts at the Warming Center. She thanked Councilor Herzig and Charlie Schweigert for their work with the Warming Center and encouraged everyone to volunteer for a shift. Her next Meet the Mayor event would be on

December 9th. This was her second year appearing in the Nutcracker as the Mayor and this will become one of her seasonal appearances.

CHANGES TO AGENDA: No changes.

PRESENTATIONS

Item 5(a): Liberty Restoration, Inc.

Liberty Restoration, Inc., Board Member Steve Forrester will introduce Executive Director Rosemary Baker Monaghan and Vice-President Christine Lolich who will give a brief history of the City's pivotal role in the Liberty Theater's acquisition and restoration.

Steve Forrester, 999 Ridge Drive, Astoria, explained that in late 1999, former Mayor Van Dusen and City Council made a \$1.3 million grant to Liberty Restoration, Inc., which had executed two options for purchasing the Liberty Theater building from Robert Jacobs and Rose Marie Paavola. Russ Warr and Blair Henningsgaard were on that Council. Hal Snow, the City Attorney at that time, said the grant was a very courageous act. When he asked Mayor LaMear for time to speak at this meeting, he noticed that the deed on the Liberty Theater contained a reversionary clause. If the non-profit failed financially or if the theater is not used as a performing arts center, ownership of the theatre reverts to the City of Astoria. He had suggested to Mayor LaMear that because of the City's big stake in the Liberty Theater, it would be good for City Council to receive an update on the state of the theater building.

Rosemary Baker Monaghan gave handouts at the dais and explained that Liberty Restoration, Inc. is the company that owns and operates the Liberty Theater. Her presentation was as follows:

- The non-profit company's mission is to transform the building into an original and contemporary performing arts and culture center so it would serve as a destination that adds significantly to the economic vitality of Astoria. This mission includes economic development, cultural enhancements, arts education and enrichment, and preservation. Liberty Restoration's operating mission is to enhance cultural and educational opportunities, increase community pride, and operate a state of the art performing arts and event center, and a convention and conference center in tandem with the local arts, cultural, and business communities. The company opened for business in 2005 and the mission was adopted in 2006.
- Liberty Restoration has been the main driver for the downtown renaissance. Of the initial investment of \$1.3 million, \$1 million was spent on the building and \$300,000 was spent on infrastructure. Another \$385,000 was spent on the pavilion. The company leveraged the City's investment and turned it into \$2 million in renovations over the last 10 years. It was crucial for the City to make an early investment in the Liberty Theater because that tangible commitment from the City allowed Liberty Restoration to receive funds from other granting agencies.
- Since the City abandoned the idea of building a publicly owned conference center at the Port of Astoria, the Liberty Theatre has served as a defacto convention center hosting many public and private events over the last 10 years. The theater worked with other venues in Astoria to develop the Paulson Pavilion, which seats 665 people. It benefits the community as these people eat at the restaurants, stay in hotels, and go shopping.
- Commercial lease spaces in the theater are completely rented and generate significant economic activity, including \$10,000 in property taxes. There are eight street level commercial tenants and two second floor commercial tenants.
- The Liberty qualifies for funding under House Bill 2133, which requires 70 percent of lodging taxes imposed after 2003 be dedicated to tourist related facilities. The theater produces numerous events annually that are of interest to tourists and have helped to make Astoria a destination. A relatively small contribution from the Promote Astoria Fund dedicated to maintaining the facility would enable the Liberty to attract more performance events and boost tourism. Since the grand reopening in 2005, the theater, reception, conference, prom, wedding, and other businesses have grown at Liberty Theater.
- Prior to the pavilion, the theater had an average of 178 event days per year. This year, the theater will have 273 event days. Event days are events in the theater that generate income and on some occasions, there are three events in one day. The theater is only closed on Christmas and Thanksgiving. The income is a combination of renting out space and bringing in events. Any event advertised as "The Liberty Theater presents..." is an event that was brought in by Liberty Restoration. Based on conversations at the urban

renewal meeting about parks and recreation maintenance, this is a growing and ongoing concern for the Liberty Theater.

- Her handout included fixed costs for maintenance, inspections, insurance, and taxes. These fixed costs plus utility and phone expenses total about \$77,000 each year. Costs for planned maintenance expenses have remained within the budgeted amount. Grants have allowed the theater to do more projects than that budget would allow. This year, the budget included \$63,000 in maintenance projects.
 - In addition to operating at such a high level, the following maintenance projects have been completed: replaced the roof over the commercial space now occupied by Pilot House Spirits, which cost \$19,500; restored the leased space occupied by La Luna Loca as an add-on to the Paulson Pavilion; repaired and maintained the front entrance in 2010; sealed the seam between the building and sidewalk; resurfaced three entryways for safety; strengthened the supporting structure underneath the front entrance; replaced over 50 feet of sewer pipe; and several safety improvements throughout the building. Many materials from the building have been recycled.
 - Current projects include restoring the stage door and landing area and remodeling the green room with heating and air conditioning. Renovating the box seats will be in January.
 - Grants received this fiscal year include six maintenance grants that total about \$94,000, one piano grant for \$2,000, seven grants for the dance theater, and two children's theater grants.
 - Her handout included a list of known maintenance and safety issues and planned energy improvements. The theater needs help with lighting upgrades because the volunteers who operate and maintain the building are already working so many hours.
- Astoria should be proud of the Liberty Theater. When touring other cities' theater districts, she often hears, "Oh, you should have seen this theater. We tore it down in the 60s." Astoria does not have to say that.

Christine Lolich, 179 W Duane St., Astoria, said the Liberty Theater is the living room of the community. The brightly lit marquee greets people each night and the 10 leased spaces are warm and inviting. The downtown streets are bright and festive with holiday lights and decorations. She asked everyone to visualize the downtown if the theater were closed due to lack of funding. The theater needs the financial support of the City to keep the lights on and is asking for an annual allotment from the Promote Astoria Fund. The theater is 90 years old and is exposed to the elements 24 hours a day, 7 days a week. She wants the Liberty to live on and asked the City to make a difference for the community.

Mayor LaMear asked how much money the theater was asking for.

Ms. Baker Monaghan said the annual shortfall is \$60,000.. Mr. Forrester added that the less the theater needs to raise for maintenance, the more it can spend on programming. Ms. Lolich said their goal is to bring in more programs.

Councilor Warr said the presentation was very nice and informative; however, the handout did not include a sufficient operating statement and he wanted to see how money was being spent. The City has already made a large investment and the theater is asking the City to make another large investment. The Liberty is very important, but he wanted more details about expenditures and sources of income.

