

**CITY OF PORTORFORD
CITY COUNCIL MEETING MINUTES
IN THE GABLE CHAMBERS
THURSDAY, SEPTEMBER 20, 2018**

Mayor and Council	Present	City Staff		Present
Jim Auburn	X	Terrie Richards	City Admin/Recorder	X
Jim Campbell	Excused	Shala McKenzie Kudlac	City Attorney	X
Caroline Clancy	Excused	David Johnson	Finance Director	X
Pat Cox	X	Hank Hobart	Police Chief	X
John Roorbach	X			
Tim Pogwizd, Mayor	X			
Brett Webb, President	X			

Media Present: Brice Wagner, Port Orford News

Others Present: 40

1. Call to Order

Mayor Pogwizd called to order this Regular Meeting of the Common Council of the City of Port Orford in the Gable Chambers on Thursday, September 20, 2018 at 3:30 p.m. He then asked those present to rise and join him in the pledge of allegiance.

2. Additions to the Agenda – New Business first, Old Business then Department Reports. 7d. Vacation Rentals

3. Special Presentation to Citizens/Council – Cal-Ore representative Dan Bratton presented to the Council their plan to take care of the citizens of Port Orford since the dissolving of the Port Orford Ambulance. He commended a job well done by the Port Orford Ambulance and the many years they were able to care for our citizens. The current memberships with the Port Orford Ambulance will be honored and those members will be offered an upgrade to add air flight and they will go North or South depending on the patient request.

4. Citizens' Concerns

Theresa Kolibaba – Cal-Ore will we have a choice where we can go? Is the city going to utilize the ordinance after a big earthquake and what is the penalty for false complaints? As far as the Dark Sky ordinance, Coos Curry is not doing a good job.

Doreen Ames – the Senior Center is in violation to the existing Dark Sky ordinance. Lights should not be allowed to be affixed to trees – trees grow. The ROW on 5th she is concerned about the size of gravel and will it fly and cause issues. From the tax money, a helipad should be built in Port Orford. Supports FEMA flood insurance.

Al Geiser – asked for clarification on what was happening with the Dark Sky ordinance. He supports pulling it from the sign ordinance.

Jennifer Head – Senior Center lights shine onto her property but she understands they are working on fixing the problem. She suggested motion lights.

Gary Wickham – he is glad the council is not changing the ordinance he is in favor of Dark Sky, it can be managed with many different solutions.

Nancy La Bay – supports the Senior Center and how viable it is to the community.

Carlene Armi voiced her issues with the Senior Center lights and would like the lights fixed.

7. New Business

- a. Planning Recommendation to separate out the Dark Sky Ordinance from the Sign Ordinance 15.16 to a standalone ordinance chapter 15.17. Councilor Auburn moved to accept the Planning Commission recommendation to split the Dark Sky ordinance off from the sign ordinance leaving the working of the Dark Sky ordinance just as it was with Councilor Roorbach as second. Motion carried.

Councilor Cox Aye Councilor Clancy Absent Councilor Webb Aye
Councilor Campbell Absent Councilor Auburn Aye Councilor Roorbach Aye

Planning Recommendation to approve the ROW at 5th and Oregon St. Councilor Webb moved to accept the Planning Commission recommendation to approve the Right-of-Way permit with Councilor Cox as second.

Councilor Cox Aye Councilor Clancy Absent Councilor Webb Aye
Councilor Campbell Absent Councilor Auburn Aye Councilor Roorbach Aye

- b. **HEARING 4:21 pm:** FEMA Flood Damage Prevention Ordinance 17.19.

Legal Counsel gave a brief introduction stating this is being required by FEMA. The City Planner has been working with DLCDC and FEMA to get this ordinance to a position that FEMA will accept. We cannot adopt this until FEMA gives their final blessing on it. What may have to happen is have this hearing today for citizen input and have a second meeting to adopt under emergency circumstances because it has to be enacted by November 17, 2018.

Staff Report: Crystal Shoji reiterated that there is no lea way on this. The state provided the ordinance we are supposed to be adopting. FEMA has done two reviews of it, if there is even a period or comma out of place it will come back. The City does not have any discretion in this and we have been told not to adopt today. Two changes made from the 2009 ordinance, first there are new flood maps and also in the flood maps they have included a new V” zone that include mainly the PORT. FEMA also said we should hang onto our old ordinance because people are “grandfathered” based on the old ordinance.

