



AGENDA

ASTORIA CITY COUNCIL REGULAR SESSION AND WORK SESSION

**Tuesday, February 17, 2015
7:00 p.m.
2nd Floor Council Chambers
1095 Duane Street * Astoria OR 97103**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. REPORTS OF COUNCILORS**
- 4. CHANGES TO AGENDA**
- 5. PRESENTATIONS**
 - (a) Astoria High School – Walldorf, Germany Exchange Students
- 6. CONSENT CALENDAR**

The items on the Consent Calendar are considered routine and will be adopted by one motion unless a member of the City Council requests to have any item considered separately. Members of the Community may have an item removed if they contact the City Manager by 5:00 p.m. the day of the meeting.

 - (a) City Council Minutes of January 20, 2015
 - (b) Salary Resolution Establishing a Basic Compensation Plan Wage Adjustment for IAFF Local 696 (Firefighters) Bargaining Unit and Step/Range Increases for Deputy Fire and Fire Chief Positions (City Manager)
 - (c) Grant Opportunity – Oregon Impact (Police)
- 7. REGULAR AGENDA ITEMS**
 - (a) License to Occupy – 18th Street Right-of-Way – Myers (Public Works)
 - (b) Ordinance Amending Astoria City Code Sections 8.825 through 8.885 Pertaining to Merchant Policemen, Watchmen, and Guards (2nd reading & adoption) (Police)
 - (c) Franklin Avenue Sewer Replacement Project – Columbia Lutheran Charities (Columbia Memorial Hospital) Easement (Public Works)
 - (d) City Council Draft Goals for Fiscal Year 2015-2016
- 8. NEW BUSINESS & MISCELLANEOUS, PUBLIC COMMENTS (NON-AGENDA)**
- 9. ADJOURN TO WORK SESSION**
 - (a) Library Goal
 - (b) Public Comments Regarding Library Goal

**THIS MEETING IS ACCESSIBLE TO THE DISABLED. AN INTERPRETER FOR THE
HEARING IMPAIRED MAY BE REQUESTED UNDER THE TERMS OF ORS 192.630 BY
CONTACTING JULIE YUILL, CITY MANAGER'S OFFICE, 503-325-5824.**



CITY OF ASTORIA

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February 12, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ASTORIA CITY COUNCIL MEETING OF JANUARY 20, 2015

PRESENTATIONS

Item 5(a): Astoria High School – Walldorf, Germany Exchange Students

Astoria High School students involved with the student exchange program will make a presentation regarding their upcoming visit to Walldorf, Germany.

CONSENT CALENDAR

Item 6(a): City Council Minutes

The minutes of the City Council meeting of January 20, 2015 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 6(b): Salary Resolution Establishing a Basic Compensation Plan Wage Adjustment for IAFF Local 696 (Firefighters) Bargaining Unit and Step/Wage Increases for Deputy Fire and Fire Chief Positions (City Manager)

Staff positions and associated compensation are detailed in the "Resolution Establishing a Basic Compensation Plan for the Employees of the City of Astoria and Establishing Regulations for the Placement of Present Employees within the Wage and Salary Schedules Provided". Whenever there are changes in positions, whether a position is begin deleted, added or redefined; or whether a change in compensation is proposed; such changes are adopted by resolution. At the February 2, 2015 Council meeting, City Council approved a Letter of Understanding with the International Association of Firefighters which put in place a 2.25% wage adjustment effective January 1, 2015. Council also approved a resolution which established a 7% pay division between a Fire Lieutenant and Deputy Fire Chief as well as Deputy Fire Chief and Fire Chief. Subsequently, Council approved a Salary Resolution which incorporated the Union salary increases in addition to salary adjustments for the Deputy Fire Chief and Fire

Chief. The approved Salary Resolution inadvertently did not include the 2.25% increase as specified in the Letter of Understanding and included incorrect hourly rates for the Deputy Chief and Fire Chief. Therefore, a revised resolution is being presented for consideration. It is recommended that Council adopt the Salary Resolution.

Item 6(c): Grant Opportunity – Oregon Impact (Police)

The Police Department has identified funds available from Oregon Impact for focused enforcement activities related to pedestrian safety. The funds are specifically related to crosswalk enforcement targeted at vehicles failing to stop for pedestrians in marked crosswalks. The Department believes it can adequately staff two such enforcement activities, given the grant requirements, and that these activities will cost approximately \$1,400. Staff requests permission to apply for and accept the funds. It is recommended that Council approve the application for and acceptance of funds totaling \$1,400.00 from Oregon Impact.

REGULAR AGENDA ITEMS

Item 7(a): License to Occupy – 18th Street Right-of-Way – Myers (Public Works)

Thomas and Merianne Myers have applied for a License to Occupy a portion of the 18th Street right-of-way adjacent to their property located at 577 18th Street. The Myers would like to construct a fence and maintain a vegetable garden in this portion of the 18th Street right-of-way. The Development Review Committee has reviewed the Myers' request. The committee recommends a License to Occupy be approved with a condition that the fence height meets vision requirements stipulated in Astoria Ordinance No. 14-04. City Attorney Blair Henningsgaard has approved as to form the attached License Agreement. It is recommended that the Astoria City Council approve a License to Occupy a portion of the 18th Street right-of-way.

Item 7(b): Ordinance Amending Astoria City Code Sections 8.825 through 8.885 Pertaining to Merchant Policemen, Watchmen, and Guards (2nd reading & adoption) (Police)

This ordinance received its first reading at the February 2, 2015 City Council meeting. The Police Department proposes changes to the Astoria City Code regulating Security Guards. The State was given regulatory authority over security guards many years ago creating a much more robust regulation of Security Guards. The current Code is a duplication that refers to sections of the Code which have been previously repealed. This amendment would bring the City Code into alignment with State law. An ordinance implementing the amendments is included for Council's review. It is recommended that Council conduct the second reading and adopt this ordinance.

Item 7(c): Franklin Avenue Sewer Replacement Project – Columbia Lutheran Charities (Columbia Memorial Hospital) Easement (Public Works)

The Franklin Avenue Sewer Replacement Project has been completed. A section of the new combined sewer pipe crosses a portion of property owned by Columbia Lutheran Charities (Columbia Memorial Hospital). The replaced pipe was also located in this area but a recorded easement could not be found. City staff worked with representatives from Columbia Memorial Hospital to prepare a new utility easement. The easement formally documents the presence of the combined sewer line on their property. The document has been reviewed by the City Attorney and was approved by Columbia Lutheran Charities at their February 5, 2015 Board Meeting. There is no monetary exchange associated with the easement. It is recommended that Council approve the easement from Columbia Lutheran Charities (Columbia Memorial Hospital) for the combined sewer line that crosses a portion of their property.

Item 7(d): City Council Draft Goals for Fiscal Year 2015-2016

The City Council held a work session on January 23, 2015 to set goals for Fiscal Year 2015-2016. From that work session a list of Council goals was drafted. These draft goals are included in the agenda packet for further discussion and consideration.

ADJOURN TO WORK SESSION

Item 9(a): Library Goal

The City Council will conduct a work session to develop language for the Fiscal Year 2015-16 goals.

Item 9(b): Public Comments Regarding Library Goal

Public comments will be taken regarding the City Council's work session concerning the Library Goal.



CITY OF ASTORIA

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**PRESENTATIONS – ITEM 5(a)
ASTORIA HIGH SCHOOL – WALLDORF,
GERMANY EXCHANGE STUDENTS**

**NO DOCUMENTATION IS INCLUDED
FOR THIS AGENDA ITEM**

A regular meeting of the Astoria Common Council was held at the above place at the hour of 7:00 p.m.

Councilors Present: Nemlowill, Herzig, Warr, Price, Mayor LaMear

Councilors Excused: None

Staff Present: City Manager Estes, Assistant City Manager/Police Chief Johnston, Parks and Recreation Director Cosby, Financial Analyst Snyder, Fire Chief Ames, Planner Johnson, Interim Planner Morgan, Library Director Tucker, Public Works Director Cook, and City Attorney Henningsgaard. The meeting is recorded and will be transcribed by ABC Transcription Services, Inc.

