



**CITY COUNCIL MEETING MINUTES ~ APPROVED
MARCH 13, 2014 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 7:00 pm.

2. ROLL CALL

Roll Call was taken by Administrative Assistant Renee Green.

Present: Mayor Rebecca Ruede, Council President Jamie Mills, Councilor Dick Anderson, Councilor Maurice Sanders, Councilor Sheldon Meyer, Councilor Ed Scarberry, and Councilor Duke Wells.

Absent and Excused: City Administrator/Recorder Fred Hilden.

Also Present: Administrative Assistant Renee Green, Administrative Assistant Rapunzel Oberholtzer, Administrative Assistant Linda Stevens, LCOG Executive Director Brenda Wilson, Planning Commission Chairman George Burke, and several other citizens.

3. PLEDGE OF ALLEGIANCE

All who were present stood for the Pledge of Allegiance.

4. APPROVAL OF THE AGENDA

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

5. CONSENT AGENDA

Mayor Ruede requested a motion to approve the Consent Agenda. Council President Mills noted that she had amendments to the February 13th meeting minutes that she wanted to bring up and asked if she should wait for a motion on the minutes to discuss them. Mayor Ruede replied that the amendments could be discussed prior to a motion. Council President Mills directed the Councilors' attention to page 10 of the February 13th minutes under the Water Quality Committee Report and requested that in the first sentence "water level is" be changed to "test results are" noting that water level is not tested. In the next sentence, Council President Mills requested that the word "turbid" be stricken.

Councilor Sanders made a motion to approve the Consent Agenda as amended with the minutes. Councilor Wells seconded the motion.

Mayor Ruede asked whether there was any further discussion of the Consent Agenda or the minutes. Councilor Anderson noted that he was requested to look into ways to get private financing for some of those citizens who are unable to comply with septic regulations and requested that his findings be added to the agenda. Councilor Anderson also noted that he had some information about disposition and acquisition of City property to discuss. Mayor Ruede asked Councilors to add to the agenda for discussion item G, Funding Sources for Septic Assistance, under Unfinished/Old Business.

Councilor Sanders withdrew his previous motion and moved to approve the Consent Agenda with the amended minutes and amended Agenda. Councilor Wells seconded the motion. The motion passed by unanimous vote.

6. ANNOUNCEMENTS / CORRESPONDENCE

Mayor Ruede went on to read the list of announcements from the meeting agenda.

- A. Planning Commission Public Hearing will be held on Thursday, March 27, 2014 at 6:00 pm regarding adoption of changes to the City's Master Road Plan.
- B. Volunteers are needed to fill three Budget Committee openings, one Parks & Recreation Commission opening and one Water Tester for Siltcoos Lake.
- C. Dunes City Artist of the Month is Dunes City resident and artist Kenny Henson.
- D. March birthday wishes to Councilor Dick Anderson on the 1st.

Mayor Ruede invited everyone present to join Councilors for cake to celebrate Councilor Anderson's birthday after the meeting.

7. CITIZEN INPUT – None

8. PRESENTATION

- A. Lane Council of Governments' 2013 Outstanding Citizen of the Year, Richard Palmer

Mayor Ruede introduced Brenda Wilson, Executive Director of the Lane Council of Governments, and asked Mr. Richard Palmer to approach the dais. Ms. Wilson thanked the Council for inviting her to the meeting and explained the background of LCOG noting that the organization was created in 1945 and is a voluntary association with 33 members, including Dunes City and the 11 other cities in Lane County, six school districts, an education service district, Lane Community College, Lane Transit District, the Port of Siuslaw, two utility companies, and many other special districts. Ms. Wilson went on to explain that LCOG likes to recognize outstanding service in the region every year, and has been

doing so for almost 35 years. LCOG forms a selection committee to review nominations that come in from all over the county. The selection committee chooses several outstanding awards to hand out every year such as, Outstanding Elected Official, Public Employee, Intergovernmental Team, Career, Economic Enhancement, and Private Citizen. The purpose of the award is to recognize and give public thanks to people who have committed themselves to providing service to make our region a better place to live, work and do business.

