

City of Port Orford
City Council Meeting
In the Gable Chambers / Virtual participants
Thursday, June 16, 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>	X
<i>Lorrin Kessler</i>	X		
<i>James Garratt</i>	X		
<i>Carolyn LaRoche</i>	Excused		
<i>Greg Tidey</i>	X		

Others Present: Ann Vileisis, Linda Maxxon, Chris Bennet of Kamstrup, Linda Tarr, Kim Foster, Max Beeken.

1. Call to Order

Mayor Cox called to order this Meeting of the Common Council on Thursday, June 16, 2022, at 5:31 p.m.

2. Additions to the Agenda: Items f through k under New Business is going to be moved forward to be included with the consent calendar motion.

3. Presentation to Council / Citizens: Linda Maxxon representing Coast Community Health Center shared a presentation regarding rural homelessness. Statistics are shared.

- 1 in 5 non-metro counties are classified as a high-poverty county.
- 2018 – 15.1 percent rural Americans live in poverty vs. non-rural at 12.5 percent.
- Regions whose economies are based on mining, timber, or fishing have grown in the poverty rates 2.5 times faster than other economies.
- In rural areas we see fewer jobs, lower wages, longer periods of unemployment contribute to higher levels of poverty and homelessness.
- No longer can we say housing costs in our region are lower than urban areas due to the events of mass exodus from urban life that have occurred in the past 24 months thus driving up rural prices.
- Portland State Homeless Research and Action Report 2022 –Homeless numbers are drastically underreported in Curry County affecting funding for the homelessness.
- The need to create a structured integrated solution-based service model that requires city agency, community services organization support does not happen overnight. It is hard work.

4 Coast Community is not advocating for a shelter or anything. They are providing education
5 to the City of Port Orford and other communities on the needs of the homeless community so
6 they can focus on reasonable solutions.

- 7 ➤ **Property:** What can the City appropriate for a safe/controlled location.
- 8 ➤ **A Plan:** Involves city leaders, agency leaders, community service organizations, funders.
- 9 ➤ **Controlled Environment:** Supervised site = rules, expectations, accountability.
- 10 ➤ **Managed:** Location that is managed in collaboration from partner agencies.
- 11 ➤ **Multi-disciplinary approach:**
 - 12 ○ Manage a site – entry point to support residents
 - 13 ○ Weekly home inspections
 - 14 ○ Physical/mental health supports req'd
 - 15 ○ Community residents and project recipients are invested in the success of this project.
 - 16 Win-win.

17 Coast Community wonders what the city's visions are and how can they help. Coast
18 Community welcomes the City of Port Orford to meet with Coast Community for those
19 discussions and needed support. Councilor Kessler volunteered to research and communicate
20 with Coast Community.

21 22 **4. Consent Calendar**

23 **Approve Committee Appointment of Ross Kelly to Emergency Response Committee.**

24 **Approve Committee Appointment of Jim Howe to Emergency Response Committee.**

25 **Approve Committee Appointment of Gary Anderson to Emergency Response**
26 **Committee.**

27 **Approve Committee Appointment of Alan Jones to Emergency Response Committee.**

28 **Approve Committee Appointment of Mari Lochhaas to Emergency Response**
29 **Committee.**

30 **Approve Minutes May 19, 2022:** Councilor Burns moved to approve the minutes for the
31 May 19, 2022 council meeting as written to include the appointments of the members to the
32 Emergency Response Committee with Councilor Kessler as second. *Motion carried 5-0.*

33 Discussion: None.

34 **Councilor Pogwizd** Yes **Councilor Burns** Yes
35 **Councilor Kessler** Yes **Councilor Tidey** Yes **Councilor Garratt** Yes

36 37 **5. Departmental Reports**

- 38 a. **Public Works:** A written report has been provided to councilors. John Isadore
39 introduced Chris Bennet of Kamstrup to give a presentation on revolutionary ultrasonic
40 water meters that report leakage on both sides of the meter including service side.
41 Kamstrup has been in the industry since 1991. It can eliminate non-revenue water.
42 Kamstrup will invest in, procure, install, maintain and monitor without any funds down.
43 This meter will increase revenue, thus becoming a self-funding project. This is a wireless
44 system working on acoustics. It sends signals to Kamstrup who then sends the
45 information to the City of Port Orford. City of Port Orford pays Kamstrup for the meter
46 based on usage per month, as a utility to Port Orford. There are no fees until installation

4 takes place regardless of contract. This system is supported by Public Works
5 superintendent, John Isadore.