REPORTS OF COUNCILORS:

Item 3(a): Councilor Warr reported that on January 9, he met with his neighbors about issues related to visitors at the Goonies house. The number of visitors has been steadily increasing over the last few years and despite two inches of rain on Saturday, there was a constant stream of visitors to the Goonies house all day long. He asked the concerned neighbors to write a letter he could share with City Council so Council could discuss the issue and try to develop a plan to give the neighbors some relief. He had previously given each Councilor a copy of the letter and has asked City Manager Estes if the issue could be discussed during the Work Session.

Item 3(b): Councilor Price reported that she would continue to attend orientations with staff and leadership training until the middle of February.

Item 3(c): Councilor Herzig reported that on January 19, he attended a candlelight walk and soup dinner in observance of Martin Luther King Jr. Day. He was glad some of Astoria's civic leaders also participated because the event was important. Martin Luther King Jr. gave his life to bring the dream of democracy closer to reality, pointing out the evils of racism, poverty, and militarism, which are destroying the country more today than when he gave his life for the cause. He was an advocate of free speech for the most disenfranchised and the least respected members of our citizenry, as much as the rich and powerful. Councilor Herzig believed this was a cause still worth fighting for.

Item 3(d): Councilor Nemlowill reported that like Councilor Price, she has been learning the ropes of City Council, touring City Departments, and attending League of Oregon Cities training, which included training on how the City fits in with the State constitution, ethics, and public meetings laws. She will host an open meeting with the public on Thursday, January 22, from 8:00 am to 9:00 am at the Blue Scorchers. She invited the public to stop by to discuss anything pertaining to the City or ask questions. All of her contact information is now available on the City's website.

Item 3(e): Mayor LaMear reported that she attended the Riverfront Vision Plan meeting at the Holiday Inn. She hosted her first Meet the Mayor event and appreciated those who attended and asked questions. She also attended the League of Oregon Cities training in Manzanita, which was a full day of training. So much information was given and she was glad to have such good, first time Councilors who were able to absorb all of the information. She read the following statement regarding Boards and Commissions:

"As Mayor of the City of Astoria, I have the responsibility of appointing citizens to our Boards and Commissions. In appointing these citizens, I have tried to add new members, but also retain those with experience and expertise. I am making 14 new appointments and reappointing 11. There were many strong candidates, and I want to thank the 35 citizens who submitted applications. Should we have resignations on these Boards and Commissions, we now have a very strong pool to select from in the future. In making these appointments, I relied not only on the applications, but also on conversations with staff, Board and Commission Chairs, and City Council members. As per our current Astoria Charter, the Mayor makes appointments on City Boards and Commissions. I have heard the suggestion that appointments should be made by the Mayor with the advice and consent of the City Council. The Council can discuss this in our goal

setting session and decide whether to include this as one of our goals for 2015. If so, it will require changing our Charter, as well as developing procedures for review of applications. Some of these Boards and Commissions need appointments now, as they either do not have a quorum or have the minimum number for a quorum. This includes the Budget Committee, Design Review Committee, Historic Landmarks Commission, Library Board, Parks Board, and the Planning Commission. None of these has over a quorum. For example, the Parks Board was scheduled to meet on the morning of January 21. Only two of the 10-member board has unexpired terms, so the board is unable to meet. We cannot wait to change our Charter and put review procedures in place for appointments that expired in 2014."

She thanked everyone who applied, all of whom were wonderful candidates and read the names of those who were selected for the Boards and Commissions in Astoria, as follows:

- Budget Committee New appointments: Shell Cantor, David McElroy, and Janet Miltenberger
 Reappointment: Loren Mathews
- Design Review Committee New appointment: Hilarie Phelps (architect); Reappointments: Jared Rickenbach (builder) and LJ Gunderson (HLC representative)
- Historic Landmarks Commission Reappointments: Kevin McHone and LJ Gunderson
- Library Board New appointments: Kimberly Chaput and Chris Womack
- Parks and Recreation Board New appointments: Andrew Fick, Jim Holen, Jessica Schleif, and Eric Halverson
 Reappointments: Norma Hernandez, Tammy Loughran, and Howard Rub
- Planning Commission New appointments: Jan Mitchell, Daryl Moore, and Frank Spence
- 3R Committee Reappointments: Bob Goldberg, Michael McGonigle, and McLaren Innes

She noted that the Design Review Committee requires particular expertise, including a business professional, a builder, a design professional, an HLC representative, and a citizen representative. Also, the 3R Committee does not meet unless needed. Eric Noguerra has expressed interest in this committee; however, the committee has not met in quite some time.

CHANGES TO AGENDA:

City Manager Estes requested the addition of Regular Agenda Item 7(h): Consideration of Settlement Agreement with Century Link. The agenda was approved as amended.

PRESENTATIONS:

Item 5(a): The Friends of McClure Park

A presentation will be made by The Friends of McClure Park on the improvements and added amenities The Friends would like to develop within the Park.

Director Cosby introduced Dave McElroy and The Friends of McClure Park, who have become very active over the last year helping to care for McClure Park.

Dave McElroy, 634 Grand, Astoria, thanked City Council and staff for considering the proposal he would be presenting on behalf of The Friends of McClure Park. He introduced The Friends' board members as Ali Evans, Chi Chi Crowley, Ron Law, Judy McElroy, and himself. He presented the PowerPoint presentation regarding The Friends' plans for McClure Park as follows:

- Purpose: The Friends of McClure Park is a non-profit organization committed to the maintenance and improvements for McClure Park. The Friends was formed in 2012 to survey the McClure neighborhood about the conditions of the park. In 2014, The Friends decided to pursue operational and capital projects for the park.

- He gave a brief history of the park, which was originally the site of McClure School, and noted its significance to Astoria and the McClure neighborhood.
- Upon surveying the neighborhood in 2012, park maintenance was cited as the biggest concern. Area residents also wanted playground equipment and a picnic table returned to the park, as they had been removed and never replaced. The Friends were also concerned about the historic rock wall, which needed to be rebuilt and maintained.
- Mission: The Friends mission is to support maintenance of and improvements to the park, oversee daily and periodic care for plants and vegetation, and the noncapitalized attributes of the park through a natural park concept plan that incorporates green space designs. It is important to The Friends that the park is kept green.
 - He showed photographs of clean up and maintenance events done in conjunction with other volunteer groups and the Parks Department.
- Maintenance Support: The Friends will continue to assist the Parks Department by cutting the grass when necessary, maintaining fencing around the ball field and the rock wall, and doing any maintenance necessary to prevent the park from regressing to the unsafe and unusable condition it has been in over the last few years.
- Capital Improvements: The Friends plan to enhance and restore the park to a natural setting, which would incorporate the following features: balance logs, tree post walks, tree cookie sets, a tree deck, a tee-pee, and a hillside slide. The slide would be a key feature of the park built into the southwest corner of the green space. All of these features would be low maintenance and provide longevity for the life of the slide.
 - Research related to installation of the hillside slide included the geological conditions of the park, consideration of the geotechnical engineering report for the 11th Street CSO project, and feedback from the Engineering Department and Horning Geosciences of Seaside. All research indicates the slide could be installed without any concerns for ground movement on the hillside.
 - The initial costs to build the slide and prevent erosion along both sides of the slide would be included in the planning and installation. Ongoing maintenance would be minimal; the fall zone at the end of the slide would need mulch added on an annual basis. As long as the slide is properly installed and there is no vandalism, it would last 25+ years before replacement would need to be considered. The Friends contacted Sara Collins Elementary School in Greenville, South Carolina, which owns a slide like the one being proposed. The school confirmed that if installed correctly, maintenance would be minimal.
- The Parks Department has approved The Friends' proposal and recommends approval by City Council. If Council does approve the proposal, The Friends would aggressively move forward to obtain public contributions for operational and capital improvements to support their relationship with the Parks Department.
- He concluded by thanking the Council for their time and offered to answer questions.

Director Cosby said the Parks Department had been working with Mr. McElroy for six to eight months on The Friends' proposal. The Friends have been very responsive to staff's operational concerns. She recommended the City develop an agreement with The Friends, similar to the agreement Astoria has with The Friends of the Astoria Column, which outlines the responsibilities of each entity.