Ms. Wilson remarked that the awards are usually presented at an annual award presentation dinner that's a surprise for the recipients but this year's dinner had to be cancelled at the last minute by the snow and ice storm that hit Lane County and, in particular, Eugene. Ms. Wilson noted that she was pleased to present the 2013 LCOG Outstanding Citizen award to Richard Palmer. Ms. Wilson highlighted the details of Mr. Palmer's nomination, noting that Mr. Palmer has been using his own equipment to work on the City's 10.23 miles of streets, saving the City thousands of dollars in street repair costs. Ms. Wilson presented the award, saying, "In appreciation on behalf of the Lane Council of Governments for your leadership, service and commitment I am honored to present you with the 2013 Outstanding Citizen Award."

Councilors and those present stood and applauded Mr. Palmer, thanking him for his work. Mayor Ruede thanked Ms. Wilson for coming to make the presentation. Mayor Ruede recognized Mr. Palmer's wife, Pam, and thanked her for allowing him to devote all of those hours to public service.

9. UNFINISHED / OLD BUSINESS

A. Comp Plan Review Next Steps and Assignments

Mayor Ruede explained that the City Council as a whole had taken on the task of reviewing the City's Comprehensive Plan in a series of several meetings and, in doing so became aware of some scrivener errors, inaccurate information and, mainly, outdated information. During that process the Councilors agreed that they would make suggestions to update the Plan content, based on their findings during the meetings and as recorded in meeting minutes that have since been approved. At this point, Mayor Ruede, went on to explain, the Council needed to decide what to do with the information they had. Outlining possible actions, Mayor Ruede noted that the suggested changes could all be sent to the Ordinance Review Committee or to an Ad Hoc Committee, and opened the matter for discussion.

Councilor Sanders suggested sending the Plan and suggested changes to the Ordinance Review Committee to act as the "traffic cop" to distribute sections to various appropriate committees, commissions or individuals for input, monitor the progress and make recommendations to the Council about whether CACs need to be formed or other actions need to be taken.

Councilor Scarberry suggested that since so much time has been put into reviewing the Plan it would make sense to keep working on it while it is still fresh in everyone's mind. He noted also that there have not been significant updates to the Plan since 1997.

Mayor Ruede requested comments from Council President Mills. Council President Mills agreed that the Ordinance Review Committee would be a logical choice to act as the coordinating body to keep progress moving forward.

Mayor Ruede asked Councilors if that was the consensus or whether they wanted a motion on the matter.

Council President Mills made a motion to send all of the information and the suggestions that were gathered during the Comprehensive Plan review by the City Council to the Ordinance Review Committee for distributing to various groups for consideration and then to make a recommendation to the City Council about who would do what for the review process. Councilor Scarberry seconded the motion.

Councilor Sanders asked if there would be a timeframe or due date for the Council to receive feedback. Council President Mills suggested that the Ordinance Review Committee report back to the Council at the May meeting.

The motion passed by unanimous vote.

B. Oregon Dunes Triathlon and Duathlon Contract Update

Administrative Assistant Renee Green presented an update on the status of the contract with Best in the West Events. Ms. Green noted that the City is still negotiating the final details of the contract with Blair Bronson of Best in the West Events, but work on the event is progressing and there are already more participants registered for this year's event than there were last year.

Councilor Sanders asked about the status of volunteer recruitment efforts. Ms. Green explained that Blair Bronson was handling recruiting efforts on his end and the City would send an email to all of the volunteers from last year. Ms. Green went on to note that most of last year's volunteers have committed to volunteering again this year. Councilor Sanders asked when the email to volunteers would go out and Ms. Green replied that it would be sent by the end of the following week.

C. City Council Electronic Packet Technology Update

Administrative Assistant Renee Green noted that electronic Council packets were sent again this month, and pointed out that although the content was larger than last month, the file size was smaller. Ms. Green explained that the smaller file size was due to the use of master documents as opposed to scanned documents. Ms. Green also noted that the entire packet was assembled in only about ten minutes, and staff would continue to send packets

electronically. Mayor Ruede commented that she liked the convenience of electronic packets.

