

**City of Port Orford
City Council Meeting
In the Gable Chambers / Virtual participants
Thursday, July 21, 2022 at 5:30 P.M.**

Mayor and Council	Present	City Staff	Present
<i>Pat Cox, Mayor</i>	X	<i>CA Ginsburg</i>	X
<i>Tim Pogwizd, President</i>	X	<i>Shala Kudlac, City Attorney</i>	X
<i>Gary Burns</i>	X	<i>John Isadore, Public Works</i>	
<i>Lorrin Kessler</i>	X	<i>Chief Hobart</i>	X
<i>James Garratt</i>	X		
<i>Carolyn LaRoche</i>	X		
<i>Greg Tidey</i>	X		

The minutes were prepared to the best of our ability considering the challenging quality of the audio associated with those participants attending in-person on the meeting video.

Others Present: Tate Scarpaci, Thomas Calvanese, Jenny Javier, Greg Thelen, Monica Ward (Curry County), Jennie McGregor, Vaughn Robison, Michelle Leonard, Ann Vileisis, Linda Tarr, Linda Maxon, Michael Shields.

1. Call to Order

Mayor Cox called to order this Meeting of the Common Council on Thursday, July 21, 2022, at 5:31 p.m.

2. Additions to the Agenda: Executive session ORS 192.(inaudible).

3. Presentation to Council / Citizens: Vaughn Robison, resident of Depot Bay, shares findings of research on marine reserves called Net Values. Councilors and packets are provided with a printed copy of the presentation. Mr. Vaughn defined marine reserves as boundary based managed marine areas and described the ecological, social and economic effects. Objectives are to conserve marine habitat, provide framework for scientific research and avoid adverse social and economic impact. Mr. Vaughn shared how he got his information and what he found with the information. Socioeconomic findings were presented.

4. Consent Calendar

Approve Minutes of June 16, 2022: Councilor Kessler moved to approve the minutes for the June 16, 2022 council meeting as written with a second. *Motion carried 5-0.*

Discussion: None.

*Councilor Pogwizd Yes Councilor Burns Yes Councilor LaRoche Abstain
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes*

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5. Citizens' Concerns:

Michelle Leonard, local resident, read a letter to Mayor Cox, council members and CA Ginsburg that addressed information on the next step of the Community Building and Legion Hall renovation. The community has been working to raise money for the project. The project is now at the cost of 1.7 million dollars with 140,000 dollars currently raised. There is the possibility of a federal block grant of 1.5 million dollars, but this grant must be applied for by the city. This letter asks the city to apply for this grant in a timely manner. If the city chooses not to apply, the current funds raised will have to be returned to the contributors.

6. Departmental Reports

- a. Public Works:** A written report has been provided to councilors by Jon Isadore. Mr. Isadore is not in attendance. Mayor Cox spoke on the automatic meter readers presented at the last meeting.
- b. Administration/Financial Report:** CA Ginsburg reviewed her written report with councilors. Councilor Burns asked about the memorial rock needing maintenance. Finance auditors will be in Port Orford the first week in September.
- c. Planning:** Councilor Tidey gave a report. CA Ginsburg updated info on affordable housing and vacation rental progress.
- d. Liaison Reports:**
 - Fire District:** Councilor Garratt announced the Fire Chief needs volunteers to replace those who relocated.
 - Watershed:** Linda Tarr reported a forestry plan is underway for the damage by the fire. The report will be complete before 08/12/2022. The person responsible for the fire is refusing access for watershed inspection and repair.
 - Port:** Mayor Cox reported the bids on the new cranes are in. The old cranes are certified. An additional halibut season has been added.
 - Parks:** Councilor Tidey advised the disk golf is fully installed. Later in the year the disk golf will be expanded to the area of the nature trail.
 - Emergency Management:** Mr. Howe is in attendance. Mr. Howe reported on the Emergency Management plan. The Emergency Response Commission is in the process of approving the plan. It will then go to City Council. The project scope is large, 5 pounds of food per day per person, which is 4-1/2 tons in Port Orford.
 - School:** Councilor Kessler reported a high school teacher is leaving. The schoolboard is looking for a new superintendent to replace the current superintendent who is leaving next year.
 - Main Street:** Councilor Burns reported that Main Street cosponsored the downtown cleanup. The cleanup was successful. The childcare system is progressing. City Hall landscaping is also progressing.

7. Old Business

- a. Community Center Building Project:** Local citizens advise that the CCD is able to offer small communities free time with the city to determine viable grant sources and can

do some grant writing and recording at no cost. She requested the city to explore this further. She also advised the city to let the Community Center Committee know as soon as possible if they choose not to pursue the grant project. They do not want to have to close the project and return the funds. The councilors are concerned about CA Ginsburg’s available time and workload.

Councilor Burns moved to approve moving forward with the CCD in pursuing the grant with Councilor Kessler as second. **Motion carried 6-0.**

Discussion: Councilor Garratt agrees the building renovation is important.