Councilor Herzig said the intersection of 8th and Grand was one of the most dangerous intersections in Astoria. He suggested the plan include fencing that would prevent someone from running out into traffic. The area along 8th Street is very steep and it would be easy to fall and roll under a vehicle. Director Cosby said she would include this in the planning.

Councilor Nemlowill liked the concept of a natural playground because Astoria does not have anything like this right now. She and her children attended The Friends open house at McClure Park, which was a fantastic community event. Astoria is lucky that The Friends have developed this concept, which she supported. She was also glad to hear that the Parks Department supports the concept as well.

Councilor Price liked the plan and wanted to see the park developed, as it is an unused resource. She looked forward to working out an agreement to move forward with the plan and thanked Mr. McElroy for his presentation.

Councilor Warr said he thought the plan was wonderful. He was surprised that a small group has taken on this project to make something valuable for their neighborhood. He supported the proposal.

Mayor LaMear thanked The Friends for their proposal.

City Council Action: Motion made by Councilor Nemlowill, seconded by Councilor Herzig, to approve the Park Concept Plan presented by The Friends of McClure Park and direct staff to develop an agreement with The Friends. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

CONSENT CALENDAR:

The following items were presented on the Consent Calendar:

- 6(a) City Council Minutes of 12/1/14
- 6(b) City Council Minutes of 12/15/14
- 6(c) Boards and Commission Minutes
 - (1) Design Review Committee Meeting of 12/4/14
 - (2) Historic Landmarks Commission Meeting of 12/16/14
 - (3) Planning Commission Meeting of 11/25/14
- 6(d) **Parks and Recreation Department Status Update**
- 6(e) **Public Works Department Status Update**
- 6(f) **Library Status Update**
- 6(g) **Community Development Department Status Update**
- 6(h) **Police Department Annual Report**
- 6(i) **City Council Goal Update for Fiscal Year 2014-2015**
- 6(j) Salary Resolution Implementing Cost of Living Adjustment for Astoria Public Safety Association (APSA) (City Manager)

Councilor Herzig requested Items 6(d) through (i) be removed for further discussion.

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Price, to approve Items 6(a), (b), (c), and (j) of the Consent Calendar. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Items 6(d) through (h): Department Status Reports

Councilor Herzig noted the status reports were filled with a lot of information, including how money is being spent. He suggested the status reports be made public because the reports are loaded with good information about what the City is doing on multiple fronts. He believed the public should have this information.

City Manager Estes said the reports could be made available at the Library each time one is published. Each Department also posts their status reports on their pages of the City website.

Item 6(i): City Council Goal Update for Fiscal Year 2014-2015

Councilor Herzig believed this update should be given to the public as it serves as a report card about how much progress City Council has made towards achieving its adopted goals. At the goal setting session on Friday, January 23, he wanted to discuss regular progress reports to the public. Until he read the update, he believed the goal to conduct an affordable housing survey had been lost and he was glad to learn staff was still moving forward with the survey. City Council goal updates should be discussed at least on a quarterly basis.

REGULAR AGENDA ITEMS

Item 7(a): Public Hearing and Resolution regarding Supplemental Budget Appropriating Loan Proceeds (Finance)

ORS 294.473 provides a procedure for a municipality to pass a supplemental budget, if there is "an occurrence or condition that is not ascertained when preparing the original budget." The process is to advertise the supplemental budgets, hold a public hearing for the proposed supplemental budget and, then, consider a resolution that would adopt the proposed supplemental budgets. Now that that sports complex is completed, the City has received invoices from CMH. The total amount of the invoices is \$794,471. This amount is commensurate with the amount outlined at the August 18, 2014 Council meeting when Council approved the

Oregon Infrastructure Financing Authority (IFA) loan for the project. It should be noted that Council authorized a \$900,000 loan for this project; however, that total amount was not required. CMH is billing the City as they managed the construction contract, which also included landfill closure components. The IFA loan was not appropriated in the budget for FY 2014-15 because the loan was not finalized until after the beginning of this fiscal year. The attached resolution appropriates the loan amount to the Improvements Other than Buildings line item of the Public Works Improvement Fund. It is recommended that Council hold the public hearing and approve the supplemental budget that adds the Council approved IFA loan proceeds to the FY 2014-15 budget so that invoices can be paid.

City Manager Estes explained that Oregon budget law requires a public hearing. Notice of this hearing was published in the newspaper, as required by the State.

Councilor Price said she had spoken with Financial Analyst Snyder and Director Cook earlier in the day about the loan and asked staff to provide those answers for the public. Director Cook confirmed that the loan would be repaid with funds from the PWI Fund at 46 percent and that revenue associated with Recology Western Oregon Waste would be 54 percent. City Manager Estes confirmed that the loan money would be deposited into the Public Works Improvement Fund and Recology funds were in the General Fund.

Staff that the invoices submitted by Columbia Memorial Hospital (CMH) are for the portion of the project that pertain to closing the landfill, which included the liner over the top, grading for proper drainage, public utility improvements, like the sewer line laid clear to Williamsport, and monitoring wells. The actual costs are in line with the expenses estimated in 2014. The City secured a \$900,000 loan, but will not need to the entire amount. These expenses are in addition to the \$7 million that CMH pledged to the entire project.

Councilor Herzig said when this was presented in August 2014, City Council was told the capping would be completed for almost free. The capping would cost almost \$1 million, but one of the win-win aspects of the agreement would be that the capping, which was federally mandated, would be completed as part of the package. Now, Council is learning the City is paying almost \$800,000, which he confirmed was true with City Manager Estes.

Councilor Price asked if Recology revenue taken from the General Fund would reduce funding for another project. City Manager Estes explained that Recology revenue has already been used to fund portions of this project. City Council previously acknowledged it would be appropriate to use that revenue for the capping of the landfill. The budget for the next fiscal year would require funds other than Recology revenue to be spent on this project.

Mayor LaMear opened the public hearing at 7:41 p.m. and called for anyone wanting to address the City Council on the resolution to come forward with any comments or concerns.

Sue Skinner, 511 Jerome, Astoria, asked if there was a public hearing for this project when it began. She recalled that it had been approved without any public input. It is now the taxpayer's responsibility to pay for the project after being told it would not cost this much. City Manager Estes replied public meetings were held with the school district and the project was discussed at City Council meetings. The specific costs were discussed at the City Council meeting in August 2014, before applying for the IFA loan. The discussion was not a public hearing, but the community had the opportunity to comment on the issue during the Public Comment portion of that meeting. He could not recall whether the Mayor invited public comments during Council's discussion of the Agenda Item.

Ms. Skinner could not recall either, but remembered being surprised because the project is so big. At a City Council meeting later in the year, City Attorney Henningsgaard had said the City would be responsible for maintenance of the facility. She had not been aware that this would be part of the agreement. She wanted to know how much the project would cost and who would be taking care of it; it sounded like it would be taxpayers. City Manager Estes explained the City was required by the Department of Environmental Quality (DEQ) to cap the facility and monitor the former landfill site. The turf field and parking lot would be maintained by the school district because they own those facilities.

Ms. Skinner noted that the school district was also supported by taxpayers.

Mayor LaMear closed the public hearing at 7:46 p.m.

City Council Action: Motion made by Councilor Nemlowill, seconded by Councilor Warr, to approve the supplemental budget that adds the Council approved IFA loan proceeds to the FY 2014-15 budget so that invoices from Columbia Memorial Hospital can be paid. Motion passed 4 to 1. Ayes: Councilors Price, Warr, Nemlowill, and Mayor LaMear; Nays: Councilor Herzig.