D. Ad Hoc Committee – Oregon Dunes Triathlon and Duathlon Merchandising

Councilor Sanders reported that Council President Mills and Councilor Meyer (the Committee) met on two different occasions to talk about merchandising. The outcome of the meetings is a recommendation that the City Council authorize a \$1,500 expenditure from the RTMP fund for the purchase of baseball caps, hoodies, T-shirts, and water bottles with the event logo and “Dunes City” printed on them. Councilor Sanders noted that the Committee is also looking at the possibility of a jewelry item later. Council President Mills explained that if the Council authorized the expenditure, the Committee would work with Pete Apo of Pacific Image Marketing to determine the best breakdown of quantities for each item.

Council President Mills noted that the Committee also wanted the Council’s recommendation for the color of the various items. Councilor Sanders noted that the color scheme could change from year to year. He went to explain that the \$1,500 would be seed money for the purchase of the initial inventory and, as that sold, the income would allow for the purchase of additional items or replenishment of items—all of which would promote Dunes City. Council President Mills pointed out that none of the items would be dated so left over inventory could be used for the next event.

There was a brief discussion about color. Councilor Meyer explained that the Committee is looking for a broad representation throughout the community and suggested that the Chamber of Commerce and other Florence businesses might help market the merchandise. He went on to note that the Committee had discussed color at length and thought that a simple color scheme (white on black, or black on white for example) to start with would be practical for the first year. Councilor Meyer pointed out that Florence businesses would benefit from marketing the event because many participants would stay and eat there. Mayor Ruede noted that Florence businesses could contact Dunes City Hall to purchase items when they became available, further noting that businesses would see the televised Council meeting and know that these items would be available.

Councilor Sanders reminded Councilors that the Committee was requesting approval of the expenditure and once that was in hand, Council President Mills and the City Administrator would begin work to determine pricing, purchasing, etc.

Councilor Sanders made a motion to authorize \$1,500 from the RTMP fund to purchase the merchandise described in the discussion. Councilor Wells seconded the motion. The motion passed by unanimous vote.

E. Ad Hoc Committee – Property Disposition and/or Acquisition

Councilor Anderson reported that he has identified a potential buyer for the City-owned property by the boat launch. Councilor Anderson also reported that the owner of the property across from City Hall would like to sell the property and is open to negotiating a purchase price. Councilor Anderson went on to report that he had been trying to contact Elaine Beers, who owns the property next to the one across the street, but she has not returned his calls.

Councilor Meyer asked if the properties have been appraised. It was noted that the City has access to the RLID records for assessed value, but not information about appraised value. There was a discussion about the next steps to be taken. Mayor Ruede suggested contacting a local realtor to find out the fair market value of the properties and then bring that information back to the Council for further discussion. Councilor Scarberry suggested that the City Administrator contact the willing seller to request a proposal for purchase from him. Councilor Sanders noted that selling the City-owned property would perhaps provide funds to apply to the purchases of the other property. He went on to note that the City might want to put out a proposal for realtors' response to and then, if there are negotiations, the Council might want to do them in Executive Session. Mayor Ruede suggested that another option for disposing of the City-owned parcel would be to contact the County or Jay Bozievich to explore the possibility of an arrangement to exchange the land for County benefits. Councilor Scarberry pointed out that there may be OAR regulations governing the purchase/sale of City-owned property.

Council President Mills suggested that the Ad Hoc Committee meet with the City Administrator to discuss the issues and then report back to the Council with a recommendation. Councilors agreed.

F. Ad Hoc Committee – Septic Education Program

Councilor Wells reported that he had had a productive meeting with citizen Committee members Bonnie Allen and Suzie Navetta. Councilor Wells reported that the consensus of the discussion with the participants was that the majority of Dunes City's residents are well-educated in septic systems and are good stewards of their property. That led to a discussion about who the educational seminars would target and it was agreed that the target audience would be new City residents not familiar with septic systems and new renters in the City. The Committee agreed that they could approach realtors, title companies and property managers to partner in the educational process so that new and potential residents would know right away about septic regulations. Councilor Wells went on to report that each Committee member was assigned tasks and he would report back to the Council after the next Committee meeting.