Testimony for or against: none

Hearing closed 4:30 pm.

The City Planner asked that the Mayor carry over the topic for a special meeting on October 1, 2018 at 4:00 PM.

- c. Port Orford Rural Fire Protection request use of the now vacant ambulance bays as part of the Port Orford Fire Hall. Councilor Webb moved to allow the Port Orford Rural Protection District to use that bay and office free of charge at this time, it sounds like there might be some request to revisit the terms of the contract and at that time the city may seriously consider what it is charging for rent with Councilor Auburn as second. Motion carried. Assistant Fire Chief Johnson stated that per the current contract the office space is the Fire Departments. Councilor Webb amended the motion to remove the office as part of the motion.

Councilor Cox Aye Councilor Clancy Absent Councilor Webb Aye
Councilor Campbell Absent Councilor Auburn Aye Councilor Roorbach Aye

- d. Vacation Rentals: Councilor Webb would like the council to begin discussion on possibly restricting vacation rentals and set a control date. If there is an interest from the council to

move forward if not then squash it now. They understand this is not an easy process if they do this. Councilor Auburn suggested this go on as a continuing action item. The City Administrator will research and compile as much information she can for council information. Staff researched and found five vacation rentals that were not registered with the city. It was agreed that there is a lot going on here and happy that research will begin.

6. Old Business

- a. Nuisance Ordinance review of ordinance 321-84 Abatement of Dangerous Buildings. After some discussion, Councilor Auburn suggested and Councilor Webb agreed they let it stand until an issue comes up. It does say the city should appoint an appeals board and a hearings officer. The City Administrator will advertise for volunteers for these positions.

5. Departmental Reports

Admin – Councilor Webb was concerned there were minutes approved that did not exist. Councilor Cox stated the confusion regarding the contact time and the engineer's last email. The engineer did what council asked with the second tracer study, the end result is the pipe is still needed.

Police – Our new officer is at academy for four months. Officer Brace created a bar graph to go with the report – pretty interesting.

Port – The breakwater repair is still set for 2019. Councilor Webb thanked Councilor Auburn for sitting on a very important board the Regional Solutions Board that looks favorably on the ports project.

TLT – Main Street pocket parks moving forward. The City is getting a lot of assistance from other agencies in promoting Port Orford while trying to pick up the chamber duties.

Fire Board – they have been busy with calls this last month.

Parks – Dog Park has a contractor but have a small financial issue to figure out.

Watershed – the last meeting was held at the fish ladder, will be coordinating with ODFW for requirements.

Emergency Management – the tsunami steering committee met with the planning commission

8. Consent Calendar - None

9. Continuing Action

- a. Water
- b. Sewer
- c. Chamber
- d. Vacation Rentals

10. Considerations

a. Citizens:

Theresa Kolibaba stated the water stinks and makes the vegetable garden stink. She also would like to know how long it takes the water to get to the system.

Penny Sues asked for updates of the outfall project to be added to the Administrator's report

Gary Wickham, Hubbard Creek – would like to see the dog park fence to be black in color.

Doreen Ames would like to see two standards added to the Nuisance ordinance – environmental health code.

Pollyann asked if a poster could be hung at City Hall – the Curry County Cultural Coalition \$1,000 grant offer.

b. Staff: – None

c. Council:

Councilor Cox asked about water rights on Garrison Lake – do we really need it. He also asked if the fire department could use the lake water to do their practices.

Councilor Auburn is working with ODOT Small City Allotment projects asked council if they would like him to pursue a sidewalk on Ocean View from HWY 101 to 5th St. Approved by Consensus. He also thanked the three leaving councilors for their service and announced the candidate's forum October 4, 2018 at 7:00 PM.


d. Mayor - none

11. **Future Meetings:**

City Council Meeting ♦ October 18, 2018 ♦ 3:30 PM ♦ City Hall Council Chambers

12. **Adjourn**

There being no further business Mayor Pogwizd adjourned the meeting at 6:10 p.m.



Mayor Tim Pogwizd

Attest:



City Recorder, Terrie Richards