Item 7(b): Public Hearing regarding Appeal (AP14-01) by Steele Architects for Columbia Bank of New Construction Permit (NC14-05) at Duane Street (Community Development)

On September 8, 2014, Steele Associates Architects on behalf of Columbia Bank applied for a New Construction permit (NC14-05) to the Historic Landmarks Commission (HLC) to construct a new commercial building at 1122 Duane Street. On October 21, 2014, the HLC held a public hearing and noted that the proposed standing seam metal roof on the pyramid portion of the roof was not compatible with the adjacent historic buildings within the Downtown National Register Historic District. The HLC continued the hearing to allow the applicant an opportunity to consider alternative roof materials. At the November 18, 2014 meeting, the HLC held a public hearing and approved the request with several conditions. One of those conditions was that the pyramid roof of the building could not be a standing seam metal roof and would need to be of another acceptable material.

On December 3, 2014, Steele Associates filed a Notice of Appeal on the decision of the HLC on New Construction Permit NC14-05. The Notice of Appeal only appealed the condition that the pyramid roof be constructed of a material other than standing seam metal. As this is the only item appealed, the balance of the permit and conditions have been approved and are not part of the hearing before the City Council. A complete record of the request has been compiled and is attached for your information. A public hearing on the Appeal has been advertised and is scheduled for the January 20, 2015 City Council meeting.

It is recommended that the City Council hold the public hearing on the appeal and consider whether to uphold or reverse the Historic Landmarks Commission decision to approve the Request with the condition that the roof be of a material other than standing seam metal and adopt corresponding Findings of Fact.

Mayor LaMear asked if anyone objected to the jurisdiction of the City Council to hear this matter at this time. There were no objections. She asked if any Councilors had a conflict of interest or ex parte contact to declare.

Councilor Price declared that she had an account at Columbia Bank, she spoke impartially about this application at the HLC meeting of October 21, 2014, and had done internet research on the bank's other buildings in Oregon and Washington. She believed she could make a fair and impartial decision on this matter.

Councilor Nemlowill declared that she also had an account at Columbia Bank, but that would not influence her decision.

Mayor LaMear opened the public hearing at 7:48 p.m. and read the procedures governing the conduct of public hearings to the audience. She explained that the substantive review criteria were listed in the staff report, which was available at the staff table.

City Manager Estes presented the staff report, noting that the Notice of Appeal only appeals the condition that the pyramid roof be constructed of a material other than standing seam metal. Therefore, the remainder of the permit and conditions of approval have been approved and remain in effect.

Mayor LaMear called for a presentation by the Applicant.

Steve Hockman, of Steele Associates Architects representing Columbia Bank, handed out colored photographs at the dais. He said in the letter of appeal, the Applicant questioned whether the standing seam metal was a roofing material that was compatible with the historic area. After conducting some research, the Applicant believed standing seam metal was compatible with the historic area, based on the following five points:

- Standing seam metal has been used as a roofing material for over 100 years.
- The Applicants are building a new building in a historic district, not remodeling an existing historic building.
- The handout showed four examples of existing buildings with standing seam metal roofs or roof elements, one of which is located across the street from the proposed bank at 375 11th Street.

- The pyramid roof was designed as an accent piece on the building. From a pedestrian point of view, the metal roof would only be a small piece.
- When discussing the project with staff, the Applicant decided to recess the pyramid roof to emphasize the horizontal banding at the parapet. He hoped the standing seam metal roof would be considered compatible with the surrounding area. He explained that a standing seam metal roof is made of metal sheets tied together at seams that form ribs at regular intervals.

Councilor Herzig said the roofs on the trolley stops were made of standing seam metal and briefly described their construction.

Mr. Hockman showed a sample of the blue metal roofing that the Applicant would like to use. The color is called Regal Blue. He confirmed for Councilor Herzig that the new building would be built over the existing parking lot, with a new parking lot and drive through located behind the building. This would allow the bank to remain open during construction and would give the new building a more urban feel. He gave samples of roofing material to the Councilors.

Councilor Nemlowill asked why Council should consider the Applicant's examples of comparable buildings after Mr. Hockman confirmed that none of them were historic. Mr. Hockman noted that one example, the multi-tenant commercial building at 375 11th Street, was located directly across the street. While it is not a historic building, it does have some modest standing seam metal roofing. The bank will be new construction and standing seam metal has been used as a roofing material for over 100 years. Therefore, the Applicant does not believe the material would be a nuisance and would be complementary. The bank did not want the entire roof covered in standing seam metal because it wanted the focus to be on the surrounding area.

Councilor Nemlowill asked if the Applicant's research on the historic nature of standing seam metal roofs was based in Astoria. Mr. Hockman said no, but the material has been around for a long time. He explained that the pyramid roof was chosen because it looks good on the corner. The metal seam would also serve as a branding element for the bank, as well as the stucco and other materials being used on the building.

Councilor Herzig asked if the pyramid roof was being used to conceal rooftop air conditioning equipment. Mr. Hockman said no, the air conditioning units would be placed outside of the pyramid roof, not underneath it. He confirmed that the roof would be purely decorative.

Mayor LaMear noted that staff's supplemental Findings of November 18, 2014 state that standing seam metal roofing was a historic material. Planner Johnson clarified that the style of the material has been around for more than 100 years; however, staff did not research whether the material was ever used in Astoria. The metal roofing was typically used on homesteads, barns, and commercial buildings. Shallon Winery is the only historic commercial building she was aware of in Downtown Astoria that had standing seam metal on part of the roof.

Mayor LaMear called for testimony in favor of, impartial, or opposed to the appeal.

Anne Carpenter, 1046 Grand Avenue, Astoria, opposed the appeal. She understood the need for branding. Columbia Bank's bright white building and bright blue roof makes the bank's branches stand out from a distance in other towns. She believed there is a need to stand out in a sea of commercial buildings in metropolitan areas. It is important to have a large building with bright colors in a larger community. She understood that color was not part of this discussion, but was very grateful that the building design had been modified so that the colors are more in keeping with Astoria's downtown. Astoria does not need anything that serves as a beacon on the building. She believed the Columbia Bank logo, represented by the color that is important to the bank, is enough. She explained how other brands have altered their colors to accommodate certain neighborhoods, like Target and In-N-Out Burger, whose signs are brown in Westlake Village, California, rather than their usual red and white. The color change was not confusing and was a nice change from the bright colors those companies normally use. She believed businesses in Astoria succeed or fail, in large part, due to relationships and good customer service. Columbia Bank's Branch Manager, Mrs. Butenshon, spends many hours volunteering in Astoria and developing relationships. She is a wonderful ambassador for Columbia Bank and one of the reasons she banks with Columbia Bank. The employees provide excellent customer service. She wanted to see the bank work with the City and citizens of Astoria to make their building fit in. Astorians negatively associate a blue roof or blue element with the storm of 2007, which might be something to consider. She believed working to fit in to the community goes further than working to fit into corporate branding.

Ted Osborne, 345 Alameda, Astoria, opposed the appeal. He objected because pyramid roofs are typically seen on strip malls and shopping centers, where the length of the building needs to be broken up by such a feature. All of the cornices along Marine, Commercial, and Duane Streets are level. He believed the pyramid roof was the problem, not the standing seam or the color. It is natural for architects to cover these roof features with standing seam and then choose the corporate color. He believed Astoria would be better off if the roof did not have either the standing seam or the pyramid roof feature.

Shel Cantor, 1189 Jerome, Astoria, opposed the appeal. He asked if the Appellant had cause to file the appeal because the condition of approval inflicted harm upon the Appellant. Planner Johnson explained anyone has the right to appeal any issue, but they had to appeal on the criteria, which the Applicant has done; they are not required to show harm. Mr. Cantor asked if the branding just consisted of the material or a combination of the material and the pyramid roof. He also asked why Columbia Bank determined that it would be better to appeal something insignificant to the Bank's needs rather than go along with what the community wanted. City Manager Estes noted the Appellant would answer these questions during rebuttal.

Kent Easom, 413 Franklin Avenue, Astoria, said he was against the standing seam metal roof because it does not fit in with Astoria's downtown. It would be good public relations for the bank to go along with what the community is requesting. There are no other historic buildings in Downtown that have a standing seam metal roof. The buildings the Applicant referred to would probably not be able to get a standing seam metal roof approved.

David Isaacs, 810 Alameda, Astoria, asked if the issue was the roofing material or the pyramid roof element. City Manager Estes confirmed that the standing seam metal roofing material to be applied to the pyramid was the only thing being appealed. Mr. Isaacs said copper has been used for 300 years and questioned why there would be a problem with copper.