G. Funding Sources for Septic Compliance (Added to Agenda during discussion of Consent Agenda)

Councilor Anderson noted that it has come to his attention that there might be some citizens of Dunes City who would be willing to give a certain amount of money to help other citizens who allegedly cannot afford septic inspections, maintenance or repairs, etc. Councilor Anderson reported that he met with Western Lane County Foundation which agreed that private donations could be passed through the organization but that the logistics, such as deciding who qualifies to receive funds, monitoring the costs and work performed, etc. would be too difficult to manage. Councilor Anderson noted that he was open to further suggestions from the Councilors.

Council President Mills noted that if a citizen meets the poverty level criteria established by HUD and the citizen's septic system has failed, the FDA would pay for repairs but they would not pay for ongoing maintenance. Council President Mills also noted that despite the best efforts of several people looking into this issue, it appeared that there was nothing the City or private citizens could do to help at this point.

Mayor Ruede asked Councilor Anderson if he felt he had exhausted his options and if he was ready to disband his Committee. Councilor Anderson replied that he had and he was, unless anyone had other ideas. Mayor Ruede asked if there were other comments. The Mayor recognized Planning Commission Chairman George Burke who suggested that it might be possible to put together a list of resources for people to get help and include that information in the septic education seminars. Councilor Wells agreed that his Committee could do that and he would put the subject on the agenda for his next meeting.

Mayor Ruede declared that the Ad Hoc Committee was closed.

Mayor Ruede recognized Richard Palmer from the audience. Mr. Palmer offered to look at the septic systems free of charge for people who need help and advise them on the kind of work they might need to have done. Council President Mills pointed out that Ordinance 203 requires that inspections must be made by a certified septic inspector but noted that Mr. Palmer could probably do inspections in an unofficial capacity. Mr. Palmer noted that he is licensed by DEQ. Administrative Assistant Renee Green asked if having Mr. Palmer perform inspections free of charge would impact City Administrative procedures, considering that the City receives a fee for every septic inspection. Mayor Ruede suggested that staff discuss this subject with the City Administrator and follow up with Mr. Palmer.

10. NEW BUSINESS

A. Ordinance No. 224 Repealing "No Brushing Plan" – First Reading, Public Comment and Second Reading

Mayor Ruede explained that the purpose of this Agenda item is to consider the adoption of Ordinance No. 224, an Ordinance repealing Ordinance No. 168 that established a policy to provide a no brushing plan for property owners abutting the City right-of-way. She went

on to explain that the Dunes City Charter, Section 34(2), provides that an Ordinance may be enacted at a single meeting of the Council by unanimous vote of all of the Council members present. Section 34(3) provides that any readings may be by title only, a) if no council member present at the meeting requests to have the ordinance read in full or, b) if a copy of the ordinance is provided for each council member and all of the requirements for posting and advertisement have been met.

Mayor Ruede asked Administrative Assistant Renee Green if all of the requirements for posting and advertisement have been met. Ms. Green replied, "Yes."

Mayor Ruede entertained a motion to have the first reading of Ordinance No. 224 by title only.

Council President Mills made a motion to read Ordinance 224 by title only. Councilor Meyer seconded the motion. The motion passed by unanimous vote.

The Mayor read the title, "An ordinance repealing Ordinance No. 168 that established a policy to provide a no brushing plan for property owners abutting the City right-of-way."

Mayor Ruede then asked whether any Council members present had any actual or potential conflict of interest. Councilor Sanders said that he did, and Mayor Ruede asked him to state his conflict of interest. Councilor Sanders explained that his conflict of interest stems from his position as Road Commission Chair, and that during the past year he was directly involved with the impact of the Ordinance (No. 168) so much so that it has created a significant bias in his mind that affects his ability to discharge his duties and give an impartial vote on the matter. Councilor Sanders noted that he would prefer to go out and give public comment. Mayor Ruede asked whether any Councilors wished to challenge those comments. There being no challenges, Mayor Ruede permitted Councilor Sanders to step down from the dais. Mayor Ruede asked whether any other Councilors had a conflict of interest. No Councilors responded.

