



**CITY COUNCIL MINUTES ~ APPROVED
JULY 12, 2012 AT 7:00 PM**

City Hall ~ 82877 Spruce St., Westlake, OR

These proceedings of the Dunes City Council were recorded on tape and are on file at Dunes City Hall. Upon approval by the City Council, these minutes will be available online at www.DunesCity.com

1. CALL TO ORDER

Mayor Rebecca Ruede called the meeting of the Dunes City Council to order at 7:03 pm.

2. ROLL CALL

Roll Call was taken by City Recorder Fred Hilden.

Present: Mayor Rebecca Ruede, Council President Jamie Mills, Councilor Duke Wells, Councilor Troy Sathe, Councilor Richard Koehler, Councilor Dick Anderson and Councilor Ed Scarberry.

Also Present: City Recorder Fred Hilden and several citizens.

3. PLEDGE OF ALLEGIANCE

All who were present stood for the Pledge of Allegiance.

4. APPROVAL OF THE AGENDA

Council President Mills made a motion to approve the Agenda. Councilor Anderson seconded the motion. The motion passed by unanimous vote.

5. CONSENT AGENDA

- A. City Council Meeting Minutes from June 14, 2012
- B. City Council Special Session Minutes from June 19, 2012
- C. Bills of the Session through July 5, 2012
- D. Receipts of the Session through July 5, 2012

Councilor Koehler requested that the minutes from the June 19, 2012 City Council Special Session be removed from the Consent Agenda. Mayor Ruede stated they will be added to Unfinished / Old Business as item F. **Council President Mills made a motion to approve the Consent Agenda, as amended. Councilor Scarberry seconded the motion. The motion passed by unanimous vote.**

6. ANNOUNCEMENTS / CORRESPONDENCE

Mayor Rebecca Ruede announced that the presentation by Petitioners of Ordinance No. 211A LUBA Appeal will not be made at tonight's Council meeting as they were unable to attend this meeting. They have been invited to the August 9, 2012 City Council meeting to make a 30 minute presentation. The Artist of the Month is Mel Vincent with prints provided by Roberta Dalbeck. Dunes City is seeking artists and photographers who would like to display their art in the Council Chambers. Please contact City Hall if you are interested. Finally, there will be a Si-uslaw Watershed Council Coastal Lakes meeting held on July 25, 2012 from 6:30 – 8:30 pm at the West Woahink meeting hall.

7. CITIZEN INPUT

Susie Navetta, Dunes City resident: I just heard it stated that the Petitioners have been invited to the August meeting - they have not been invited, nor has the City responded to the attorney's letter.

Councilor Sathe joined the meeting at 7:07 pm.

8. PUBLIC HEARING (NONE)

9. UNFINISHED/OLD BUSINESS

First Annual Volunteer of the Year Award: Mayor Ruede began by thanking Councilor Wells for his suggestion to begin a Volunteer of the Year Award and we couldn't be any more proud of the first recipient of this award, our very own Bob Read. Mr. Read came forward to accept his award and Mayor Ruede read the following tribute: "Mr. Bob Read has been graciously volunteering his time and knowledge to the citizens of Dunes City for about forty years. Bob served on the Planning Commission and the City Council prior to being the first elected Mayor from 1975 to 1977. While on the Planning Commission, Bob was instrumental in passing the one-acre requirement for residential zoning and development. Since that time, he has served on the Revenue Committee and most recently, for many years on the Budget Committee, where his business experience helped him provide leadership to the Committee as well as practical and sound fiscal reasoning. His service to the community truly exemplifies the spirit of trust and integrity. It is my distinct honor, as the Mayor of Dunes City, and on behalf of the City Council, to present Mr. Read with Dunes City's first annual Volunteer of the Year Award."

Mr. Read provided some history on volunteers in Dunes City and the surrounding area, including the efforts to establish Dunes City that culminated in the formation of the City in 1963. He went on to thank the current City Council for their volunteer contributions, noting that Dunes City does this without a tax base. Mr. Read stated that he enjoys looking out at the lake with his wife and commenting that life is good on Woahink Lake. Life is good in Dunes City and yes, I like your slogan, "A Nice Place to Live." He again thanked the Council for being our leaders in a cause that we all love.