Ms. Baker Monaghan confirmed she could give Council an operating statement. She did not know how much information Council wanted at this meeting. Between 25 and 30 percent of their budget is spent on maintenance. Each year, the theater aspires to a \$350,000 budget, but that amount has never been raised. The theater actually operates with a budget of \$300,000. Income is 20 percent operations and 80 percent rental income from their leased spaces. Most theaters bring in 30 to 50 percent of their revenues through operations. The theater has received quite a few grants for maintenance, but operational grants are difficult to receive.

Councilor Price did not believe it was an exaggeration to say the Liberty Theater was the living room of the community. She agreed with Councilor Warr that Council needed more details on the budget before a decision could be made. Astoria has a Cultural and Arts Fund with \$30,000, which could be raised to \$50,000 in the next fiscal year.

Councilor Nemlowill asked if other City funding options had been considered. This request forces the Council to consider giving a flat percentage to an organization, which is a procedure she was unaware of.

Ms. Baker Monaghan said the theater applied for the Arts and Cultural grant from the City the first year it was offered. The theater was told those grants are only given to festivals. Therefore, the theater did not reapply in subsequent years. She believed the definition of festival was very limiting and the idea was that a festival would bring people into town and fill up hotel rooms and restaurants. The theater does this as well with almost every performance. The theater has received other grants from the City, including historic renovation grants.

Councilor Herzig said he was on the Arts and Culture Committee when the theater applied for the grant. He believed the theater had requested the entire balance of the fund, which was \$30,000. The Committee was not going to give the full amount to one group. The decision was not about festivals, but about sharing the money among the community.

Ms. Baker Monaghan said when she attended the City's grant writing session, she was encouraged to request the full amount of \$30,000. She was also told the Committee would decide what percentage of the fund the theater should receive. However, the City responded that the theater was not a festival.

Councilor Herzig said he and Councilor Price were on the Committee last year and being a festival was certainly not an essential criterion for the grant.

Ms. Baker Monaghan responded that the theater is open to the community and is a key part of downtown. She did not believe it would be unreasonable to discuss a percentage because the theater is a major downtown institution.

Councilor Herzig believed the City should do its due diligence and Council needed to see more financial records before such an allowance could be considered. Counting ballet classes as an event day is creative math and he preferred a financial audit on the theater before the City makes any ongoing commitment.

Ms. Baker Monaghan stated the ballet classes rent space.

Councilor Herzig believed this was misleading. Three ballet classes in one day are being counted as three event days. He was concerned about this math because it gives an inflated sense of the operations.

Ms. Baker Monaghan explained that multiple ballet classes are given during one block of time and are counted as one event because they are paying for the space.

CONSENT CALENDAR

The following items were presented on the Consent Calendar:

- 6(a) City Council Minutes of 11/21/15**
- 6(b) Boards and Commission Minutes
 - (1) Library Board Meeting of 10/27/15
 - (2) Parks Board Meeting of 10/28/15
- 6(c) Request for Proposals for a Point of Sale and Registration Software System (Parks)
- 6(d) Contract for Professional Human Resources Services with Xenium (Finance)
- 6(e) Award of Contract for Cemetery Turf Revitalization (Parks)**
- 6(f) Telephone Network Upgrade (Finance/Police)
- 6(g) Astoria Senior Center Renovation Project Construction Contract Amendment #3 (Public Works)
- 6(h) City Council Ground Rules**

Councilor Warr requested Item 6(e) be removed for further discussion. Councilor Herzig requested Items 6 (a) and (h) be removed for further discussion.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Price, to approve Items (b), (c), (d), (f), and (g) of the Consent Calendar. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 6(a): City Council Minutes of 11/2/15

Councilor Herzig noted the following correction to the fourth paragraph on Page 3 of the minutes: "Councilor Herzig stated the Port has been working with Marriott to build a hotel in the ~~area east of Pier 39~~ **Bridge Vista**

Area.” He said he had not made this statement at all and was sure Rosemary Johnson remembered he was speaking about the Bridge Vista Area.

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Price, to the City Council Minutes of 11/21/15, as corrected. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 6(e): Award of Contract for Cemetery Turf Revitalization

Councilor Warr explained the contract proposed to spend about \$70,000 on turf and seeding at Ocean View Cemetery. He was opposed to the contract because he did not believe the Parks Department had the resources to keep it maintained. He explained that several years ago, when the City was finishing the tank by the high school, a baseball field was going to be built. The City had to call the contractor three times because the gravel had not been removed to the City’s standards. The field was not seeded properly and the City wanted the baseball field to be perfect. A year later, the area was a weed patch because the City did not take care of it. The Parks Department only has three full-time maintenance employees year round and five in the summer. In 1993, Ocean View Cemetery had three full-time employees year round and about 15 during the summer. The cemetery was beautiful at that time. He was opposed to spending \$70,000 on the cemetery without any commitment by the City to increase staff to maintain it. If the City is not going to take care of the cemetery, there is no point spending money. Over the last couple of years, he has advocated for increasing fees. Cemetery fees have been increased by 50 percent and other fees in the community have increased by a similar percentage. He believed the fees were being increased so the City can afford to better its facilities. However, the Parks Department still has three employees and the City is still failing to maintain its facilities. The City has emphasized the needs of the Fire Department to the point that \$1.5 million was spent in two years. The City needed to replace the fire engine, but this was possible because of the way the need was emphasized. Until City Council decides to take care of the parks in the community, he did not believe the money should be spent.

Director Cosby agreed that if the City does not have the funds to maintain the investment, the work should be postponed until funds are available.

City Manager Estes reminded that turf revitalization at the cemetery was first brought to Council’s attention last spring. At that time, Council directed staff to consider having the cemetery reseeded. This work was added to the budget for this fiscal year and the Parks Department is simply working to follow through with this budgeted item.

Councilor Herzig said the estimate from the contractor was well within the amount budgeted for this expenditure. This is just a transitional operation. Sending staff to do the work would be much more expensive than hiring a contractor. The Parks Master Plan currently being developed could help the City decide where to allocate funds. The City might decide to reacquisition some of the smaller parks to free up staff and money that could be devoted to the cemetery. He did not agree the funds should not be spent just because staff cannot see the way forward. He fully supported the turf revitalization because Parks staff is working overtime to figure out what direction the department should go, get community input, and develop an overview of the entire park system. The City is on its way to figuring out how to maintain the cemetery.

Councilor Warr noted the City has three people trying to look after 63 separate venues, which is impossible. One of City Council’s goals is to fix the problems at Ocean View Cemetery, but six months have gone by and the problems have not been fixed. Planting grass will address the issue, but if the City allows the grass to die next year, nothing has been accomplished. He believed Council should make maintenance of its parks and infrastructure a priority by adding employees if necessary. The only way this goal will ever be accomplished is if City Council insists on it.