Mayor Ruede proceeded to the public comment portion of the meeting, noting that it was not necessary for the Ordinance to be approved as read. The Mayor opened the public hearing on Ordinance No. 224 at 8:00 pm.

Mayor Ruede asked if there was anyone present who wished to speak in support of Ordinance No. 224.

Mr. Jerry Curran was recognized by the Mayor. Mr. Curran noted that the current Ordinance allows Dunes City residents to opt out of the City brushing program by purchasing a "no brushing" permit that they post on their property. However, Mr. Curran went on, residents must comply with the Ordinance by doing their own brushing and, in some cases, residents are buying the permit but are not brushing. As a result, the City must do the brushing which results in negative feedback to the City. Mr. Curran noted that the current program is a waste of time and that the money from permits is so minimal that the City loses money. He went on to say that he was in favor of repealing Ordinance 224 because it

was in the way of progress by being functionally obsolete. Mayor Ruede clarified that Mr. Curran was in favor of Ordinance No. 224 because it repeals Ordinance No. 168, and Mr. Curran agreed.

Mayor Ruede recognized Mr. Richard Palmer. Mr. Palmer explained that the problem is not only that residents are not doing the brushing themselves, as required when they buy a no brushing permit, but that they are allowing the brush to grow to the asphalt on the street and the City right-of-way actually extends beyond that asphalt into the brushy area. Mr. Palmer went on to note that there is no proper drainage ditching because the City cannot access its right-of-way area and that causes damage to the roadbed. Mr. Palmer commented that if residents wanted to have a wall of vegetation around their property they need to do so on their own property, not on the City right-of-way.

Mayor Ruede recognized Mr. Maurice Sanders. Mr. Sanders spoke in favor of repealing Ordinance No. 168. He explained that during the past year he has experienced first-hand the waste of time the Ordinance creates. He went on to note that the reason for his disclosure of a conflict of interest as a City Councilor is that he has spent a considerable amount of his time dealing with issues created by the no brushing plan, and his time is one of the most valuable things he has. He added that as Road Commission Chairman he has had to find the no brushing signs, but they were often so overgrown they couldn't be located. In other instances, he has had to identify property lines, which is also made difficult by overgrowth. Mr. Sanders concurred with Mr. Palmer's comment about vegetation impeding upon the City right-of-way and added that, in his opinion, the City should not give up its right-of-way.

Mayor Ruede asked if there were others who wished to comment in favor of Ordinance No. 224. Mr. William Harris introduced himself as a resident of Dunes City. Mr. Harris pointed out that roads and rights-of-way exist for the safe and efficient movement of goods and people, noting that "safe" was a key word. He went on to explain that any impediment in the right-of-way, whether it is an obstacle or brush, and narrow streets with overgrown brush crates an unsafe situation for pedestrians and drivers. Mr. Harris also noted that overgrown, narrow streets or streets damaged by overgrowth can slow emergency responders and brush on corner areas is also dangerous to drivers and pedestrians or bicyclists.

Mayor Ruede recognized Planning Commission Chairman George Burke. Chairman Burke reiterated his comment from a previous City Council meeting where he stated that the Planning Commission supports the repeal of Ordinance No. 168.

Mayor Ruede asked if there were any other individuals who wished to speak in favor of Ordinance No. 224. There being no response, Mayor Ruede asked whether there was anyone present to speak in opposition to Ordinance No. 224. There was no response. There being no further comments, Mayor Ruede closed the public comment period at 8:12 pm.

Mayor Ruede announced that she would entertain a motion to have the second reading of Ordinance No. 224 by title only.

Councilor Meyer made the motion. Councilor Wells seconded the motion. The motion passed by unanimous vote.

The Mayor read the title, “An ordinance repealing Ordinance No. 168 that established a policy to provide a no brushing plan for property owners abutting the City right-of-way,” and asked the Councilors if they had any further comment or discussion to add to the deliberation.