Siltcoos River Dam Portage: Councilor Scarberry commented that the City Recorder has been monitoring the repair process and deferred to Mr. Hilden for an update. City Recorder Fred Hilden commented that volunteers have acquired the materials that will be used in the repair of the portage and repairs have begun. This work should be completed in the next week or two. Councilor Scarberry also discussed several fallen trees below the portage that make it difficult for kayakers to get past, especially during high tide.

Ordinance No. 214, Amending Chapter 10 “General Provisions”: Council President Mills explained that this is largely a housekeeping ordinance prepared by the Ordinance Review Committee. **Council President Mills made a motion to have the second reading of Ordinance No. 214 by title only. Councilor Anderson seconded the motion. The motion passed by unanimous vote.**

City Recorder Fred Hilden read Ordinance No. 214 by title only. Mayor Ruede opened the meeting for public comment on this ordinance. No comments were offered.

Council President Mills made a motion to adopt Ordinance No. 214. Councilor Anderson seconded the motion. The motion passed by unanimous vote.

Ordinance No. 215, Amending Chapter 91 “Nuisances”: Council President Mills commented that her inclination was to table this ordinance at this time until we are able to do something about code enforcement. Discussion followed. Consensus was reached to remove the redline from the ordinance and include it in the August packet for review and discussion.

Letter from Gaydos, Churnside & Balthrop, PC: City Recorder Fred Hilden explained the background leading up to the City’s receipt of a letter dated May 17, 2012 from Gerry Gaydos (Dimons’ attorney) regarding the alleged encroachment of City Hall on their property. He explained that he has prepared a response to the letter and is awaiting the Mayor’s comments on it. Discussion followed.

City Council Special Session Minutes from June 19, 2012: Councilor Koehler commented that he had only received the minutes one day before this Council meeting and lacked adequate time to review them. City Recorder Fred Hilden explained that workload had prevented completing them as originally planned. Mayor Ruede stated that these minutes will be placed on next month’s Agenda for approval.

10. NEW BUSINESS

Revenue Committee Appointment: Mayor Ruede stated that there are three openings on the Revenue Committee and we have one applicant, Maurice K. Sanders.

Councilor Sathe made a motion to appoint Maurice Sanders to the Revenue Committee. Council President Mills seconded the motion. Discussion followed regarding the term Mr. Sanders should be appointed to. Councilor Sathe recommended Mr. Sanders be appointed to the shorter of the terms available and this was supported by Councilor Scarberry. **The motion passed by unanimous vote.**

Back-up Generator for City Hall: Councilor Wells provided a progress report on the back-up generator for City Hall. He explained that the City has received several bids for a 20 kw generator and installation. Additional bids are expected for another alternative with lower wattage and propane heaters. The next ad-hoc meeting will be held on July 24, 2012 at 5:00 pm. A report and recommendation should be ready for the next Council meeting.

11. REPORTS

Mayor Ruede commented that anyone should feel free to verbalize matters from their June report since verbal reports were tabled last month.

Mayor's Report: Mayor Ruede gave her report explaining that we have an opportunity to continue our connection with Dunes, France. After a visit and exchange in 2009, it would be good to continue this relationship. Former Councilor, Dr. Peter Howison, will be making a trip to France in September and is seeking some ideas. Councilor Sathe suggested we send them a flag of the State of Oregon or perhaps a small version of our "Dunes City, a nice place to live," sign. Staff is to prepare materials for review at the August Council meeting.

Communication and Education Committee Report: Councilor Anderson reported that the Committee needs articles and reports for our Summer 2012 Newsletter. Please submit them as soon as possible. The website project is progressing more slowly than anticipated due to health and schedule conflicts, but each member is excited about the project.

Conservation Committee Report: Councilor Anderson reported that there were two Shoreland Zone Vegetation Removal Permit applications this month and site visits were promptly made. The results were forwarded to the Planning Commission for approval.

Community Center Report: Councilor Wells reported that two key improvements have been completed at City Hall this month. The new high definition digital security system has been installed including eight new color cameras that record straight to our computers. Additionally, this City Council meeting is being recorded digitally on our new Teac rackmount digital audio recorder. We are now able to provide digital audio files of all of our meetings so folks can listen to them on their own computers.