Councilor Price agreed with Councilor Warr. She believed the \$70,000 should be used to hire temporary summer employees when more parks maintenance is needed. She was looking forward to the Parks Master Plan and believed it was one of the most important things the City was engaged in at this time. The Parks Department clearly needs help one way or another.

Mayor LaMear asked when the Master Plan would be complete. Director Cosby said Ian Sisson would give City Council an update at their next meeting. The plan should be forwarded to Council in July for adoption. The

department is just finishing the collection phase and beginning the development phase, which is very early in the process.

Mayor LaMear agreed she would not want money invested in the cemetery only to have the Parks Master Plan state something else should have been done. She confirmed that the turf revitalization could be delayed until the master plan was complete. She felt morally obligated to take care of the cemetery and the City needs to address the issues. Spending money on the cemetery now seems like a band-aid that would not work for the long term. The money could be used for a better purpose.

Councilor Warr said replanting will be necessary because most of the grass is dead. However, this might not be the right time to replant if the City is not dedicated to maintaining the turf. And currently, the City is not dedicated.

Councilor Nemlowill said she visited the cemetery during the Parks and Recreation tour. She did not know what it looked like in the 90s, but believed some progress had been made. The City has been transferring all of the cemetery's records into a digital format and has hosted Chip-In events at the cemetery. While there are issues with moss and weeds, some progress has been made.

Councilor Herzig said this proposal was approved by City Council in November and he did not understand why Council would change its mind in 30 days. It is disrespectful to the Parks and Recreation Director for Council to assume she would throw away money by failing to follow up on the work. This expenditure was part of the budget discussions. Council approved the proposal recently and now Council is saying the work should not be done. He believed Council was not trusting staff to do the right thing.

Mayor LaMear believed the work should be postponed until the master plan was complete to ensure the work done is adequate and will be maintained. She planned to vote to deny the contract.

City Council Action: Motion made by Councilor Price, seconded by Mayor LaMear, to deny the contract for turf revitalization at Ocean View Cemetery. Motion carried 4 to 1. Ayes: Councilors Price, Warr, Nemlowill, and Mayor LaMear; Nays: Councilor Herzig.

Item 6(h): City Council Ground Rules

Councilor Herzig said the ground rules are a City Council Goal. Mayor LaMear had suggested implementing a three-minute time limit on public comments. He was concerned that public comments were limited, but presentations were not. He believed presentations should have a time limit because it is not fair to give some of the powers in the community unlimited time while restricting the citizens to three minutes. One of the rules states disrespectful citizens will be asked to leave Council chambers; however, he believed it was important to remember that people over speak or misspeak sometimes. He did not want Council to threaten people with being thrown out of Council Chambers. Repeat offenders can be spoken to about their behaviors. The rules do not contain any agreement between Councilors to treat each other respectfully, which he believed was crucial. If Councilors are unable to model respect to each other, Council cannot expect the citizens to be respectful. He wanted the rules to include a time limit on presentations, less threatening language about citizens respecting elected officials and City staff, and an agreement between Councilors to treat each other with respect.

Mayor LaMear requested these ground rules be implemented because it had been a long time since Council said the goals would be created. She wanted the rules implemented now and changes could be discussed at a later date.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Nemlowill, to approve City Council Ground Rules, as presented. Motion carried 4 to 1. Ayes: Councilors Price, Warr, Nemlowill, and Mayor LaMear; Nays: Councilor Herzig.

REGULAR AGENDA ITEMS

Item 7(a): Amendment A15-03 Concerning Riverfront Vision Plan Implementation for the Neighborhood Greenway Area (Community Development)

- (1) Ordinance Amending the Astoria Comprehensive Plan Pertaining to Implementation of the Astoria Riverfront Vision Plan for the Neighborhood Greenway Area (2nd Reading and Adoption)

(2) Ordinance Amending the Astoria Development Code and Land Use and Zoning Map Pertaining to Implementation of the Astoria Riverfront Vision Plan for the Neighborhood Greenway Area (2nd Reading and Adoption)

In 2008-2009, the City of Astoria developed the Riverfront Vision Plan (RVP) to address issues dealing with open space, land use, and transportation issues along the Columbia River. Significant public involvement opportunities were designed to gain public input. This process was initiated to plan for these issues in a comprehensive manner and to set a framework for the future of the study area. The City's north Riverfront (Columbia River to West Marine / Marine Drive / Lief Erikson Drive) was divided into four Plan areas of development: Bridge Vista (Port/Smith Point to 2nd Street), Urban Core (2nd to 16th Street), Civic Greenway (16th to 41st Street), and Neighborhood Greenway (41st Street to 54th Street, east end of Alderbrook Lagoon). City Council accepted the Riverfront Vision Plan in December 2009. Since that time, the City Council has set goals regarding implementation of the Riverfront Vision Plan. Implementation of recommendations from the Riverfront Vision Plan in the Neighborhood Greenway Plan Area will take the form of map amendments, Development Code and Comprehensive Plan amendments.

Proposed map amendments will include: 1) apply the new Neighborhood Greenway Overlay (CGO) Zone to the Neighborhood Greenway Plan Area; and 2) rezone the water area between 41st and 54th Streets between the shoreline to the pier head line from A-3 (Aquatic Conservation) to A-4 (Aquatic Natural).

Proposed Development Code text amendments will include: 1) Add Neighborhood Greenway Overlay Zone to address the standards for over-water development including structure height and width, allowable uses, and landscaping; 2) Add new design standards for multi-family development in the Neighborhood Greenway Plan Area; 3) Add new design guidelines for multi-family residential and non-residential development in the Neighborhood Greenway Plan Area; 4) Establish landscaping standards for multi-family residential and non-residential construction/uses. There would be no landscaping standards for single-family and two-family dwellings; 5) Allow some exemptions for the few existing over-water buildings to continue to be viable businesses thereby preserving the historic structures; 6) Limit new, over-water development to maximum height of top of bank; and 7) Make miscellaneous "housekeeping" amendments related to references to the above noted amendments.

Proposed Comprehensive Plan text amendments will include: 1) Update the description of the Alderbrook Area and reference the Neighborhood Greenway Overlay Area and Riverfront Vision Plan implementation; 2) Acknowledge the growing impact of traffic to the neighborhood; 3) Add a policy to investigate the possibility of extending the trolley to the Alderbrook area; and 4) Change designation of aquatic area from conservation to natural, and amend allowable uses in the Aquatic Natural designated areas to include the exception for existing structures.

The Planning Commission held a public hearing at their October 27, 2015 meeting and unanimously recommended that the City Council adopt the proposed amendments. A public hearing on the Amendment was held and a first reading was conducted at the November 16, 2015 City Council meeting. It is recommended that Council consider adoption of the proposed ordinances. If the Council is in agreement with the recommendation of the Planning Commission, it would be in order for Council to hold a second reading and adoption of the two separate ordinances.