Councilor Pogwizd Yes Councilor Burns Yes Councilor LaRoche Yes
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes

b. Ordinance 2023-01 Ziplly Franchise Agreement: The City Council had asked Ziplly for free city services, which was rejected by Ziplly. Councilor Burns moved that the City Council adopt Ziplly Fiber Franchise Agreement Ordinance 2023-01 and approve the first and second readings by title only to take effect 30 days from July 21, 2022 which is August 20, 2022 with Councilor Kessler as second. **Motion carried 6-0.**

Discussion: Councilor Garratt is disappointed in Ziplly’s refusal and feels the city is giving up too soon, as this is a normal request.

Councilor Pogwizd Yes Councilor Burns Yes Councilor LaRoche Yes
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes

c. Ordinance 2023-02 Building Code – related to dangerous building abatement: The Curry County code was rewritten to be more pertinent for the City of Port Orford. Councilor Pogwizd and Garratt would like “reasonable effort” defined in the Right of Entry with each step defined and each step recorded by the administration. There is concern of the building officials being given the power of law enforcement. Councilors need protocol for decisions defined. Liability, funds and lien process are discussed. CA Ginsburg will review other communities’ abatement codes. This will be sent back to staff for definitions.

Councilor Burns moved to table ordinance 2023-02 with Councilor Pogwizd as second. **Motion carried 6-0.**

Discussion: As above.

Councilor Pogwizd Yes Councilor Burns Yes Councilor LaRoche Yes
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes

d. Workshop – Types of Workshops, Dates and Times: A workshop to review the building code is suggested. A goal setting session is suggested. Councilors would like the workshops to be the same day of the month every month they are needed. By consensus, workshops will be the first Wednesday of the month at 5:30.

e. Grant Writing Companies Update: CA Ginsburg informed councilors that she has a meeting scheduled with Brandi about the CCD Grant Writing assistance services and options available to the city. She will have an update at the next meeting.

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8. New Business:

a. Ballot Measure 109 – Oregon Psilocybin Services Act – Mushroom growth and sale:

The State of Oregon’s ordinance is well written. The city has the option of doing nothing or sending this to voters for a 2-year ban or moratorium. Chief Hobart discussed the legalities of the ordinance with council members. Legal Counsel Kudlac advised to send to voters for a ban this must be brought during the general election is 2022 or 2024.

Councilor Pogwizd moved to send this to voters for a ban with Councilor LaRoche as a second. *Motion died 2-4.*

*Councilor Pogwizd Yes Councilor Burns No Councilor LaRoche Yes
Councilor Kessler No Councilor Tidey No Councilor Garratt No*

Councilor Garrett moved to table ballot measure 109 indefinitely with Councilor Tidey as second. *Motion carried 5-1.*

Discussion: Ballot deadline outlined.

*Councilor Pogwizd No Councilor Burns Yes Councilor LaRoche Yes
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes*

A motion is made and seconded to continue the meeting. *Motion carried 5-0.*

*Councilor Pogwizd Yes Councilor Burns Yes Councilor LaRoche No vote
Councilor Kessler Yes Councilor Tidey Yes Councilor Garratt Yes*

9. Continuing Action Items:

- a. Seasonal Gas Tax:** Three percent six months a year.
- b. Text My Gov**
- c. Data Storage**
- d. Water Conservation Ordinance**
- e. Historic Commission Ordinance Update**
- f. Emergency Commission Ordinance**
- g. Website Update**

10. Considerations:

Citizen: Linda Maxon, CEO of Coast Community Health Center shared concerns about alleged dog attack on Johnson Street. She spoke on the applicable ordinance and the need for such with enforcement. She spoke on animal bite injuries. The time and cost of treating the injuries have been excessive without reimbursement.

Ann Vileisis expressed appreciation for the work done by the volunteers and staff. Ms. Vileisis reported she has attended county planning meetings hoping for coordination between the city and county regarding Short Term Rentals.

4 Michael Shields, local resident, requested a permit for a privacy fence on the city easement.
5 An application has been submitted.

6
7 Coast Community Health Community introduced Dr. Ann Kellogg who has brought in
8 councilors as well as drug and alcohol addiction councilors to the community.

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10 Linda Tarr spoke on section 2.4.114 where it says Board of Commissioners reserve the right
11 to preempt any building permit/application. She is concerned about the legality of this.

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13 Greg Thelen, community member reported that the audio “is impossible.” He suggested
14 participants speak into their mics.

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16 **Staff:** None.

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18 **Councilor:** Councilor Burns is hoping the city will move forward with the new meters soon
19 since it takes a year for install.

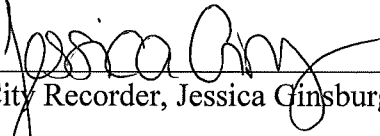
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21 **Mayor:** Mayor Cox expressed his appreciation to members of the community who are
22 involved in the community.

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24 **11. Future Meetings: Thursday, August 18, 2022, Regular Council Meeting 5:30, hybrid.**

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26 **Adjourn:** There being no further business, Mayor Cox Adjourned the meeting at 7:55 p.m.

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30 Attest:

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34 _____
35 Mayor, Pat Cox

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34 _____
35 City Recorder, Jessica Ginsburg

