

**City of Port Orford  
City Council Meeting Minutes  
In the Gable Chambers  
Thursday, August 20, 2020 at 3:30 P.M.**

<b>Mayor and Council</b>	<b>Present</b>	<b>City Staff</b>	<b>Present</b>
<i>Tim Pogwizd, Mayor</i>	X	<i>Terrie Richards, City Admin/Recorder</i>	X
<i>Gary Burns</i>	X	<i>Shala Kudlac, City Attorney</i>	X
<i>Pat Cox, President</i>	X	<i>David Johnson, Finance</i>	X
<i>Vacant</i>		<i>Fire Chief Hobart</i>	X
<i>James Garratt</i>	X		
<i>Carolyn LaRoche</i>	X		

Media Present:

Others Present:

**1. Call to Order**

Mayor Pogwizd called to order this Regular Meeting of the Common Council on Thursday, August 20, 2020 at 3:31 p.m. The meeting is held via internet connection due to COVID-19 restrictions set in place by the State of Oregon.

**2. Additions to the Agenda:** None.

**3. Presentation to the Council/Citizens:** Linda Tarr, chair of Port Orford Watershed Council would like to present an update from last night’s meeting. This will be presented under Department Reports.

**4. Consent Calendar** – Councilor Burns moved to approve the minutes for council meetings of June 18 and July 16 and the workshop on June 29, 2020 with Council Garratt as second.

*Motion carried 4-0.*

Discussion: None.

**Councilor Burns** Yes      **Councilor LaRoche** Yes      **Councilor Cox** Yes

**Councilor Garratt** Yes

**5. Citizen Concerns:**

Teresa Kolibaba addressed the two proposals on the well drilling that says it is based on the agreed upon depth of the two well drillings, but it does not say what the depths are.

Steve Lawton from Port Orford in the Battle Rock MU-10 zone. Currently under that zoning, he would be able to build a building outright to 35 feet. He feels that is too high. He feels that modifying the height allowance of buildings in the city ordinance is reasonable. The cost is minimal to the community. He stated the city does not have on-site parking requirements for businesses, multifamily unit housing and vacation rentals and is concerned that with

He stated the sewer NPDES permit is requiring an engineer, which should be in Terrie's report. The Idaho lift station has issues with the barrel. An outside group that can go into a contained area safely will need to figure out what needs done. The splitter at Wyoming lift station needs to be cut off. CA Richards will research the repairs.

Councilor Cox expressed desire to attend the reservoir assessment with councilor Burns. Councilor Cox advised the well by the plant was capped because of the salinity. There is an option of a well by the laundry mat. Mayor Pogwizd wants clarification on the depth of the wells in the report. Councilor Cox stated the quote is for 100 feet, and if they have to go beyond, they will stop and talk to the city at that point. The report addressed the location on Port Orford Loop and another location, which are not good locations. CA Richards will check on the laundry mat location.

Councilor Cox updated on the Port. They are dredging. Peter DeFazio attended yesterday to survey the dredging and the break water. He is supportive of the Port. Unfortunately, last month the Port lost funds to the state. The Ways and Measures Committee had to restructure their budget, so they had to put those funds back to the state; however, once the Port reaches a certain step they can try and get it back. An EDA federal COVID grant is available, which the port will apply for an amount of 13 million. If received, the project can be a one-phase project instead of three-phase. Halibut season was successful.

Councilor Garratt noted the ODOT speed signs were not on the agenda. CA Richards was asked by Darrin Neavoll if the city would like to have the speed signs on both ends, which is between six and eight thousand dollars for one sign. They will pay for one if Port Orford pays for the other. Councilor Garratt reminded the council that by consensus previously the signs are something council was interested in. He would like the signs on the agenda for the next meeting. Mayor Pogwizd and CA Richards stated the project has been pushed out to 2022, but the signs could be sooner. CA Richards will add the signs to the next meeting agenda.

Councilor Garratt relayed that the fire department asked him to mention that there are several new board members on the fireboard. Proceeding with the new contract should go well. The Fire Chief expressed appreciation to the police department for their assistance with the fire in town last month. The new officer, RJ, was extremely helpful with diverting traffic and putting up ribbons for crowd control.

Linda Tarr speaks about the watershed. Jeff Smith and Erin Minster applied for an Oregon Health Authority grant, which was granted to treat Gorse on the Sorenson property, which is owned by the city, and create a secure water supply ten-year plan. Subsequent to receiving the grant it was discovered there is a conservation easement on the grant that disallows the use of herbicide. Part of the proposal in the grant was to use herbicide. This has delayed the grant pending resolution. There is discussion of having Wild River Land Trust take on the conservation easement. Wild River Land Trust has consulted with the attorneys for Coalition

**B. Extending Burn Permit Usage:** Councilor Cox moved to advance ordinance 2021-01 to a second reading, “the common council of the City of Port Orford amending ordinance 2015-05 to extend the burn permit period” with Councilor Garratt as second. ***Motion carried 4-0.***

Discussion: None.

**Councilor Burns** Yes      **Councilor LaRoche** Yes      **Councilor Cox** Yes  
**Councilor Garratt** Yes

**8. New Business:**

**A: Task Order from Dyer Engineers for the Grit System:** Councilor Burns moved to approve task order number 9 for grit system replacement project with Councilor Garratt as second.

Discussion: Councilor Cox asks if the motion is to move forward on the process but not choosing the engineering company, since this type of system has in-house engineers, which will save money. CA Richards advised this is a task order for Dyer Engineers, thus spending money prior to talking to anybody else. If not approved, staff can be directed to pursue another direction. Councilor Burns reported the system has been broken for two years. Trash is getting into the waste plant. The engineers can suggest action to take until the repairs can be made. Councilor Burns identifies that there is no electrical system for the grit system. Councilor Cox believes the motor can be replaced and the shaft can be built and milled. OAWU has engineers on staff for city use. Councilor Garratt would like to move forward on this system and look at repairs and replacement parts moving forward in future projects. Councilor LaRoche wants to confirm the electrical is included. David Johnson will research.

Councilor Burns rescinded his motion to approve task order number 9 with Councilor Garratt rescinding his second. There is no longer a motion on the table. Mayor Pogwizd directed CA Richards to call OAWU tomorrow and email response to councilors on Monday. A special council meeting will be held next week for approval of task order #9 if pertinent information is not obtained.

**B: Chapter 17 Zone Building Height:** Building height is 35 feet across the zones and 10-MU can go as high as 45 feet. Councilor Garratt feels the fire department is not equipped to handle structures beyond two stories. The fire department would have to upgrade equipment at a high cost. City resident’s insurance levels can be affected. Legal Counsel Kudlac advised this is going to be an extensive land-use process. This is not a vote to be made tonight. Council can vote to have the planning commission consider this issue and the planning commission can hold hearings. This will be a hearing vote at both levels and will require notice to the entire city. CA Richards reported that City Planner, Crystal Shoji, advised this could be an expensive process.

Councilor Cox moved to send the issues of reducing the building heights to 25 feet across the zones to planning with Councilor LaRoche as second.

**9. Future Meetings:**

Special meeting to address the grit system pending schedule next week.

Thursday, September 17, 2020 Regular Meeting of the Common Council at 3:30 p.m.

**10. Adjourned**

There being no further business, Mayor Pogwizd adjourned the meeting at 5:27 p.m.

Attest:

  
\_\_\_\_\_  
Mayor Tim Pogwizd

  
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City Recorder, Terrie Richards