6 Councilor Kessler moved to look at a contractual process for installation and operation of
7 water meters through Kamstrup with Councilor Burns as second. *Motion carried 5-0.*

8 Discussion: None.

9 *Councilor Pogwizd* Yes *Councilor Burns* Yes
10 *Councilor Kessler* Yes *Councilor Tidey* Yes *Councilor Garratt* Yes

11
12 John Isadore requested council approval to purchase parts for repair of the gearbox. The
13 cost will be approximately 28,000. John Isadore presented the quote for the Coastguard
14 Hill pump station, which is 50,000 dollars less than previous quotes.

15
16 Councilor Burns moved to approve having Koontz Machine Welding, Inc do the blasting
17 and painting of the steel structure of the septic clarifying tank up to 30,000 dollars with
18 Councilor Kessler as second. *Motion carried 5-0.*

19 Discussion: None.

20 *Councilor Pogwizd* Yes *Councilor Burns* Yes
21 *Councilor Kessler* Yes *Councilor Tidey* Yes *Councilor Garratt* Yes

22
23 Councilor Burns moved to approve the repair of the pump skid at Coast Guard Hill up to
24 92,000 dollars with Councilor Tidey as second. *Motion carried 5-0.*

25 Discussion: None.

26 *Councilor Pogwizd* Yes *Councilor Burns* Yes
27 *Councilor Kessler* Yes *Councilor Tidey* Yes *Councilor Garratt* Yes

- 28
29 **b. Administration/Financial Report:** CA Ginsburg reviewed her written report with
30 councilors. She addressed cleanup of hazardous areas. She addressed cleanup of city hall
31 and outside landscaping by volunteers. An audit is set up for the end of the fiscal year in
32 September. No accountant application has been received.
- 33 **c. Planning:** ADU zoning and water/sewage connection discussed.
- 34 **d. TLT:** Councilor Pogwizd will present grants for approval later this meeting.
- 35 **e. Port:** Working on request for proposals for crane replacement.
- 36 **f. Parks:** Councilor Tidey updated on Fourth of July events. The disk golf course is
37 installed. It is intended to be operational before the Fourth of July.
- 38 **g. School District:** School is out for the year.
- 39 **h. Main Street:** Councilor Burns reported Main Street is investigating the Episcopal
40 Church as a location for the daycare. Funds going to TLT for advertising and Kim
41 Foster's digital medial to target young outdoor tourists in Discover Port Orford Facebook
42 and Instagram platform. Five thousand copies of the Town map and Guide are printed.
43 TLT approved 1,400 dollars for a second printing. The whale tale will be painted Monday
44 June 20 weather permitting. City hall landscaping is underway from volunteers. Grant for
45 trees is received and locations selected. Volunteers for cleanup organized prior to the
46 Fourth of July.

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6. Public Hearing: State Revenue Sharing. Mayor Cox opened the public hearing and recapped that each year the State of Oregon distributes excess revenue collected from special taxes such as liquor and gas tax. In order to be eligible to receive these funds the city must first hold two public hearings, one before the Budget Committee and one before the City Council, to discuss possible uses of the funds. The use of State Revenue funds in the past included annual parks operations. The amount estimated incorporated in the 2022/2023 budget is 11,500 dollars.

Public testimony: The staff has received no correspondence from the public regarding the use of the state revenue sharing funds.

Clark Kocurek, Park Commissioner, testified in favor of use of revenue for public places such as cleanup of garbage in public trails which might include biohazard waste and repair of the boardwalk in the wetlands.

With no further public testimony, the hearing is closed by Mayor Cox.

7. Citizen Concerns:

Ann Vileisis, local resident, as president of Kalmiopsis Audubon Society and local citizen, urges the council to move ahead with the MOU in partnership with the land trust and Watershed Council for future acquisition of the Lee property to protect the watershed. As a citizen, Ms. Vileisis encouraged council to move forward with the STR ordinance with the assistance of Mr. Kern. She agrees with the cap on overall numbers with permits. She likes the use of permits rather than land use. She agrees with the licenses be non-transferable. She appreciates the city will have fees to cover enforcement issues. She appreciates public input in the topic.

Kim Foster, local resident, urges support for the MOU of the Lee property.