Sean Fitzpatrick, 1046 Grand Avenue, Astoria, said he was excited about having a new building in Astoria. He was not a fan of the existing building and understood it needed to be replaced. He also understood the concern about branding. He and his wife have been customers of the bank for more than 10 years because of the great service they receive from the employees and because the employees serve the community. He did not believe blue standing seam metal roof is a unique branding element for the bank because other companies use blue standing seam metal roofs, like Valero Gas Station, Dutch Brother's Coffee, and Kwik Lube and Oil. At an HLC meeting, the Appellant said that people on the street would not see much of the roof. Why would the bank need a branding item that people would not be able to see? That statement indicated the Appellant was not familiar with Astoria because half of the city looks down on the Downtown and the roof would be seen. He hoped Columbia Bank understood that he could find their new building, with or without a blue standing seam metal roof.

Mayor LaMear called for the Appellant's rebuttal.

Mr. Hockman said the bank tried to work with staff to minimize, yet balance the sight lines of the pyramid roof with the bank's needs. The bank focused on one corner of the building that represents a small percentage of the entire roof. Whether the roof is seen from a pedestrian perspective or the second floor of another building, the pyramid feature is still a small element. Astoria's Development Code states "the design of the proposed structure is compatible with the design of adjacent historic structures concerning the scale, style, height, architectural detail, and the materials." The bank believes the proposed bank, with a modestly applied standing seam metal roof, would be compatible with existing structures within the historic district. He hoped City Council would consider this. The bank wants to work with the community, regardless of City Council's decision.

- In response to Mr. Cantor's questions, he explained that the branding element consisted of a sloped roof, covered in blue standing seam metal. The material, not the color, was the only element being appealed. Columbia Bank has many standing seam metal roofs, but the material usually covers the entire building. He was directed by Columbia Bank to move forward with the appeal because the other roofing materials recommended by the HLC were not compatible with the bank's branding. He was unsure about other reasons the bank chose to file the appeal.

Mayor LaMear closed the public hearing at 8:19 p.m. and called for Council discussion and deliberation.

Councilor Price said she attended the HLC meeting in October and read the minutes of the following HLC meetings. She could see that Mr. Hockman has been a very effective advocate for Columbia Bank. She appreciated that Columbia Bank planned to make an investment in Astoria and believed Mr. Hockman had

worked well with the Planning Department to come up with a nice design. Placing the building on the corner, instead of the parking lot, fits in with good urban design; however, the review criterion is whether the proposed structure is compatible with the design of adjacent historic structures. Prior to the meeting, she stood in the Garden of Surging Waves to look at the adjacent historic structures and none have standing seam metal roofs. The bank has a wonderful opportunity to set a standard for new buildings in Downtown Astoria. She does not want to live in a place that looks like Disneyland and does not want all of Astoria's buildings to look alike. Some consistency in design elements is useful and fits well in Downtown. Other bank branches have flat roofs, brown-shingled roofs, brown standing seam metal, and other materials, most of which are stand-alone buildings in suburban areas that are less pedestrian friendly and might need to stand out. She liked the pyramid feature and noted that there were others in Astoria. She believed most people were put off by the color, but color could not be considered because it was not listed in the Development Code. She thanked Mr. Hockman and said she looked forward to the new building.

Councilor Herzig believed it was important for everyone to remember that the design had already been approved and the color is not an issue. Only the standing seam metal roof should have been discussed. It is sad that Columbia Bank apparently feels so wedded to the material when the community is so opposed to it. He appreciated Mr. Hockman's efforts to work with the City to modify the design as much as possible to minimize the offense.

Councilor Nemlowill liked the design and was happy Columbia Bank has worked with the Community Development Department to make some compromises. She did not like the pyramid feature, but it did not seem as if anything could be done about it. The issue being discussed is a land use decision. She was not convinced by the Appellant and believed the HLC's decision should be upheld.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Nemlowill that Astoria City Council adopt the Findings and Conclusions contained in the staff report and deny Appeal (AP14-01) by Steele Architects for Columbia Bank of New Construction Permit (NC14-05). Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Mayor LaMear read the rules of appeal into the record.

Item 7(c): Liquor License Application from Northwest Wild Products, Ron Neva and Amanda Cordero, Located at 354 Industry Street, for an Additional License for an Off-Premises Sales License (Finance)

A liquor license application has been filed by Amanda Cordero doing business as Northwest Wild Products located at 345 Industry Street. The application is for an additional licensee, Ron Neva. Northwest Wild Products has an existing Limited On-Premises and Off-Premises Sales Licenses. The appropriate departments have reviewed the application and it is recommended that Council consider approval.

Councilor Nemlowill declared that her husband is co-owner of Fort George Brewery, also known as Cervesia Gratis. Since this Application is just for the addition of a name on the license, she did not believe she had a conflict of interest.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Price to approve the liquor license application by Amanda Cordero for an additional license for an Off-Premises Sales License at Northwest Wild Products, located at 354 Industry Street. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 7(d): Approve Bear Creek Dam Hydroelectric Power Purchase Agreement with PacifiCorp (Public Works)

As part of the installation of a small hydroelectric generator at Bear Creek Dam, the City is required to enter into a Power Purchase Agreement with PacifiCorp. This agreement allows the utility to purchase the excess power generated by the turbine, and feed power back into the system. The turbine is estimated to generate an average of 154,645-kilowatt hours (kWh) annually. The City's water treatment system utilizes approximately 90,000 to 100,000 kWh annually, at a cost of about \$9,000. This charge would be eliminated by the power generated by the turbine and excess power would be sold to PacifiCorp at regulated rates. These "buy back" rates are

significantly lower than the amount the City is paying, so it is advantageous to "reverse the meter" to use power generated by our hydroelectric facility before selling the power back into the system. The draft agreement has been reviewed and approved as to form by City Attorney Henningsgaard.

Please note that City Council approved the original agreement on June 2, 2014; however, when the agreement was sent back to PacifiCorp, it was determined that some minor modifications were needed. Modifications to the agreement consist of the following:

- 1) Date changes under RECITALS Section B and C.
- 2) The estimated annual energy sold back under RECITALS Section D was increased to be more accurate.
- 3) Section 2.4 was changed from 15 years to an actual date of December 18, 2029.
- 4) Sections 4.2 and 4.3 were modified to include a revised power production value due to modified power generation calculations.
- 5) Exhibit D-1, SELLER'S MOTIVE FORCE PLAN, was updated to include more accurate average energy generation numbers.

It is recommended that the City Council approve the revised Power Purchase Agreement and authorize the Mayor to sign the document.

Councilor Herzig confirmed that Astoria would receive a better rate if the City used the energy it generated, rather than selling it to PacificCorp, and the revision states this:

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Warr to approve and authorize the Mayor to sign the revised Power Purchase Agreement with PacifiCorp. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 7(e): Ordinance Readopting Certain State Statutes to Reflect Changes Made by the 2014 Oregon Legislature (2nd Reading and Adoption) (City Attorney/City Manager)

The first reading of this ordinance was held at the January 5, 2015 City Council meeting. This ordinance implements "global" readoption of various Oregon Revised Statutes that appear throughout the Astoria City Code. It is recommended that Council conduct the second reading and adopt this ordinance.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Price to conduct the second reading of the ordinance readopting certain State Statutes to reflect changes made by the 2014 Oregon Legislature. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Director Cook conducted the second reading.

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Nemlowill to adopt the ordinance readopting certain State Statutes to reflect changes made by the 2014 Oregon Legislature. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 7(f): Approval of Vehicle Setup 2015 Chevy Tahoe (Police)

The Police Department is requesting permission for an expenditure of \$11,800 for the purchase and installation of emergency equipment for the previously approved 2015 Chevy Tahoe. This purchase does include the transfer of some equipment that will be repurposed from the current police vehicle, which is being decommissioned. Funding for this project was anticipated and is included in the Capital Improvement Fund budget in the vehicle lease payments line item. It is recommended that Council approve the purchase of equipment and installation through Cascade Mobile in the amount of \$11,800.