Ordinance Review Committee Report: Council President Mills reported that the Ordinance Review Committee did not meet in June, so there is no report. No future meeting has been scheduled at this time.

Parks and Recreation Commission Report: Councilor Koehler reported that the Parks and Recreation Commission met in June and July with a few objectives; to maintain the Byrd and Overlook locations; review potential park locations; and to see what we could do about replacing the Little Woahink sign on Canary. I am pleased to report that the Commission, with the help of Mimi Tizzard and Gary Lapping, has cut and cleaned limbs at the Byrd location – creating a more open look. The Overlook as well has been cleaned up for summer visitors. The Commission created a proposed outline for a replacement sign at Little Woahink and Canary.

Councilor Koehler made a motion that a request for proposal be made public in the local paper with the attached drawing as reference before August 1st. Councilor Sathe seconded the motion. Discussion followed, including Little Woahink Circle and Little Woahink Lake. **The motion passed by a vote of 5 ayes and 1 nay (Councilor Anderson).**

Revenue Committee Report: Councilor Scarberry reported that again this month, we are lacking members for a quorum so no June meeting. In anticipation of at least one new Committee member, we have scheduled a meeting for July 19th at 3:30 pm. Plans for the repair of the river portage are continuing. Progress is also being made on organizing for the first Mother's Day Triathlon. Committee Chair has an idea for another potential income producer for the City, based around the idea of a canoe or kayak event for Dunes City. I have lined up several volunteers who would organize said event. Our Committee will have discussions about this idea. Councilor Scarberry also discussed the City's 50th birthday coming up next year. Councilor Sathe suggested that the City host a fishing tournament as a possible revenue source.

Road Commission Report: Councilor Sathe reported that the Road Commission has been very busy, including seven meetings, some of which included the Planning Commission. A draft of the Master Road Plan has been prepared and should be ready to present at the next City Council meeting. The Road Commission completed one major project at Little Woahink Circle, removing all the damaged trees from the City's right-of-way. The area is looking really good. The next Road Commission meeting is Monday, July 16th at 6:30 pm. Anyone that wants to attend is welcome. We have relatively little on the Agenda as most of our work has been completed during the last two months.

Site Review Committee Report: The Site Review Committee meeting was held on June 20, 2012 at 3:00 pm at Dunes City Hall. All members were present, including Milton Farrand, David Dumas and Ken Platt. Old business included review of three existing complaints. All members are satisfied with abatement actions completed by all property owners. New business included a new nuisance complaint on Lake Blvd. in the Westlake area. A site visit was scheduled for Wednesday June 27, 2012 at 11:30 am. There is no need for abatement on this property, it was deemed a courtesy call. It has come to the attention of the Site Review Committee that there is an on-going problem in Dunes City with non-occupied properties, both vacant lots and those with structures. It was the unanimous consensus of the Committee that some form of action should be taken by the Site Review Committee and the Dunes City Council. We feel there is an urgent need to address these violations because of their health and safety nature. Discussion followed regarding how best to move ahead on this. **Councilor Wells made a motion that the City Council authorize the Site Review Committee to proceed with courtesy abatement on properties where there is a health or safety concern. Councilor Sathe seconded the motion.** Discussion followed. **Councilor Wells amended his motion to include a signed written complaint by the Site Review Chairman. The amendment was seconded by Councilor Sathe. The motion passed by unanimous vote.** Councilor Wells added that the new date and time for the Site Review Committee meeting is the third Thursday of the month at 3:00 pm.