Councilor Herzig complimented Rosemary Johnson for completing the project to this point, adding that this portion was the least controversial thanks to Ms. Johnson's community outreach.

Director Cronin conducted the second reading of the Ordinance amending the Comprehensive Plan.

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr to adopt the Findings and Conclusions contained in the staff report, approve Amendment A15-03, and adopt the ordinance amending the Astoria Comprehensive Plan pertaining to the implementation of the Astoria Riverfront Vision Plan for the Neighborhood Greenway Area. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill and Mayor LaMear; Nays: None.

Mayor LaMear read the rules of appeal.

Director Brooks conducted the second reading of the Ordinance amending the Astoria Development Code and Land Use Map and Zoning Map.

City Council Action: Motion made by Councilor Nemlowill, seconded by Councilor Herzig to adopt the Findings and Conclusions contained in the staff report, approve Amendment A15-03, and adopt the ordinance amending the Astoria Development Code and Land Use Map and Zoning Map pertaining to the implementation of the Astoria Riverfront Vision Plan for the Neighborhood Greenway Area. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill and Mayor LaMear; Nays: None.

Mayor LaMear read the rules of appeal.

Item 7(b): Resolution Amending Fee Schedule for the Parks and Recreation Department (Parks)

The mission of the Astoria Parks and Recreation Department is to provide lifelong learning, wellness, and well-being through recreational opportunities and is dedicated to the preservation of natural resources, open spaces and facilities that inspire and bring neighbors together. To assist in achieving this goal the Parks and Recreation Department charges fees to assist in the cost recovery of the Department operations. The Department's budgeted cost recovery for the 2015-2016 fiscal year is 52%. In order to meet this budgeted allotment the Parks and Recreation Department is in need of increased fees. The proposed changes are found in Astoria Aquatic Center – Schedule F1, Ocean View Cemetery – Schedule F3, Astoria Recreation Rental Division – Schedule F4 with the addition of the new Schedule F5 for the Astoria Column. Other fees charged by the Parks and Recreation Department for program based activities are not included in the Fee Schedule to allow flexibility for maximum cost recovery as programs ebb and flow. The Parks Advisory Board have reviewed and recommended that the City Council authorize this fee schedule amendment, in order to offset the costs within the Parks and Recreation Department.

City Manager Estes noted the proposed fee increases are outlined in the City Council Memorandum dated November 28, 2015.

Director Cosby confirmed the effective dates of the new fees were different for each service, as outlined in the memorandum. New fees at the Aquatic Center and the Column would be effective January 1st, at Ocean View Cemetery would be July 1st, and one more effective April 1, 2016.

Councilor Nemlowill said the proposed fee increases only help cover about 70 percent of the recent wage increases for lifeguards. The wage increases were necessary for the City to stay competitive with service industry jobs and to keep the pool operating. The pool is still closed from 1:00 to 3:00 pm and she hoped this would not continue for too much longer. The City is still subsidizing costs and the proposed fee increases will not cover costs. Unfortunately, labor costs will continue to rise with Oregon's minimum wage increases and inflation. The City has discussed full-time Parks employees, but the department has between 115 and 150 part-time employees at any given time. The Affordable Care Act has made it such that the City must have employees working less than 29 hours each week in order to maintain current staffing levels. She wanted to know how the City could develop an annual fee increase that is low, predictable, and would keep up with the rising costs of labor. Director Cosby believed the Parks Department could request annual incremental fee increases of between 2 and 4 percent.

Councilor Nemlowill asked if Council had the jurisdiction to approve annual fee increases for a specific amount of time. City Attorney Henningsgaard said Council typically approves fees on an annual basis. This request is for an out-of-cycle fee increase. When Council adopts requests like this one, any necessary fee increases can be factored in. City Manager Estes clarified Councilor Nemlowill wanted to know if City Council could approve a percentage that fees would be increased automatically each year for a number of subsequent years. City Attorney Henningsgaard stated fee increases required an annual resolution. Councilor Nemlowill said she supported the fee increases because they are necessary.

Councilor Warr believed annual fee increases should have been implemented in the past. The Maritime Memorial and cemetery had gone 17 years without increasing fees, which did the City a disservice. Fees should be reviewed by City Council annually.

Mayor LaMear noted that the City does not want to raise fees so high that no one comes to the Aquatic Center or uses the City's facilities, which is why the proposed increases are modest. There is a delicate balance between charging enough to cover costs without charging so much that the City loses patrons.

Councilor Price asked staff to take note of this discussion in preparation for next year's budget hearings. She agreed that it would be easiest to increase fees by a percentage each year. City Manager Estes stated staff would definitely note this discussion. The budgeting process for the next fiscal year has already begun and the Finance Department is already considering fee increases.

Councilor Herzig said he attended the Parks Board meeting that included a healthy discussion of the fee increases. Director Cosby gave the board a very detailed analysis of the current fee schedule. Due to Parks Board input, a senior rate was created. A lot of thought has gone into this proposal. Staff did some restructuring and considered use patterns. He supported the entire proposal except the annual parking fee increase at the Column. He wanted to discuss this fee increase with the Friends of the Astoria Column. The Column and the Riverwalk are important features that Astoria provides to the world. The City would never consider charging people to walk on the Riverwalk. He understood the Column was stationary, so it is easier to collect money from that location. However, he wanted parking fees at the Column to remain \$2 per year because it shows Astoria is willing to share the Column with the world and the Column should not be used as fundraiser. All of the other proposed fee increases have been very well considered, but he wanted the Column fee increase removed from the proposal. Director Cosby explained the proposed parking fee increase had a systematic breakdown, which was proposed by the Friends of the Astoria Column as an afterthought to the recent restoration of the Column and the Friends' \$1 million donation. Out of the \$5 annual parking fee, \$1 would go to the City of Astoria Parks and Recreation Department, \$1 would go to a restricted fund within the Oregon Community Foundation (OCF) to begin saving for future restoration work, \$1 would go to a restricted fund within the OCF for capital expenditures, and \$2 would go to the Astoria Column General Fund for ongoing care and maintenance of the Column and Astor Park. The current \$2 annual parking fee is deposited into the Column's General Fund.