Councilor Herzig noted that the Police Department is considering body cameras, which are not included in this expenditure. This equipment will include a car camera.

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Price to approve the purchase of equipment and installation of equipment on the 2015 Chevy Tahoe through Cascade Mobile in the amount of

\$11,800. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

Item 7(g): Discussion of DUII Issue (City Council)

Mayor LaMear requested a discussion about issues related to Astoria's DUII cases. She read the following statement:

"I have agonized over the issue of DUII prosecutions for the six years I was on City Council and now as Mayor. I have heard passionate arguments on both sides. There are many reasons why I supported keeping DUII prosecutions in municipal court:

1. Oregon is a home rule state. We believe that cities have the right to determine the best way to govern our citizens and administer our laws. Astoria has chosen to have a municipal court whose duties include prosecution of some DUIIs.
2. It has not been demonstrated to me that there is a higher standard of justice in the circuit court than in the municipal court.
3. I believe that the judge of the municipal court, Kristopher Kaino, has been fair and just in his judgments.
4. The Oregon Court of Appeals recently ruled that the City of Astoria had the authority to prosecute its DUIIs in municipal court.

However, I do not believe that prolonging this controversy is in the best interest of the City. Therefore, in spite of my support for keeping the prosecution of first time DUIIs in the municipal court, I believe it is time to move forward and put this issue behind us. If someone on the Council would like to make a motion to move all DUIIs from municipal court to the circuit court, I will support it.

My duty as Mayor is to unify and lead the community. We have many important issues in the coming months and years, waterfront development, the completion of the CSO project and Heritage Square, renovation of the Library, and so forth. Instead of dwelling on the DUII issue, let us concentrate our efforts on these projects, which will make Astoria an even better community in which to live."

Councilor Price thanked Mayor LaMear for showing leadership on this issue. This has been a topic of discussion in the community for about six years and was the most prominent issue brought to her attention during her campaign for City Council. She would be delighted to resolve the issue.

Councilor Nemlowill was concerned about the impact to the Police Department, as overtime hours could increase, but she supports the motion.

Councilor Warr said the Legislature established rules years ago for circuit and municipal courts. Over the last six years, Astoria has been tried and convicted in court of false statements and innuendos. The District Attorney has tried twice, unsuccessfully, to get the authority to take the DUII cases from municipal court. He was also unsuccessful in suing Astoria and appealing the case. The Legislature and court apparently agrees with Astoria's position. To move these cases to circuit court now means the money spent defending Astoria has been wasted. He apologized to his constituents for wasting the money and said this was a very sad day for him.

Councilor Herzig said he ran his campaign on this issue and it is a great relief for the City to move forward with Mayor LaMear's suggestion. He thanked the Mayor for her leadership on the issue. There will always be two sides, but it is time to move on. There is no point throwing good money after bad money. He was grateful this discussion had been brought to this point.

City Council Action: Motion by Councilor Herzig, seconded by Mayor LaMear, that the Astoria City Council recommend all citations by the Astoria Police Department for driving under the influence of alcohol arising in the City of Astoria be filed in the State Circuit Court, rather than in Astoria Municipal Court, and that Astoria City Council direct the City Manager to work with the Chief of Police to promptly amend Police Department policies to comply with this recommendation. The motion passed 4 to 1. Ayes: Councilors Price, Herzig, Nemlowill, and Mayor LaMear; Nays: Councilor Warr.

Item 7(h): Consideration of Settlement Agreement with Century Link

This item was added to the agenda during Item 4: Changes to the Agenda.

City Attorney Henningsgaard explained that this settlement agreement was a result of a dispute that occurred between Century Link and Astoria over the 11th Street CSO Project. The tentative agreement is pending approval by City Council.

City Council Action: Motion by Councilor Price, seconded by Councilor Herzig, to approve the Settlement Agreement with Century Link discussed in Executive Session and authorize the Mayor to sign the agreement. Motion carried unanimously. Ayes: Councilors Price, Warr, Herzig, Nemlowill, and Mayor LaMear; Nays: None.

NEW BUSINESS & MISCELLANEOUS, PUBLIC COMMENTS

David Isaacs, 810 Alameda, Astoria, said he was concerned about parking for disabled people. He has become aware of issues through disabled family members, his work at the Portland Institute on Aging and Long Term Care, and foster care agencies that needed additional parking in neighborhoods. He was happy to see the implementation of new disabled parking begin in Astoria. The Transportation System Plan (TSP) will need to safeguard both pedestrians and the City's interests by proactively positioning parking spaces to prevent substandard conditions. He presented photographs at the dais showing the unsafe conditions of disabled parking areas in Astoria. Astoria does not have a group of people tasked with creating a proactive process for resolving these issues. New disabled parking spaces are being constructed, but they are being constructed in a haphazard manner and without supervision. He hoped a knowledgeable group would be formed to investigate the issues. He noted that Commercial Street does not have any disabled parking spaces.

Councilor Herzig said that on Sunday, January 25th, the Lower Columbia Diversity Project (LCDP) would be hosting a presentation on understanding disabilities. The presenter, from Oregon Humanities, has a hereditary neuropathy. The presentation will be at 2:00 p.m. at the Judge Boyington Building.

Councilor Price asked if the Public Works Department installed parking spaces. She also wanted to know if this could be part of a revived Transportation Committee discussion. City Manager Estes said parking is a function of the Public Works Department. Staff can investigate the issue and provide an update to City Council.

Mr. Isaacs said other areas have procedures and information from doctors, councilors, and social workers. This additional information could provide a wider view of this situation than the traffic committee. City Manager Estes suggested Mr. Isaacs speak with Director Cook after the meeting.

Sue Skinner, 511 Jerome, Astoria, asked if the Police Department had been given or planned to purchase military equipment. Chief Johnston said that in the late 1990s, through the DRMO (Defense Reutilization and Management Office) process, the Police Department requested and received four rifles, two Chevy utility vehicles, some training uniforms, and wet gear. The utility vehicle was used for about 10 years. The Police Department has not received any equipment since then.

Ms. Skinner asked if the Police Department planned to obtain large armored carriers, big guns, or other equipment like other cities seem to be getting. Chief Johnston replied the Police Department has not made any requests, nor do they have any plans to make any requests.

George McCartin, 490 Franklin Avenue, Astoria, believed City Council should allow a five-minute public comment period for each Regular Agenda Item, as the item is being discussed, rather than making people wait to speak during the Public Comment portion of the meeting. This would allow Council to consider public comments prior to voting on an item.

Mr. Isaacs said his presentation was to City Council and he hoped Council would look into the disabled parking issues; however, he was put off to the Public Works Director. He was advocating that the City create a tasked group of people that are informed about disabled issues. City Council has put staff on the spot and has asked him to do twice the work.

ADJOURNMENT TO WORK SESSION

There being no further business, the meeting was adjourned to convene the Work Session at 8:50 p.m.

WORK SESSION

The Work Session convened at 9:01 p.m.

City Manager Estes started the work session with a discussion about the issues with visitors to the Goonies house. He reminded that during Reports of Councilors, Councilor Warr had presented a letter written by neighbors of the Goonies house. The Public Works Department has been working with the neighborhood to resolve the issues and staff would like to discuss how to move forward with City Council.

Director Cook said staff met with engineers the previous week to map out a design for driveway improvements in the neighborhood and an estimate was sent to the Councilors. When a car, headed uphill, must stop to let another pass, it is almost impossible to get going again on the gravel road to the Goonies house, so, staff plans to pave the gravel. Staff has also been working with residents on signage. The letter from the neighborhood group includes several more good recommendations and staff would like feedback from Council about how heavily to get involved with this issue. He noted that the Chamber of Commerce is promoting the Goonies house.

Councilors and staff discussed how the popularity of the Goonies house is affecting the neighbors, noting how residents are inconvenienced and the dangerous situations created by the large number of visitors who drive and walk up the narrow gravel road, despite residents' efforts to mitigate the issues. Councilor Warr, who lives on the street, discussed past efforts to make conditions safer and help the neighbors while encouraging visitors. He also discussed why those efforts have not made much impact. Traffic enforcement would likely be necessary and there is only so much the engineers could do. Neighbors also believe the City is supportive of illegal business activities, as the Goonies house has a donation box with a corresponding sign that is non-standard.