8. Old Business:

a. Ordinance 2022-05 Abatement of Nuisance and Dangerous Housing: Mayor Cox is concerned about empowering one person to target which is a nuisance. CA Ginsburg describes the current process. Councilor Pogwizd is concerned about the right of entry. A reasonable effort needs defined. Councilor Pogwizd does not think entry should be made until contact with responsible party is made. Legal Counsel Kudlac gave legal perspective. Councilor Kessler moved to table the abatement of nuisance and dangerous housing until topics of interest mentioned today are researched with Councilor Burns as second. ***Motion carried 5-0.***

Discussion: None.

<i>Councilor Pogwizd</i>	<u>Yes</u>	<i>Councilor Burns</i>	<u>Yes</u>	
<i>Councilor Kessler</i>	<u>Yes</u>	<i>Councilor Tidey</i>	<u>Yes</u>	<i>Councilor Garratt</i> <u>Yes</u>

b. Ordinance 2022-02 Ziplly Franchise Agreement: Councilor Garratt likes the improvements made by Ziplly in the agreement. He noticed his request for free services to

4 city facilities was not addressed in this new agreement. It is a common request in these
 5 types of agreements. The cost is minimal to Ziply but savings to the city is huge.
 6 Councilor Garratt moved to add an addendum to the agreement with Ziply stating they
 7 will provide free service to any city services directed by council with Councilor Pogwizd
 8 as second. ***Motion carried 4-1.***

9 Discussion: Councilor Kessler is concerned that they asked for 7 percent and Ziply
 10 complied and now are asking for free service. Councilor Pogwizd stated this is common.
 11 CA Ginsburg will amend with addendum. Contract decision will be tabled until the city
 12 hears back on the addendum.

13 ***Councilor Pogwizd*** ***Yes*** ***Councilor Burns*** ***Yes***
 14 ***Councilor Kessler*** ***No*** ***Councilor Tidey*** ***Yes*** ***Councilor Garratt*** ***Yes***

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 16 c. Daniel Kerns Agreement for Vacation Rentals: Councilor Kessler moved for the city
 17 council to approve the documentation presented and assistance from Daniel Kerns for the
 18 STVR with Councilor Tidey as second. ***Motion carried 4-1.***

19 Discussion: Councilor Garratt feels this might be premature. In the effort of trying to
 20 keep things moving forward, he suggested doing so carefully and wisely. He suggested a
 21 clear and concise direction prior to signing the contract with the attorney instead of
 22 signing the contract and then getting the clear and concise direction in case the direction
 23 cannot be reached. He recommended the councilors bring brief bullet proof suggestions
 24 on how to proceed. Councilor Burns suggested a workshop with suggestions for planning.

25 ***Councilor Pogwizd*** ***Yes*** ***Councilor Burns*** ***Yes***
 26 ***Councilor Kessler*** ***Yes*** ***Councilor Tidey*** ***Yes*** ***Councilor Garratt*** ***No***

27
 28 d. Forest Management Plan: Linda Tarr is in attendance and available for questions. She
 29 needs approval for the contract with Springboard Forestry to do the forestry management
 30 plan for the entire watershed. This is paid for by an OHA grant. This is a prerequisite to
 31 apply for the Clean Water State Revolving Fund. Councilor Tidey moved to approve the
 32 contract between the City of Port Orford and the Springboard Forestry with Councilor
 33 Kessler as second. ***Motion carried 5-0.***

34 Discussion: None.

35 ***Councilor Pogwizd*** ***Yes*** ***Councilor Burns*** ***Yes***
 36 ***Councilor Kessler*** ***Yes*** ***Councilor Tidey*** ***Yes*** ***Councilor Garratt*** ***Yes***

37 38 9. New Business:

39 a. MOU for Lee Property: Council Pogwizd has no concern with the MOU; however, he is
 40 concerned about having the funds for purchasing the property in one year. Wild Rivers
 41 Land Trust is finding grant funding. The state has made drinking water a priority and land
 42 acquisition is the cheapest way to protect drinking water. Linda Tarr explained the need
 43 for MOU and procedure following. Port Orford will need David Brock Smith to advocate
 44 for the funding. If legislature denies funding other options are available. Options are
 45 described. City administrative involvement is extensive.
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Councilor Kessler moved to continue the meeting with Councilor Burns as second.

Discussion: None.

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

Max Beeken, WRLT conservation director, is in attendance. He wrote the MOU in coordination with Linda Tarr and the landowner. Nobody is bound to follow through if things are not working out.

Councilor Burns moved for the City Council to approve the MOU between the city of Port Orford and Wild Rivers Land Trust with Councilor Kessler as second. **Motion carried 5-0.**

Discussion: None.