Eric Paulson, 195 W Kensington, Astoria, said he was the treasurer of the Friends of the Astoria Column. The Column is a gem of the city and it is an honor to serve on the board. He explained the proposed fee increase with the following comments:

- The Friends was founded in 1989 by former Mayor Henningsgaard because the Column was dilapidated. Jordan Schnitzer was the first president of the Friends and their goal was to find a way to fund the repairs. The restoration work cost about \$1 million in 1995 and the Friends raised the money to complete the work. Since then, the Friends have spent \$20,000 on inspections. Handicap accessibilities were added in 1994. The Friends have done seismic upgrades, paving, and striping. A gift shop was added in 2008, which cost \$100,000. In 2009, the stairs were replaced, which cost \$400,000. The Friends and the City each paid \$200,000 towards replacing the stairs. The Friends began providing a caretaker in 2013, at which time the caretaker cottage was deemed uninhabitable. So, the Friends spent \$45,000 on the cottage. He presented before and after photographs at the dais of the restoration work.
- After the first restoration in 1995, the emblems were visible. However, by 2014, the emblems needed more work, so the Friends and the City authorized \$1 million of restoration work. The Friends goal is to make sure the Column does not return to its 1995 condition. The most recent restoration work was authorized around the same time the hospital was raising funds for the new cancer center and the armory was raising funds for restoration work. The Friends took on the task of providing funds for the Column.
 - Mr. Schnitzer donated \$250,000 and three board members donated \$50,000 each. Collectively, the board members raised almost \$500,000 amongst its members and the Friends used its OCF savings to fund the rest of the project. A fundraiser at Fort George raised about \$2,000 and other fundraisers brought in about \$20,000. The restoration work is done and it did not cost the City one dime.
 - After 20 years, \$1 million was needed to renovate the Column. The fundraising requirements in this community have made it difficult to ask people now to donate to the maintenance of the Column. The \$2 parking fee is not adequate to put a portion aside to save for the restoration.
- Over 90 percent of the vehicles that park at the Column are from out of town, so the parking fees are a source of revenue coming in from outside of the City.
 - Knowing that it took 20 years for Astoria's weather to almost destroy the mural on the Column, he anticipated another \$1 million in restoration work would be necessary 20 years from now. The Column received 55,000 cars in 2014 and 35,000 cars in 2015. The lower number for 2015 was due to the restoration work during the nicest part of the year, which resulted in a loss of tourism. However, he

believed the Column averaged about 50,000 cars per year. One dollar per year per car over 20 years will raise \$1 million, which will pay for the maintenance of the Column.

- To mitigate against unexpected expenditures, like the stairs, he proposed setting aside another dollar for capital restoration work instead of taking money from the City budget. Of the current \$2 annual parking fee, the Friends give the City \$35,000 per year. This is a fixed amount regardless of the number of cars that park at the Column in a year. However, the Friends now propose to give \$1 per car to the City each year, which will be about \$50,000 per year. The remaining \$2 of the new parking fee would be used for operating expenses, like employee wages, landscaping, restroom cleaning, and utility bills. The Column could be completely self-sustaining plus have the ability to give.
- The Friends had a heated discussion about raising the parking fees. Raising the fee now to \$5 will prevent the Friends from having to come back and ask for smaller increases. The Friends keep a pretty sophisticated budget. He gave copies of the 2014 budget to Council, noting that the Friends run a pretty tight ship. Year to date, the Friends has lost \$140,000.
 - The Board has discussed adding board members. However, it costs \$50,000 to serve on the board, which limits the size of the board. Therefore, the Board has planned to make the Column self-sustaining.
 - The Board considered fees charged at other parks. The State park charges \$5 per day for parking. Crater Lake charges \$15 for a seven day pass and \$30 annually. The trolley costs \$2 per day per person. The Heritage Museum charges \$4 per day per person. The Flavel House charges \$6 per day per person. He listed the daily per person fees charged at several other places in Astoria and reminded that the Friends are proposing just \$5 per car per year, which is less than \$0.015 per day.
- The Friends are trying to get a handful of people to fund the Column, which belongs to the community. It is not fair that the Board is expected to come up with \$500,000 of their own money to fund the restoration. The Friends do not believe that \$5 per car per year is outrageous. If Mr. Schnitzer had given \$250,000 to the hospital, he would have a room named after him. However, nothing is named after him at the Column. The Board members donated because of their dedication to the facility.

City Council Action: Motion made by Councilor Price, seconded by Councilor Warr to authorize the fee schedule amendment for the Parks and Recreation Department, as recommended by staff. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill and Mayor LaMear; Nays: None.

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

Ron Zilli, 1444 16th Street, Astoria, believed the increased parking fee at the Column was too high. As a resident, he was willing to pay more than \$5 to use the Column. Astoria is lucky to have such gracious and generous Friends that support the Column; however, the information provided indicated that 98.5 percent of Column visitors are not local. He believed most people spent less than an hour at the Column. People who decide to visit the Column because they saw it as they drove by will change their mind when they see the fee attendant and learn of the \$5 fee. He was not opposed to fee increases and believed more incremental fee increases would allow the Column to keep up with the economy. The Column is a magnet and there is a dilemma about how to fund it. He understood the infrastructure required maintenance, but believed an increase to \$5 was too much. He had wanted to provide this information prior to Council making a decision on the fees.

Mayor LaMear apologized for failing to call for public comments on the fee increases prior to voting. She called for a recess at 8:31 pm. The City Council meeting reconvened at 8:36 pm and Mayor LaMear confirmed there were no more public comments.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:36 pm to reconvene the Astoria Development Commission meeting.

ATTEST:

APPROVED:

Finance Director

City Manager



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

December 28, 2015

MEMORANDUM

TO:  MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: **MANAGING OREGON RESOURCES EFFICIENTLY (MORE) IGA**

DISCUSSION/ANALYSIS

On occasion, the Public Works Department will utilize services from other public agencies to complete improvements and maintenance tasks that cannot be efficiently or cost effectively completed with City resources. As an example, the City contracts the yearly street centerline striping to Benton County through an intergovernmental agreement (IGA). Often the administrative effort required to execute an IGA can delay work and result in substantial Staff time.


The Managing Oregon Resources Efficiently (MORE) IGA was developed by Marion County as a general multi-agency agreement that allows Oregon's public agencies to exchange resources, services and invoices. This agreement allows participating agencies a more efficient way of coordinating with one another by greatly reducing the administrative burden of multiple, individual IGAs. This agreement is generic (has no lead agency), no expiration date, no financial burden, and can be terminated at any time. Currently over 50 public agencies participate, including both Clatsop and Benton Counties. The MORE IGA and a list of participating agencies are attached to this memo.

The City Attorney has reviewed the agreement and approves it as to form.

RECOMMENDATION

It is recommended that City Council approve the MORE IGA.