Councilor Warr asked the Councilors to read through the letter from the neighborhood group and offer suggestions for resolving the issues. He would like to go back to the group with an update on the situation.

Councilors and staff discussed possible solutions, including a viewing platform with a telescope in the parking lot of the East End Mooring Basin, signage, the possibility of using Promote Astoria Funds to help alleviate some of the issues, and paving the gravel road. Visitors are already ignoring the signs prohibiting non-resident vehicles.

The Chamber of Commerce installed signs in the neighborhood indicating where drivers should park, but this only expanded the area of the neighborhood being affected by visitor traffic. The Chamber does not directly profit from the Goonies house, but promoting it brings tourist money into the community; however, the residents being adversely affected are not the benefactors of this money. Councilor agreed that the Goonies house should be promoted, but residents should be protected from unnecessary intrusions, as stated in the Comprehensive Plan.

Staff briefly discussed issues regarding Code violations. Past Code violations have been addressed; however, some new issues have developed and the Community Development Department will need to get involved.

During Goonies Week, June 4 -7, 2015, shuttle busses will be available, the street will be blocked off, and street attendants will only allow residents to drive up the street. Neighbors are not very worried about the event because the Chamber provides planned management. The Chamber expects 10,000 people at the concert at John Warren Field on June 7. The week before and after Goonies Week will likely have heavier than usual traffic.

Councilors and staff discussed the exponential increase in traffic over the last three years. Councilor Warr suggested painting the curb yellow on the Exchange Street alley and installing a "no parking" sign across from the outlet. He also noted that neighbors do not like the handmade sign at the bottom of the hill.

Staff explained the street is a public right-of-way, making restricting traffic difficult. Also, the sign is only advisory. The City could control parking if a safety hazard exists, and while safety hazards do exist, there is only so much the City can do on a public right-of-way.

The Chamber is working with the Port to install a viewing platform and provide parking around the East End Mooring Basin. The Chamber and Port have asked the Parks Department about putting a kiosk at Columbia Fields to encourage visitors to park there and walk to the Goonies house from the ball fields; however, the Parks

Department is concerned about adequate parking space because peak tourist season coincides with baseball season.

Staff asked if Council supported using Promote Astoria Funds to help pay for some of the amenities, like the viewing platform. Councilor Warr believed this would be an appropriate use of the funds. Councilor Nemlowill wanted more information before making a decision.

Councilors and staff discussed parking in the school playground, which could only accommodate about 10 or 15 cars. Mayor LaMear suggested a sign that reads "Goonies Parking on Weekends". Parking only needs to be short-term because visitors are only in the area for about 15 minutes; however, the flow is constant.

Councilor Nemlowill believed the City paid a lion's share of its Promote Astoria Fund to the Chamber of Commerce. She wanted to see a proposal from the Chamber that could help balance the needs of the neighborhood with tourism. Councilors Warr and Price agreed.

Councilor Price was concerned that staff's proposed neighborhood improvements did not directly address the owner of the Goonies house, who should be held responsible for promoting traffic to the house. Staff explained that most visitors stay within the public right-of-way, not on private property. Staff planned to ask the Chamber to present a proposal to City Council and provide Councilor Warr with updates to present to the neighborhood.

Councilors and staff discussed issues enforcing the "no parking" signs in the area, which are often ignored. Enforcement would never improve conditions in the area because the violators are visitors who will leave town, not residents who would spread the word about the high level of enforcement in the area.

Councilor Herzig asked staff to provide five recommendations about what the City could do legally and cost-effectively to minimize the impact to the neighborhood, ask the Chamber to provide five recommendations, then present the recommendations to the community and ask for public feedback. Staff said they met with residents in the neighborhood and made some changes to the neighborhood based on the feedback they received. Councilor Herzig believed more public involvement was still necessary.

Item 9(a): City Council Rules

Mayor LaMear believed Council rules were necessary. According to the League of Oregon Cities, about half of the cities in Oregon have Council rules. She wanted to discuss the possibility of establishing rules for Councilors behaviors to each other or towards the audience, audience behaviors towards Council members, time limits for speakers, an established time to adjourn, or the need for a Sergeant at Arms. She made copies of Council rules in other cities available to the Councilors. She asked how Council wanted to proceed with the discussion. She noted Council rules could be adopted without changing the Charter as long as none of the rules are contrary to the Charter. Amending the Charter would be an expensive process.

Councilor Warr believed that having a strong Mayor, like Astoria has, allows the City to be very functional for a very long time. When the power of the Mayor is diminished and everyone becomes equal, which could happen if more rules are created, people without a leader begin to go in separate directions. This situation occurred with the Port of Astoria, the County Commission, and the City of Warrenton. Taking power away from the Mayor increases the chances that Astoria will not have a cohesive City Council. There may be some good rules that can be implemented, but he believed Council should be very careful about establishing rules that upset the balance of power. Astoria needs a balance of power.

Councilor Herzig learned in training that the Mayor and Councilors are equal unless the City Charter specifically gives the Mayor certain powers. Astoria's Charter lists the Mayor's functions at City Council meetings, powers and duties, which are the only powers unique to the Mayor spelled out in the City Charter. Otherwise, the Mayor cannot unilaterally initiate any direction to staff without Council approval. Astoria has not operated in accordance with this in the past. If Council considers Council rules, one of the rules must be that the Mayor cannot give direction to staff without Council consent.

Councilor Warr believed the Mayor and Council could only give direction to the City Manager, who had the authority to give direction to staff.

Councilor Herzig clarified the Charter does not give the Mayor authority to give direction to the City Manager without Council consent.

Councilor Price believed some decorum rules should be established, as well as rules for following the agenda. Many cities hear non-agenda public comments at the beginning of the meeting and reports of Councilors at the end of the meeting. The rules do not need to be too strict because Astoria is a small community of kind people who are just looking for answers when they attend meetings.

Mayor LaMear presented an example of Clatsop County's public comment sign-in card, which has the rules for decorum at the bottom of the card. The card spells out the rules for public comments and allows staff to easily contact the speakers with updates about particular issues. She believed a sign-in card would be easy to implement.

Councilor Nemlowill suggested Council try using the sign-in cards for six months. Councilor Price questioned how spontaneous comments would be handled. She suggested the Mayor remind the audience of the rules at the beginning of each meeting for a few months so that people become acquainted with them.

Councilor Nemlowill liked the idea of adjourning meetings no later than 9:30 p.m. and wanted no more than one page of rules.

Mayor LaMear suggested the rules for public comment be added to the bottom of the agenda.

Councilor Herzig believed one advantage of the cards is that Council knows before the meeting begins how many comments will be made about each agenda item. City Council needs to allow the public to comment on agenda items as they are being discussed, not after Council has voted. Council should be very generous and give the public time to get used to the new rules through flexibility; allow people to speak even if they failed to turn in a card. He preferred giving people a five-minute time limit, rather than a three-minute time limit.

Councilor Nemlowill preferred three minutes, but suggested a compromise of four minutes. She also suggested Council review time limits that have been established in other cities.

Councilor Price wanted to allow public comments after a motion was made and seconded, but before voting. This would help people understand exactly what is being discussed. City Manager Estes explained that State law requires Astoria to follow public hearing rules. Councilor Price suggested general agenda items could possibly allow public comments after the motion.

Mayor LaMear and Councilors Nemlowill and Warr agreed with allowing non-agenda public comments at the beginning of the meeting. Some people feel stifled by having to sit for several hours through a meeting before getting to speak; however, the process that Astoria has been using allows Council to move through agenda items in a timely manner. Allowing public comment during agenda items could lengthen meetings, hence the need for a three minute time limit.