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

- b. Deady Street Property: Councilor Tidey moved to approve the city administration begin discussion with the current owner of tax lot ID R11851 for possible future purchase of the property with Commissioner Burns as second. **Motion carried 5-0.**

Discussion: Councilor Garratt suggested strong exploration be on cost.

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

- c. Resolution 2022-02: Councilor Burns moved for the City Council to Approve Resolution 2022-02 to receive state revenue funds for the fiscal year 2022-2023 with Councilor Pogwizd as second. **Motion carried 5-0.**

Discussion: None.

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

- d. Resolution 2022-03 Adopting 2022-2023 Budget: Councilor Kessler moved for the City Council to approve resolution 2022-03 to adopt the budget for the fiscal year 2022-2023 with Councilor Burns as second. **Motion Carried 5-0.**

Discussion: Mayor Cox wanted clarification that the 12 percent increase is on the FDC charges and not an increase in rates until rates applying to the budget getting approved now. Confirmed. Councilor Garratt is concerned council is entertaining new expenditures not in the budget. CA Ginsburg advised an amendment will have to be made if expenditures happen.

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

- 4 e. Resolution 2022-04 Adopting Employee Wages: Councilor Tidey moved for the City
5 Council to approve resolution 2022-04 to adopt employees' wages for the fiscal year
6 2022-2023 with Councilor Burns as second. ***Motion carried 5-0.***

7 Discussion: Positions not hired yet will be under an umbrella budget item.

8 ***Councilor Pogwizd*** *Yes* ***Councilor Burns*** *Yes*
9 ***Councilor Kessler*** *Yes* ***Councilor Tidey*** *Yes* ***Councilor Garratt*** *Yes*

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11 f. TLT Grand Approval Main Street, \$2,900: Councilor Burns moved to approve the TLT
12 grant application for Main Street for 2,900 dollars as accepted by the TLT with Councilor
13 Pogwizd as second. ***Motion carried 5-0.***

14 Discussion: None.

15 ***Councilor Pogwizd*** *Yes* ***Councilor Burns*** *Yes*
16 ***Councilor Kessler*** *Yes* ***Councilor Tidey*** *Yes* ***Councilor Garratt*** *Yes*

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18 g. TLT Grant Approval Main Street \$1,790: Councilor Burns moved to approve the TLT
19 grant application for Main Street for 1,790 dollars as accepted by the TLT committee
20 with Councilor Tidey as second. ***Motion carried 5-0.***

21 Discussion: None.

22 ***Councilor Pogwizd*** *Yes* ***Councilor Burns*** *Yes*
23 ***Councilor Kessler*** *Yes* ***Councilor Tidey*** *Yes* ***Councilor Garratt*** *Yes*

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25 h. TLT Grant Approval Port Orford Jubilee \$5000: Councilor Tidey moved to approve the
26 TLT grant application for Jubilee for 5,000 dollars as accepted by the TLT Committee
27 with Councilor Burns as second. ***Motion carried 5-0.***

28 Discussion: None.

29 ***Councilor Pogwizd*** *Yes* ***Councilor Burns*** *Yes*
30 ***Councilor Kessler*** *Yes* ***Councilor Tidey*** *Yes* ***Councilor Garratt*** *Yes*

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32 **10. Continuing Action Items:**

- 33 a. **Seasonal Gas Tax**
34 b. **Text My Gov**
35 c. **Website Updated**
36 d. **Data Storage**
37 e. **Water Conservation Ordinance**
38 f. **Historic Commission Ordinance Update**
39 g. **Grant Writing Companies**

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42 **11. Considerations:**

43 **Citizen:** None.

44 **Staff:** Election preparations are needed. Three seats are available. Paperwork needs to be
45 turned in by August.


4 **Councilor:** Councilor Pogwizd expressed appreciation to the mayor, staff, council and
5 citizens for allowing of the aforementioned to be fiscally responsible, as it is so important to
6 the future of the city. We are in terrible times and do not know what lies in the future. Tax
7 rolls may not come in as expected. He appreciates being fiscally responsible. It is not
8 negativity but preparing for the future.


9 **Mayor:** Mayor Cox is requesting a workshop to organize and know where action items
10 stand.

11
12 **12. Future Meetings: Thursday, July 21, 2022, Regular Council Meeting 5:30, hybrid.**

13
14 **11. Adjourn:** There being no further business, Mayor Cox Adjourned the meeting at 7:55 p.m.
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17
18 Attest:

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22 _____
23 Mayor, Pat Cox



City Recorder, Jessica Ginsburg