Submitted By 
Ken P. Cook, Public Works Director

Prepared By 
Nathan Crater, Assistant City Engineer

MANAGING OREGON RESOURCES EFFICIENTLY {MORE}

INTERGOVERNMENTAL AGREEMENT for resources and services

This Agreement is made between the SIGNED PARTIES pursuant to the authority provided by ORS Chapter 190 and shall be referred as the MORE-IGA {Managing Oregon Resources Efficiently Intergovernmental Agreement} ("AGREEMENT").

WHEREAS:

1. Each PARTY owns certain equipment and materials, and provides services that may be useful to another PARTY for public works, municipal, transportation, engineering, construction, operations, maintenance, service districts, emergency management and related activities; and
2. The PARTIES agree that sharing equipment, materials, and services promotes the cost-effective and efficient use of public resources; and
3. The PARTIES desire to enter into this AGREEMENT to establish procedures for sharing equipment, materials, resources, and services, and defining legal relationships and responsibilities. Therefore, in consideration of the mutual covenants herein, it is

AGREED:

1. The PARTIES shall make available to each other vehicles, equipment, machinery, materials, related items ("EQUIPMENT OR MATERIALS") and/or services in the manner and on the terms and conditions provided herein. The PARTY supplying the services or the EQUIPMENT OR MATERIALS shall be designated as the "PROVIDER" herein. The PARTY receiving the services or assuming the use of EQUIPMENT OR MATERIALS shall be designated as the "USER" herein.
2. A cost estimate for specific services will be supplied by the PROVIDER at the request of the USER. Service PROVIDERS shall maintain an accurate cost accounting system, track expenditures and provide monthly billing to USER. Unless other arrangements are agreed upon by the PARTIES, PROVIDER'S invoices will be paid by USERS in full within thirty (30) days of billing.
3. EQUIPMENT OR MATERIALS and/or services shall be provided upon reasonable request at mutually convenient times and locations. The PROVIDER retains the right to refuse to honor a request if the EQUIPMENT OR MATERIALS are needed for other purposes, if providing the EQUIPMENT OR MATERIALS would be unduly inconvenient, or if for any other reason, the PROVIDER determines in good faith that it is not in its best interest to provide a particular item at the requested time. EQUIPMENT OR MATERIALS shall be returned immediately at PROVIDER'S request.
4. The USER receiving the EQUIPMENT OR MATERIALS shall take proper precaution in its operation, storage and maintenance. EQUIPMENT OR MATERIALS shall be used only for its intended purpose. The USER shall permit the EQUIPMENT OR MATERIALS to be used only by properly trained, properly licensed, and supervised operators. The USER shall be responsible for EQUIPMENT OR MATERIALS repairs necessitated by misuse or negligent operation and for the maintenance and/or replacement of high wear items (i.e., milling machine teeth, etc.). The USER shall not be responsible for scheduled preventive maintenance (P.M.) unless EQUIPMENT OR MATERIALS hours used exceeds the P.M. schedule periods and has been agreed by the PROVIDER. The USER shall perform and document required written maintenance checks prior to and after use and shall provide routine daily maintenance of EQUIPMENT OR MATERIALS (i.e., fluid checks, lubricating, etc.) during the period in which the EQUIPMENT OR MATERIALS is in USER'S possession.
5. PROVIDER shall endeavor to provide EQUIPMENT OR MATERIALS in good working order and to inform USER of any information reasonably necessary for the proper operation of the EQUIPMENT OR MATERIALS. The EQUIPMENT OR MATERIALS are provided "as is", with no representation or warranties as to its condition or its fitness for a particular purpose. USER shall be solely responsible for selecting the proper EQUIPMENT OR MATERIALS for its needs and inspecting EQUIPMENT OR MATERIALS prior to use. It is acknowledged by the PARTIES that the PROVIDER is not in the

business of selling, leasing, renting or otherwise providing EQUIPMENT OR MATERIALS to others, and that the PARTIES are acting only for their mutual convenience and efficiency.

6. The PARTIES shall provide EQUIPMENT OR MATERIALS storage to each other, at no charge, upon request when mutually convenient. It is recognized that such storage is for the benefit of the PARTY requesting it. The PARTY storing the EQUIPMENT OR MATERIALS shall be responsible for providing a reasonably safe and secure area and not responsible nor liable for theft or damage.
7. The PROVIDER may require, in its sole discretion, that only PROVIDER'S personnel operate EQUIPMENT OR MATERIALS. In so doing, PROVIDER shall be deemed an independent contractor and PROVIDER'S employees shall not be deemed employees of USER. The PROVIDER'S operator shall perform under the general direction and control of the USER, but shall retain full control over the manner and means of using the EQUIPMENT OR MATERIALS.
8. For the purposes of this AGREEMENT, the PARTIES are independent contractors. Nothing herein shall alter the employment status of any workers providing services under this AGREEMENT. Such workers shall at all times continue to be subject to all standards of performance, disciplinary rules and other terms and conditions of their employer. No USER shall be responsible for the direct payment of any salaries, wages, compensation or benefits for PROVIDER'S workers performing services to USERS under this AGREEMENT.
9. Each PARTY shall be solely responsible for its own acts and those of its employees and officers under this AGREEMENT. No PARTY shall be responsible or liable for consequential damages to another PARTY arising out of providing or using EQUIPMENT OR MATERIALS or services under this AGREEMENT. PROVIDERS requiring that their personnel operate EQUIPMENT OR MATERIALS shall, within limits of the Oregon Constitution and the Oregon Tort Claims Act, hold harmless, indemnify and defend the USER, its officer, agents and employees from all claims arising solely by reason of any negligent act by persons designated by PROVIDER to operate EQUIPMENT OR MATERIALS. Notwithstanding the above, the USER shall bear sole responsibility for ensuring that it has the authority to request the work, for its designs and for any representations made to the PROVIDER regarding site conditions or other aspects of the project. The PROVIDERS of the EQUIPMENT OR MATERIALS shall adequately insure the EQUIPMENT OR MATERIALS or provide self-insurance coverage.
10. Any PARTY may terminate its participation by providing thirty (30) days written notice to the other PARTIES. Any amounts due and owing by a terminating PARTY shall be paid within thirty (30) days of termination.
11. Nothing herein shall be deemed to restrict authority of any of the PARTIES to enter into separate agreements governing the terms and conditions for providing EQUIPMENT OR MATERIALS or services on terms different than specified herein.
12. Any OREGON PUBLIC ENTITY may become a PARTY to this AGREEMENT. Each PARTY in accordance with the applicable procedures of that PARTY shall approve this AGREEMENT. This AGREEMENT will be executed separately by each PARTY and shall be effective as to each PARTY and binding among all the PARTIES that have signed this AGREEMENT on the date of execution and sending a copy of the signed AGREEMENT to the CONTRACT ADMINISTRATOR. The current CONTRACT ADMINISTRATOR is:

Don Newell, Marion County Public Works, 5155 Silverton Road NE, Salem, Oregon 97305
Telephone: 503.365.3129, e-mail: DNewell@co.Marion.or.us

A new CONTRACT ADMINISTRATOR may be named at any time with the approval of a majority of the PARTIES.

