1. **Call to Order**

Mayor Robert Forsythe called the January 22, 2018, Special Session of the Dunes City Council to order at 5:00 pm.

2. **Roll Call**

Roll Call was taken by City Administrator/Recorder Jamie Mills.

**Present:** Mayor Robert Forsythe, Council President Sheldon Meyer, Councilor Susan Snow, Councilor Duke Wells, and Councilor Robert Orr.

**Absent and Excused:** Councilors Tom Mallen and Alan Montgomery.

**Also Present:** Administrative Assistant Rapunzel Oberholtzer, Mr. Jared Anderson, reporter for *The Siuslaw News*, and several Dunes City residents.

3. **Pledge of Allegiance**

All who were present stood for the Pledge of Allegiance.

4. **Approval of the Agenda**

Councilor Orr made a motion to approve the Agenda. Councilor Wells seconded the motion. The motion passed by unanimous vote.

5. **Announcements and Correspondence**

Mayor Forsythe read aloud from the list of announcements on the Agenda:

A. A Goal Setting Session has been set by the City Council for Tuesday, February 13, at 4:00 pm.

B. A Town Hall meeting on the issue of streets and roads will be held on Tuesday, February 13, at 6:00 pm.
C. A Town Hall meeting on the issue of public safety (police protection) will be held on Wednesday, April 18, at 6:00 pm. Mayor Forsythe invited everyone to attend, representatives from the Oregon State Police, the Lane County Sheriff’s Office and the Florence Police Department are scheduled to be there.

6. NEW BUSINESS

A. Resolution Series 2018, regarding approval of submission of grant application for acquisition of land for a hiking and biking trail that will connect the northern portions of the City (north of Darlings Loop) with the southern portions of the City (Pacific Avenue and the Westlake area)

City Administrator/Recorder Mills explained that three privately held lots have been for sale for some time; the price has come down to a point the City could afford if it receives the grant. She also noted that the Trust for Public Lands has expressed interest in helping the City with the project. She went on to say that the asking price is $395,000 and there are two high producing wells on the land.

Council President Meyer made a motion to approve the Resolution. Councilor Orr seconded the motion. The motion passed by unanimous vote.

7. EXECUTIVE SESSION

A. Held pursuant to ORS 192.660(2)(h) to consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Mayor Forsythe announced that he would close the Special Session to go into Executive Session held pursuant to ORS 192.660(2)(h) to consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed, and that only representatives of the news media and designated Staff would be allowed to attend Executive Session. He explained that the Council would retain the right to reconvene the Special Session after Executive Session.

Mayor Forsythe closed the Special Session at 5:10 pm. Mayor Forsythe reconvened the Special Session at 5:50 pm.

Mayor Forsythe asked Councilors for comments about their discussion with the City Attorney re the LUBA appeal.

Council President Meyer did not think it was necessary for the City Attorney to file a brief on behalf of Dunes City or be present at a hearing. Councilors agreed.

Councilor Orr made a motion to authorize the City Administrator talk to the City Attorney and not spend the money to prepare a brief and make a presentation before LUBA. The motion was seconded by Council President Meyer. The motion passed by unanimous vote.
8. **FOR THE GOOD OF THE ORDER**

Councillor Wells noted that many citizens have approached him to express their thanks to the Council for approving the water right agreement with South Coast Water District. He went on to say that over the last few months Councillors and others have been receiving a lot of email from one Dunes City resident and, recently, the emails and information attached has consisted of multiple pages that Staff copies for the Councilors. He noted that Staff researches the information, which uses Staff time. He suggested that the Council might address this issue.

Mayor Forsythe asked City Administrator/Recorder Mills to consult with the City Attorney to determine if there is a point at which the City does not have to make every page of every email available in full if Councilors are provided with a summary of the email subjects and content, with copies available to them upon request to Staff.

City Administrator/Recorder Mills reported that DOJ, LOC and LCOG have negotiated a settlement in the argument of whether or not cities can contract for building inspection and building code compliance. The settlement has been introduced in bill form to the State Legislature. She explained that it looks like cities can contract out the building inspection services but a city must hire its own building official—the building official can be an existing city employee, but would have to attend classes to become certified.

City Administrator/Recorder Mills also reported that there is new legislation that requires all private employers to provide retirement benefits for employees—this applies to Cardinal Services, the employer of record for office staff. She explained that she is looking into options, but any option would have a significant impact on the budget.

9. **ADJOURNMENT**

Council President Meyer made a motion to adjourn. Councillor Orr seconded the motion. The motion passed by unanimous vote.

Mayor Forsythe adjourned the meeting at 6:00 pm.

**APPROVED BY THE DUNES CITY COUNCIL ON THE 14TH DAY OF FEBRUARY 2018.**

[Signed copy available at City Hall]
Robert Forsythe, Mayor

ATTEST:

[Signed copy available at City Hall]
Jamie Mills, City Administrator/Recorder