There was some discussion about the City’s possible liability in the event that there was an injury or accident caused by inadequate brushing and some discussion about the benefits of maintaining the brushing on a regular basis. Council President Mills noted that on occasion pavement has been found not to be on City right-of-way and asked Councilor Sanders to speak to that issue. Councilor Sanders agreed was the case on occasion but the City is now bringing in a licensed surveyor and added that if a property owner thought that a City road was located on private property, the City would look into it. Council President Mills asked whether the City would pursue an exchange of deeds or other action if a road was, in fact, determined to be on private property. Councilor Sanders explained that the process is handled by the City Administrator, but the general idea is that the City would approach the property owner and try to negotiate an easement so the City could maintain the roadway where it is. If that failed, the next step would be to work from a known right-of-way and cut into that to lay the road base and pavement.

There was no further commentary and Mayor Ruede requested a motion for adoption of Ordinance No. 224 as presented and noted that the vote would be via roll call.

Council President Mills made a motion to approve Ordinance No. 224 repealing the no brushing policy plan. Councilor Wells seconded the motion. The motion passed by unanimous vote with Council President Mills, Councilor Meyer, Councilor Wells, Councilor Anderson, and Councilor Scarberry all voting in favor. Councilor Sanders did not vote because of his declaration of a conflict of interest.

Mayor Ruede requested that Councilor Sanders return to the dais for further business.

B. Ordinance No. 225 Amending Chapter 32 “Boards and Commissions” – First Reading, Public Comment and Second Reading

Mayor Ruede invited Council President Mills to provide background about this Agenda item. Council President Mills explained that Ordinance No. 225 would amend Chapter 32 of Dunes City Code which has been reviewed and revised so that all of the Committees and Commissions operate under the same parameters and rules, and all of the provisions common to the Committees and Commissions are listed in one place under “General Provisions” rather than repeated throughout the Chapter.

Council President Mills made a motion to have the first reading of Ordinance No. 225 by title only. Councilor Meyer seconded the motion.

Mayor Ruede asked if there was any discussion. Councilor Wells apologized to Councilors and explained that he had not had a chance to read the amended language. Councilor Wells asked if he should abstain from voting. Council President Mills explained that the document was essentially the same as previously presented to the Council with the exception that the CAC language was removed and the description of the Revenue Committee was removed because there is no Revenue Committee now.

Councilor Sanders noted that there were other changes as well. Council President Mills noted that there was also a change in the description of the Planning Commission. Mayor Ruede pointed out that there was a motion for vote, but if Councilors did not want to proceed on the vote and needed more time for discussion, the motion could fail and the issue tabled for the time being. Councilor Sanders suggested voting on the motion before further discussion.

Five Councilors voted in favor of the motion. Councilor Wells voted against the motion.

Council President Mills offered to read the full text of the Ordinance. Councilor Wells explained that it was not his intent to vote against the motion and have a reading of the entire Ordinance. Councilor Sanders requested a vote by roll call noting that it appeared that Councilor Wells cast his vote without a clear understanding of the consequence. Mayor Ruede reiterated the motion that had been made and seconded, and asked each Councilor for a vote.

Councilor Meyer, Councilor Wells, Councilor Sanders, Council President Mills, Councilor Anderson, and Councilor Scarberry all voted in favor of the motion.

Council President Mills read the title, “An Ordinance to amend Chapter 32 of the Dunes City Code of Ordinances entitle ‘Boards and Commissions,’ changing the name of said chapter; creating and continuing certain committees and commissions; providing for duties, responsibilities, powers and limitations of Dunes City committees and commissions; repealing Ordinance Numbers 98, 122, 163, 187, 191, and 205 relating to the Planning Commission; repealing Ordinances 149 and 208 relating to the Road Commission; repealing Ordinances 104, 169 and 202 relating to the Parks and Recreation Commission, changing the name of the Parks and Recreation Commission; repealing Ordinance 209 relating to the Ordinance Review Committee; repealing Ordinance 199 relating to the Revenue Committee; repealing Resolution 02-08-07(A) relating to the Communication and Education Committee; repealing Ordinance 197 and Resolution 05-11-06(A) relating to the Water Quality Committee; and other matters properly relating thereto.”

Mayor Ruede asked whether any Councilors had any actual or potential conflicts of interest. No Councilors responded. The Mayor opened the public comment period on Ordinance No. 225 at 8:29 pm.