Water Quality Committee Report: The Water Quality Committee met on June 13th. The water testers reported that Woahink looks really good with disk readings between 20 and 25 feet. Siltcoos is a little green. The first sample (at Siltcoos) shows anabaena present, but a second

sample showed none. The State did its full spectrum analysis the last week of June, testing for over 200 contaminants. Results will be available in about a month (September). Steve Hager is attending the monthly TMDL Stakeholder meetings being held in Newport. He reported that the consensus of that group was to establish TMDLs for rivers and streams first, then wetlands or estuaries, then the ocean, and lastly lakes. The Committee asked Steve if he would relay a concern that perhaps lakes that serve as primary drinking water sources should be moved up on the list of priorities. He agreed to take that concern to the stakeholder meetings for us. The next meeting will be July 11th at 3:00 pm. The Committee has ordered 15 signs. They say, "Drinking Water Source, Please Help Keep Them Clean and Safe." Two for Canary Road, Honeyman State Park and other locations around the lakes. Water testers reported last week that sechi readings on Siltcoos were over eight feet compared with an average of 4 to 5 feet.

Weir Ad Hoc Committee Report: The Weir Task Force Committee did not meet in June, so we have nothing to report. No future meeting date has been scheduled at this time.

Emergency Services Report: City Recorder Fred Hilden read his report into the record.

City Recorder / Planning Staff Report: City Recorder Fred Hilden read his report into the record. Councilor Koehler inquired about whether the City Council had amended Ordinance No. 203 at the last Council meeting. Discussion followed and after reconsidering his first response, City Recorder Fred Hilden explained that all the Council had done was provide guidance to staff about the administration of Ordinance No. 203 without making any amendment to it.

12. FOR THE GOOD OF THE ORDER

Council President Mills informed the Council that there are two TMDL stakeholder technical working groups (TWIGS) meetings scheduled at Florence City Hall on Tuesday, July 17th – the first one from 9-12 pm (bacteria technical working group) and the second from 1-5:00 pm (temperature technical working group). This offers a great opportunity for people to learn more about TMDLs.

Council President Mills inquired of the City Recorder about the public comment regarding the invitation to the Petitioners through their attorney Mr. Malone. City Recorder Fred Hilden explained that his response to Mr. Malone's email had been reviewed by Mayor Ruede and changes had been completed earlier in the afternoon. The response inviting the Petitioners to the August 9th City Council meeting will be emailed before Mr. Hilden leaves City Hall this evening.

Councilor Koehler suggested that we have more discussions with the citizenry – back and forth so we get things on the table otherwise people end up angry – let's just open up the discussion.

Councilor Sathe commented that Council packets should be available on the web site so citizens can see what is in our packets.

Councilor Wells commented that regardless of what happens with Ordinance No. 203 and the election this November, it is important that we have a septic education program on board as soon as possible.

13. ADJOURNMENT

There being no further business to come before the City Council, Councilor Anderson made a motion to adjourn the meeting. The motion was not seconded and no vote was taken.

Mayor Ruede adjourned the meeting of the Dunes City Council at 8:57 pm.

APPROVED BY THE DUNES CITY COUNCIL ON THE 9th DAY OF AUGUST 2012.

[Signed copy available at City Hall]
Rebecca Ruede, Mayor

ATTEST:

[Signed copy available at City Hall]
Fred Hilden, City Recorder

DUNES CITY
Communications & Education Committee
Report to City Council
July 12, 2012

We need articles and reports for our Summer 2012 Newsletter. Please submit them to me as soon as possible.

The website project is progressing more slowly than anticipated due to health and schedule conflicts. But each member is excited about the project.

Thank you,

Councilor Dick Anderson

DUNES CITY
Conservation Committee
Report to City Council
July 12, 2012

There were two Shoreland Zone Vegetation Removal Permit applications this month and site visits were promptly made. The results were forwarded to the Planning Commission for approval.

Thank you,

Councilor Dick Anderson

Community Center Report to Council
July 12, 2012 ~ Prepared by Duke Wells

Two keys improvements have been completed at City Hall this month.

The new high definition digital security system has been installed including eight new color cameras that record straight to our computers.

Additionally, this City Council meeting is being recorded digitally on our new Teac rackmount digital audio recorder. We are now able to provide digital audio files of all of our meetings so folks can listen to them on their own computers.

Thank-you,
Duke Wells
Community Center

DUNES CITY ORDINANCE REVIEW COMMITTEE
REPORT TO CITY COUNCIL
JULY, 2012

The Ordinance Review Committee did not meet in June, so there is no report. No future meeting has been scheduled at this time.

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July 12, 2012 Revenue Committee Report

Again this month, we are lacking members for a quorum so no June meeting.