13. This AGREEMENT may be amended by written amendment signed by all of the PARTIES.

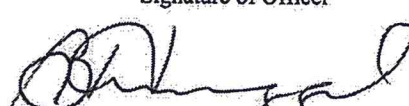
- end of the AGREEMENT narrative -

Final MORE-IGA narrative revision date: March 5, 2013 (no changes or additions are allowed to the above)

MORE-IGA SIGNATURE PAGE

(MANAGING OREGON RESOURCES EFFICIENTLY INTERGOVERNMENTAL AGREEMENT)

IN THE WITNESS WHEREOF, the PUBLIC ENTITY _____ (PARTY) has caused this AGREEMENT to be executed by its duly authorized representatives as the date of their signatures below:

_____ Signature of Officer	_____ Date	_____ Officer's title
_____ Signature of Officer	_____ Date	_____ Officer's title
 Signature of Counsel	12-28-15 Date	City Attorney Counsel's title

Name & title of the AGENCY'S IGA OVERSEER: _____

Address: _____

Office Phone: _____ Cell Phone: _____

E-mail: _____

Optional: Name & title of Agency's 2nd Contact: _____

Office Phone: _____ Cell Phone: _____

E-mail: _____

1. Mail the original signed MORE-IGA SIGNATURE PAGE (this page - actual hard copy page) to:
Don Newell, CONTRACT ADMINISTRATOR for distribution to member agencies.
Marion County, 5155 Silverton Road NE, Salem, Oregon 97305 e-mail: DNewell@co.Marion.or.us
Telephone: 503.365.3129 MORE-IGA web site: <http://www.MOREoregon.com>
2. Retain a 2nd original signed MORE-IGA SIGNATURE PAGE for your records (a total of 2-sets are required).
3. Send additional agency staff contacts' e-mail addresses to the above CONTRACT ADMINISTRATOR.
4. Copy other PARTIES' MORE-IGA SIGNATURE PAGES for your agency's records from the above MORE-IGA web site.



INSTRUCTIONS FOR THE MORE-IGA

(MANAGING OREGON RESOURCES EFFICIENTLY INTERGOVERNMENTAL AGREEMENT)

*“Doing **MORE** with less!”*

The following is directed to officials of local and state governments that may want to participate in the accompanying **MORE-IGA** [AGREEMENT]. There are four pages to the MORE-IGA:

- The MORE-IGA narrative – pages 1-2
 - **MORE-IGA SIGNATURE PAGE** – page 3
 - **INSTRUCTIONS FOR THE MORE-IGA** (this page) – page 4
- a. The purpose of the MORE-IGA is for to exchange EQUIPMENT OR MATERIALS or services between OREGON PUBLIC ENTITIES.
 - b. All PARTIES, who sign the AGREEMENT, must honor the AGREEMENT entirely.
 - c. Each PUBLIC ENTITIES shall identify an AGENCY’S IGA OVERSEER which will process, file and will receive and maintain IGA documents.
 - d. Don Newell of Marion County has agreed to act as the CONTRACT ADMINISTRATOR. The CONTRACT ADMINISTRATOR will notify all the AGENCY’S IGA OVERSEERS for all PARTIES. The CONTRACT ADMINISTRATOR will not resolve any disputes of the AGREEMENT PARTIES, nor would Marion County or its employees be liable for any damages sought between any two other PARTIES.
 - e. Each new PARTY shall execute the **MORE-IGA SIGNATURE PAGE** in two original sets: One shall be filed with the CONTRACT ADMINISTRATOR for approval, filing and distribution, and the second for the PARTY entity’s records.
 - f. Each AGENCY’S IGA OVERSEER will receive digital copies of the **MORE-IGA SIGNATURE PAGE** from the web site: <http://www.MOREoregon.com> for their records. The CONTRACT ADMINISTRATOR will directly inform the AGENCY’S IGA OVERSEERS of new Agencies signers by e-mail.
 - g. After the signature and approval process is completed, any PARTY may directly approach any other PARTY for exchange of equipment, materials, resources, and services. There is no need to coordinate requests amongst other PARTIES or with the CONTRACT ADMINISTRATOR.
 - h. It is important to note paragraph 3 (page 1): “The PROVIDER retains the right to refuse to honor a request”.
 - i. The CONTRACT ADMINISTRATOR maintains two-e-mail lists: 1) Each PUBLIC ENTITIES’ AGENCY’S IGA OVERSEERS; 2) other PUBLIC ENTITIES’ staff that want to be informed of MORE members’ news, announcements, and activities. MORE members will schedule and host meetings 3-times a year to discuss joint issues.
 - j. An optional 2nd agency contact person can identify on the **MORE-IGA SIGNATURE PAGE** which will also receive direct ongoing correspondence of MORE’s activities or of its members.
 - k. The IGA, list of PUBLIC ENTITIES with agencies’ contacts, digital file copies of **MORE-IGA SIGNATURE PAGES**, meeting announcements, and members’ news are found on <http://www.MOREoregon.com>

Questions or concerns may be addressed to:

Don Newell, CONTRACT ADMINISTRATOR.

Marion County, 5155 Silverton Road NE, Salem, Oregon 97305

Telephone: 503.365.3129;

e-mail: DNewell@co.Marion.or.us

History: An original joint agency IGA for shared services was originally signed by Multnomah County, the City of Gresham and Oregon Department of Transportation in 1996. By the provision of a 1999 ADDENDUM, other parties agreed to sign the agreement. The IGA was revised in July 2002 and was named PMAT-IGA (PORTLAND METROPOLITAN AREA TRANSPORTATION CO-OPERATIVE INTERGOVERNMENTAL AGREEMENT) with 33-signing agencies. In February 2013 the MORE-IGA, with a more statewide focus, was crafted in tandem to eventually replaced PMAT-IGA.