Mayor Ruede asked if there was anyone in the audience who wanted to speak in support of Ordinance No. 225.

Mayor Ruede recognized Planning Commission Chairman George Burke. Chairman Burke explained that he worked on both the Ordinance Review Committee and the Planning Commission reviewing Chapter 32 over the course of about a year. He urged the Council to pass the Ordinance noting that the changes in Chapter 32 were common sense corrections to old language, work by the Committees and Commissions would not change and language describing legal aspects of the Committees and Commissions was clarified.

There being no others present wishing to speak in favor of Ordinance No. 225, Mayor Ruede asked if there was anyone present who wanted to speak in opposition of Ordinance No. 225.

Mayor Ruede recognized Ms. Bonnie Allen in the audience. Ms. Allen requested that the Council not make any decision on the Ordinance, noting that she had not had a chance to read the revisions to Chapter 32. She went on to acknowledge the amount of work that was put into the revisions, but because there were so many changes there should be more time for public review of them.

There being no others present wishing to speak in opposition of Ordinance No. 225, Mayor Ruede closed the public comment period at 8:32 pm.

Mayor Ruede requested a motion to have the second reading of Ordinance No. 225 by title only. Mayor Ruede explained that the options available to Councilors are to make a motion to table the second reading until the next meeting or to make a motion for the second reading now. Councilor Sanders asked whether discussion of the revisions could take place without the second reading of the title. Mayor Ruede noted that a motion was necessary before discussion could take place.

Councilor Sanders made a motion to have the second reading of Ordinance No. 225 by title only. Council President Mills seconded the motion. The motion passed by unanimous vote.

There was some discussion about whether or not the second reading should take place at this time. After the discussion Council President Mills read the title, "An Ordinance to amend Chapter 32 of the Dunes City Code of Ordinances entitle 'Boards and Commissions,' changing the name of said chapter; creating and continuing certain committees and commissions; providing for duties, responsibilities, powers and limitations of Dunes City committees and commissions; repealing Ordinance Numbers 98, 122, 163, 187, 191, and 205 relating to the Planning Commission; repealing Ordinances 149 and 208 relating to the Road Commission; repealing Ordinances 104, 169 and 202 relating to the Parks and Recreation Commission, changing the name of the Parks and Recreation Commission; repealing Ordinance 209 relating to the Ordinance Review Committee; repealing Ordinance 199 relating to the Revenue Committee; repealing Resolution 02-08-07(A) relating to the Communication and Education Committee; repealing Ordinance 197 and Resolution 05-

11-06(A) relating to the Water Quality Committee; and other matters properly relating thereto.”

Mayor Ruede requested comments and discussion for deliberation. Council President Mills explained that the reason for naming all of the prior Resolutions and Ordinances that created the Committees and Commissions and repealing them was to create all new language as required by Dunes City Charter. Council President Mills went on to explain that the revisions clarified and simplified the language and all of the Committees and Commissions had reviewed and approved the changes. She added that the last time the Council reviewed the changes it made additional changes and sent it back to the Ordinance Review Committee for finalizing, which is the document now being discussed.

Mayor Ruede clarified that the Ordinance Review Committee and the Planning Commission are recommending adoption of the Ordinance and asked if any Councilors had additional comments. Councilor Wells expressed reservations about voting on the Ordinance without having read all of the revisions to Chapter 32. Councilor Sanders noted that the revisions all made sense with the exception of the section describing Road Commission emergency procedures which contradict the procedures that the Road Commission has in place now. A lengthy discussion about the emergency procedures ensued, with Councilor Sanders indicating that he could not support adopting Ordinance No. 225 unless changes were made to the language in Section 32.96.

Mayor Ruede reminded Councilors that they were deliberating the adoption of Ordinance No. 225 amending Chapter 32. Councilors had the option of adopting the Ordinance now or postponing it until later.

There was further discussion about the details of the emergency procedures established by the Road Commission and the processes for notification of City officials in an emergency. Councilor Meyer noted that he would like Councilor Wells to have the time to read the revisions and the public to have more time to read them before making a decision on adopting the Ordinance and, he added, that he would like to see the issues about emergency procedures resolved.