In anticipation of at least one new Committee member, we have scheduled a meeting for July 19th at 3:30 pm.

- Plans for the repair of the river portage are continuing.
- Progress is also being made on organizing for the first Mother's Day Triathlon.
- Committee chair has an idea for another potential income producer for the City. Based around the idea of a canoe/kayak event for Dunes City. I have lined up several volunteers who would organize said event. Our committee will have discussions about this idea.

Until next month,

Respectfully,

Ed Scarberry
Revenue Chair

Site Review Committee Report to Council
July 12, 2012 ~ Prepared by Duke Wells

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It has come to the attention of the Site Review Committee that there is an on-going problem in Dune City with non-occupied properties, both vacant lots and those with structures. It was the unanimous consensus of the Committee that some form of action should be taken by the Site Review Committee and the Dune City Council. We feel there is an urgent need to address these violations because of their health and safety nature.

A new regular meeting date was established, changing review meeting from the first Wednesday of the month, at 3:00 pm to the third Thursday of each month at 3:00 pm.

Thank-you,
Duke Wells
Site Review Chairman

DUNES CITY WATER QUALITY COMMITTEE
REPORT TO CITY COUNCIL
JULY 2012

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The next meeting will be July 11th at 3:00 p.m.

**DUNES CITY
WEIR TASK FORCE REPORT
JULY, 2012**

The Weir Task Force Committee did not meet in June, so we have nothing to report.

No future meeting date has been scheduled at this time.

Emergency Services Report to City Council
July 12, 2012 ~ Prepared by Fred Hilden

I attended the West Lane Emergency Operations Group meeting on Monday, June 18, 2012, representing Dunes City.

Budget requirements were discussed for the various projects that members want to see completed in 2012 – 2013, including access to the old Ferry Street access at the south end of the Siuslaw River Bridge. The budget should be finalized during the July meeting.

A “Post Disaster Recovery” and “Pet Stress Reactions” class is scheduled for Saturday, July 14, 2012. Also, a “Disaster Communications” and “Hazard Mitigation” class is scheduled for Saturday, August 11, 2012. All classes are held at Siuslaw Valley Fire and Rescue, 2625 Highway 101 in Florence. The classes start at 9:30 am and end at 12:30 pm. Call 541-997-3212 to sign-up.

The approved minutes of the WLEOG meeting from May 2012 are attached for your review.

Respectfully submitted,

Fred Hilden
City Recorder

City Recorder / Planning Report to City Council
July 12, 2012 ~ Prepared by Fred Hilden

June permits totaled fourteen, including another new residence in Woahink Ridge Estates. This makes the third new home that has been started in this new Planned Unit Development in the last nine months. The first home built has already been completed and sold. This is a very positive step for Dunes City. Copies of permits to Lane County and Lane Council of Governments are caught up and on schedule.

During June the Planning Commission held a public hearing on a Limited Land Use Decision for a property located at 83430 Clear Lake Road. The three parcel partition was approved with 11 conditions. The Planning Commission will be continuing their work on Chapter 155, Zoning and Development, during July in two special sessions.

We received the forms from the State of Oregon for the Federal Emergency Management Association reimbursement for January 17th – 21st storm damage. At this time, it appears the City will receive more than my original estimate of \$10,000 to \$15,000. Special recognition goes to Council President Jamie Mills, the Road Commission, Staff and all of the wonderful volunteers that made the tree and debris clean-up and reimbursement to the City possible.

During June, the Fiscal Year 2012-2013 Fiscal Year budget was adopted by the City Council. The approved budget will be filed with Lane County and the Oregon Department of Revenue during July.

The City received a revised initiative petition on a septic ballot measure. Expect to see this on the November general election ballot.

We have four City Council positions available on the ballot in the November general election. The Mayor position is open for a term of two years and three City Councilor positions are open each a term of four years. At this time, one candidate has filed a prospective petition for Mayor and three candidates have filed prospective petitions for City Councilor.

Staff workload continues to be an issue. I will be working with the Council over the next few weeks to identify priorities so we don't become out of compliance with State requirements.

Respectfully submitted,

Fred Hilden
City Recorder