A second ODOT IGA (OMAT), which allows agencies work with ODOT, can be obtained by contacting:

Rita Gill, OMAT Administrator, Oregon Department of Transportation, Region 1-Contracts & Agreements Unit;

123 NW Flanders Street, Portland, OR 97209-4012;

Telephone: 503-731-8548; e-mail: Syrecta.Gill@ODOT.state.or.us

MORE IGA Participating Public Agencies

Aurora, City of
Bay City
Benton County
Boring Water District
Brooks Community Service District
Chemeketa Community College
Clackamas County
Clatsop County
Columbia County
Coos County
Corvallis, City of
Crook County
Dallas, City of
Deschutes County
Detroit, City of
Douglas County
East Salem Service District
Falls City, City of
Fargo Interchange Service District
Forest Grove, City of
Gates, City of
Grants Pass, City of
Gresham, City of
Hillsboro, City of
Hood River County
Hubbard, City of
Independence, City of
Josephine County
Klamath County
Labish Village Service District
Lake Oswego, City of
Lane County
Lincoln County
Linn County
Marion Area Multi Agency Emergency
Telecommunications, METCOM 911
Marion County
Marion Soil and Water
Conservation District
Metro
Millersburg, City of
Multnomah County
Oregon City, City of
Polk County
Portland, City of
Salem, City of
Santiam Water Control District
Scotts Mills, City of
Sherwood, City of
Silverton, City of
Tillamook, City of
Tillamook County
TriMet
Troutdale, City of
Tualatin, City of
Turner, City of
Wasco County
Washington County
West Linn, City of
Wood Village, City of
Yamhill County



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

December 28, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: RURAL GATEWAYS GRANT APPLICATION

DISCUSSION/ANALYSIS

In late December, the State Library of Oregon notified rural libraries about a competitive grant opportunity offered by the National Science Foundation to provide STEM (science, technology, engineering and mathematics) programs to rural libraries.

The 110 libraries chosen to participate will receive mini grants of \$3,500, online program materials, planning guides, marketing and promotional materials, training for staff and peer support. Grant funds are to be expended between March 2016 and September 2020. Participants should plan on approximately 30 to 60 hours of in-kind match to create and implement two 4-part public program series. Grant funds can be used to create publicity, provide additional materials to library collections, and provide science partner stipends. Approximately one half of the libraries will be asked to present a second 4-part series in the second year with the other half presenting the second 4 part series in the third year.

Given the national awareness of the opportunity through its partnerships with the National Science Foundation, Dartmouth College, the Califa Group, the Institute for Learning Innovations, Dawson Media Group, the Goodman Research Group, the Association for Rural and Small Libraries, and the Public Library Association, Astoria Library believes it prudent to submit an application. Due to the fact the application deadline fell before the next Council meeting, staff submitted a grant request. Should Council not wish to proceed with the grant, the application could be rescinded.

RECOMMENDATION

It is recommended Council authorize the submittal of the Rural Gateways Grant Application.

Submitted by:


Jane Tucker, Library Director



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

December 28, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ASTORIA SENIOR CENTER RENOVATION PROJECT ARCHITECTURAL SERVICES CONTRACT AMENDMENT NUMBER 3

DISCUSSION/ANALYSIS

Scott Edwards Architect LLP (S|EA) the Astoria Senior Center Renovation Architect of Record was awarded a contract in the amount of \$115,000 in July 2013 to provide architectural services for the said project. In November of 2013 the contract was amended by \$5,500 to the total sum of \$120,500 to support the need for additional engineering services related to seismic upgrades of the design documents. In May 2015 the contract was amended by \$11,370 to revise the design documents for review by the City of Astoria Building Official for permitting purposes, to document the scope changes for contracting purposes with the general contractor, and for use during the construction activities. Subsequent to that time, additional services were required:

- A. Following the process of revising the design documents as noted above the project required printing copies of the revised documents for construction purposes, the added printing costs were \$978.25.
- B. S|EA has provided a proposal (attached) for supplemental services performed by the Structural Engineer to provide analysis and design for suspending two air handler units from the existing roof trusses and to provide an analysis of adding loads to the existing floor structure by the placement of floor leveling compound to the entire first floor. The cost for these supplemental services is in the amount of \$931.00.

RECOMMENDATION

It is recommended that the City Council provide approval to amend the contract with Scott Edwards Architect LLP by an additional \$1,909.25 (items A & B combined) for a total amended contract sum of \$133,779.25.

By: Al Jaques
Al Jaques, Project Manager



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

December 28, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ORDINANCE READOPTING CERTAIN STATE STATUTES TO REFLECT
CHANGES MADE BY THE 2015 LEGISLATURE

DISCUSSION/ANALYSIS

The 2015 legislation passed by the Oregon Legislature, for the most part, became effective on January 1, 2016. Many of our City ordinances refer to or incorporate state statutes. Every year, the City routinely re-adopts all referenced ORS sections to pick up any changes made by the legislature. This is done by a "global readoption", which was the technique recommended by the League of Oregon Cities. The City is legally unable to prospectively adopt Oregon legislative changes, i.e., we cannot adopt a state statute "as it now exists and is from time to time amended." The proposed ordinance has been reviewed and approved by the City Attorney.

RECOMMENDATION

It is recommended that Council conduct the first reading of the proposed ordinance.

ORDINANCE NO. 16-_____

AN ORDINANCE READOPTING CERTAIN STATE STATUTES

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

Section 1. Code Section 1.047 is amended to read as follows:

“Readoption of Oregon Revised Statutes. Oregon Revised Statutes adopted either referentially or directly in the Astoria Code, including but not limited to Astoria Code Sections 1.010, 1.015, 1.085, 1.211, 1.230, 1.555, 1.602, 1.608, 1.620, 1.632, 1.638, 1.640, 1.900, 1.960, 1.961, 1.962, 1.963, 1.964; 1.965, 1.967, 1.970, 1.971, 2.220, 2.360, 2.700, 2.705; 2.710, 3.010, 3.015, 3.118, 5.000, 5.010, 5.100, 5.110, 5.255, 5.260, 5.300, 5.335, 5.385, 5.425, 5.726, 5.740, 5.925, 5.931, 5.933, 6.005, 6.010, 6.025, 6.030, 6.060, 6.135, 6.220, 6.250, 6.255, 6.305, 6.400, 6.500, 6.510, 6.520, 6.530, 6.550, 7.000, 7.005, 8.045.15, 8.045.17, 8.045.18, 8.104, 8.138, 9.005, 9.025, 9.030, 9.090, and 9.160, are hereby readopted to include all amendments, repeals, and additions made by legislative action of the State of Oregon, up to and including those of the 2015 legislative session.”

Section 2. This ordinance will be effective thirty (30) days after its passage.

ADOPTED BY THE COMMON COUNCIL THIS _____ DAY OF _____, 2016.

APPROVED BY THE MAYOR THIS _____ DAY OF _____, 2016.

Mayor

ATTEST:

City Manager

ROLL CALL ON ADOPTION	YEA	NAY	ABSENT
Councilor Nemlowill			
Herzig			
Price			
Warr			
Mayor LaMear			



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

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

Item 8(a) Election of City Council President

(No documentation is included for this agenda item)



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

EXECUTIVE SESSION

Item 9(a)

ORS 192.660(2)(h) – Legal Counsel

(No documentation is included for this agenda item)