Councilor Meyer made a motion to rescind the second reading of Ordinance 225 and have it at the next meeting. Councilor Wells seconded the motion. The motion passed by unanimous vote.

Mayor Ruede called for a break at 8:55 pm and reconvened the meeting at 9:02 pm.

11. REPORTS

Mayor’s Report: Mayor Ruede had no report.

Communication & Education Committee Report: Councilor Meyer submitted his report on the Small Cities Support Network meeting in Myrtle Point that he attended and distributed a

handout from the meeting, noting that LCOG Executive Director, Brenda Wilson, gave a presentation emphasizing collaboration among various entities rather than cooperation.

Ordinance Review Committee Report: Council President Mills reported that the Committee met in February to discuss at length the revisions to Chapter 32 and drafted language for the Shared Domestic Water Supply Program.

Water Quality Committee Report: Council President Mills reported that Dan Schewlakow from Honeyman State Park attended the February meeting where the Committee's goals and plans at Honeyman were discussed. Also discussed at the meeting were illegal boat washing at Woahink Lake, installation of grass pavers or other means to reduce erosion at the dive park, and the sand bar usage—all issues that Mr. Schewlakow agreed to look into. Other topics discussed were water tests that show Secchi disk readings of 18.8 to 21.8 feet on Woahink and lower than usual conductivity, possible funding opportunities for new equipment or offsetting the expenses of the water testing program, an update on the TMDL program, an article about boat washing to be published in the *Siuslaw News*, and the need to acquire a boat for the water testers to use.

Community Center Report: Councilor Wells reported that he would schedule some time to do maintenance on the Community Center and that the Committee will work on the basketball hoop area in the spring. Councilor Sanders noted that the Dunes City sign on Hwy 101 is beginning to deteriorate and asked Councilor Wells to see what could be done to prevent further damage. Councilor Wells agreed to do so.

Conservation Committee Report: Councilor Anderson reported that there were no shoreland complaints.

Parks & Recreation Commission Report: Councilor Scarberry reported that there was no meeting last month due to illness and the next meeting would be scheduled when one of the Commission members is back from vacation.

Road Commission Report: Councilor Sanders submitted a draft of the February 17th Road Commission meeting minutes and commented that there was no news of note to report.

Emergency Services Report: Administrative Assistant Renee Green read the City Recorder's report which included mention that WLEOG agreed to pay the on-going semi-annual service fee for the second satellite phone at Dunes City Hall for coverage south of the Bridge. Councilor Sanders recommended that staff test the phone to make sure it is in working order.

City Administrator/Recorder/Planning Staff Report: Administrative Assistant Renee Green read the City Administrator/City Recorder staff report for the Council noting that February permit activity included 15 new permits. In other activities involving staff: the Planning Commission continued work on the stormwater/surface water management rule; and, as of March 6th there are 56 registrants for the Oregon Dunes Triathlon and Duathlon.

Councilor Sanders asked if staff had determined what journal entries were made by the auditors that reduced the Road Fund balance. Ms. Green replied that she would follow up with City Administrator/City Recorder Hilden when he returned to the office.

12. FOR THE GOOD OF THE ORDER

Councilor Wells noted that he took a sponsorship to 101 Bicycle in Florence and they were looking it over. Council President Mills gave a shout out to Richard Kuert who borrowed the City's blower and cleaned Parkway Drive and the City Hall parking lot. Mayor Ruede thanked Councilor Meyer for putting out a press release and invited everyone present to stay for birthday cake after the meeting adjourned.

14. ADJOURNMENT

Mayor Ruede requested a motion for adjournment. Council President Mills made a motion to adjourn. Councilor Meyer seconded the motion. There was no vote taken.

Mayor Ruede adjourned the meeting at 9:27 pm.

APPROVED BY THE DUNES CITY COUNCIL ON THE 10th DAY OF APRIL 2014.

[Signed copy available at City Hall]

Rebecca Ruede, Mayor

ATTEST:

[Signed copy available at City Hall]

Fred Hilden, City Recorder