City Manager Estes asked Councilors to make note of the rules they like and rules they feel are inappropriate, then discuss them at a future work session. Staff wants specific direction so rules can be put in writing. Councilor Price asked staff to draft one or two pages of rules for decorum, time limits, and reorganization of the agenda. Mayor LaMear suggested Councilors review the examples of Council rules in other cities and discuss ideas at the next meeting. Councilor Warr agreed and suggested a work session at next regular Council meeting, then finalize the rules at a subsequent meeting.

Mayor LaMear directed staff to send Councilors a list of questions to consider.

Councilor Herzig wanted to make sure non-agenda and agenda-related public comments were discussed as two separate issues. He wanted Council to consider whether agenda comments should be allowed during discussion of the agenda item, and if non-agenda comments should be taken at the beginning or end of the meeting.

Councilors discussed the pros and cons of allowing public comment during agenda items, which could result in longer meetings; however, not all agenda items would include comments. Questions could be answered after the meeting, and then every staff member would not need to be present for every meeting. The public has access to the agenda and has the opportunity to talk to Councilors about agenda items prior to meetings.

City Manager Estes confirmed he would create a list of questions to stimulate conversation at the next work session.

ADJOURNMENT

There being no further business, the Work Session was adjourned at 10:07 p.m.

APPROVED:

City Manager

DRAFT



CITY OF ASTORIA

Founded 1811 • Incorporated 1856

February 6, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: SALARY RESOLUTION ESTABLISHING BASIC COMPENSATION PLAN
WAGE ADJUSTMENT FOR IAFF LOCAL 696 (FIREFIGHTERS)
BARGAINING UNIT AND STEP/WAGE INCREASES FOR DEPUTY FIRE
AND FIRE CHIEF POSITIONS

Staff positions and associated compensation are detailed in the "Resolution Establishing a Basic Compensation Plan for the Employees of the City of Astoria and Establishing Regulations for the Placement of Present Employees within the Wage and Salary Schedules Provided". Whenever there are changes in positions, whether a position is begin deleted, added or redefined; or whether a change in compensation is proposed; such changes are adopted by resolution.

At the February 2, 2015 Council meeting, City Council approved a Letter of Understanding with the International Association of Firefighters which put in place a 2.25% wage adjustment effective January 1, 2015. Council also approved a resolution which established a 7% pay division between a Fire Lieutenant and Deputy Fire Chief as well as Deputy Fire Chief and Fire Chief. Subsequently, Council approved a Salary Resolution which incorporated the Union salary increases in addition to salary adjustments for the Deputy Fire Chief and Fire Chief. The approved Salary Resolution inadvertently did not include the 2.25% increase as specified in the Letter of Understanding and included incorrect hourly rates for the Deputy Chief and Fire Chief. Therefore, a revised resolution is being presented for consideration.

RECOMMENDATION

It is recommended that Council adopt the Salary Resolution.

RESOLUTION NO. 15-_____

A RESOLUTION ESTABLISHING A BASIC COMPENSATION PLAN FOR THE EMPLOYEES OF THE CITY OF ASTORIA AND ESTABLISHING REGULATIONS FOR THE PLACEMENT OF PRESENT EMPLOYEES WITHIN THE WAGE AND SALARY SCHEDULES PROVIDED

WHEREAS, the establishment of the principles of equal pay for equal work and compensation incentives for continued improvement in service by City employees should result in more efficient and more economical municipal government; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASTORIA:

SECTION 1. ESTABLISHING PAY PLAN

That there is hereby established a basic compensation plan for employees of the City of Astoria who are now employed, or will in the future be employed, in any of the classifications of employment listed in Sections 4, 5, 6, and 7, which are arranged in collective bargaining units, and Sections 8 and 9, which include employees not in a bargaining unit.

SECTION 2. SALARY AND WAGE SCHEDULES

That the following salary and wage schedules shall constitute the basic compensation plan, consisting of a base or entry rate (A) and four merit steps in the corresponding range on the schedule. Stability Pay shall be part of the basic compensation plan. (See Section 3.12 of the Personnel Policies and Procedures).

SECTION 3. CLASSIFIED POSITION ALLOCATION

That the following is a computed salary schedule and position allocation. All increases above the base rate for each range are called merit steps. Step increases are merit increases and are not automatic but must be earned by the employee. (See Section 3.11 of the Personnel Policies and Procedures). Each range is identified by a number. Each step within the range is identified by a letter; A is the entry rate, with Steps B, C, D, and E. The following salary schedules are listed by employee groups:

SECTION 4. GENERAL/PARKS EMPLOYEES

The following positions and ranges comprise the General Employees Unit. See "Schedule A" for salaries.

POSITION	RANGE
LIBRARY ASSISTANT	12
ACCOUNTING SUPPORT CLERK	14
ACCOUNTING CLERK ENGINEERING SECRETARY PERMIT TECHNICIAN	18
SENIOR LIBRARY ASSISTANT	20
RECREATION COORDINATOR	23

POSITION	RANGE
COMPUTER ASSISTED DRAFTING (CAD) TECHNICIAN ENGINEERING TECHNICIAN FACILITY COORDINATOR GROUNDS COORDINATOR	26
SENIOR ENGINEERING TECHNICIAN	30

SECTION 5. FIRE DEPARTMENT

The following Positions and Ranges comprise the Fire Department Unit. See "Schedule B" for salaries.

POSITION	RANGE
FIREFIGHTER*	22
DRIVER/ENGINEER*	24
FIRE LIEUTENANT*	28
DEPUTY FIRE CHIEF/TRAINING OFFICER	42
FIRE CHIEF	48

*The salary shown for these positions is for a 56-hour duty week. The conditions set forth below shall be adhered to by the Fire Department personnel:

1. Employees on the off-duty shifts shall be available for emergency service.
2. A shift must be short more than one employee before a replacement is called in. Replacements called in to duty in such a case would receive time and one-half (1/2); every effort must be made by the department to keep overtime pay to a minimum.
3. The duty cycle of the department shall be determined by the Fire Chief with the approval of the City Manager.

SECTION 6. POLICE DEPARTMENT

The following Positions and Ranges comprise the Police Department Unit. See "Schedule C" for salaries.

POSITION	RANGE
RECORDS SPECIALIST	12
SENIOR RECORDS SPECIALIST	14
COMMUNICATIONS OPERATOR	22
POLICE OFFICER	29

POSITION	RANGE
COMMUNITY POLICING OFFICER (ROTATING) DETECTIVE (ROTATING ASSIGNMENT)	33

SECTION 7. PUBLIC WORKS

The following positions and Ranges comprise the Public Works Unit. See "Schedule D" for salaries.

POSITION	RANGE
EQUIPMENT SERVICER	14
UTILITY WORKER	18
EQUIPMENT MECHANIC I SWEEPER OPERATOR UTILITY TECHNICIAN	20
UTILITY WORKER II	22
WASTEWATER TREATMENT PLANT OPERATOR WATER QUALITY TECHNICIAN	24
EQUIPMENT MECHANIC II SENIOR BUILDING FACILITIES TECHNICIAN SENIOR UTILITY TECHNICIAN SENIOR UTILITY WORKER STORES SUPERVISOR WATER SOURCE OPERATOR	26
LEAD UTILITY WORKER WASTEWATER TREATMENT PLANT SUPERVISOR WATER QUALITY SUPERVISOR	28

SECTION 8. MANAGEMENT AND CONFIDENTIAL

The following Positions and Ranges comprise the Management and Confidential Unit. See "Schedules E-1, E-2A and E-2B" for salaries.

POSITION	RANGE
ADMINISTRATIVE ASSISTANT	18
EXECUTIVE SECRETARY	20
ADMINISTRATIVE SERVICES MANAGER FINANCIAL ANALYST PLANNER	28
FINANCE OPERATIONS SUPERVISOR	30
EQUIPMENT MAINTENANCE SUPERVISOR	32

POSITION	RANGE
ASSISTANT PUBLIC WORKS SUPERINTENDENT FINANCIAL REPORT MANAGER	34
AQUATIC PROGRAM MANAGER	35
PARKS MAINTENANCE SUPERVISOR SERGEANT (E-2B)	36
BUILDING OFFICIAL/CODE ENFORCEMENT OFFICER PUBLIC WORKS SUPERINTENDENT	38
EMERGENCY COMMUNICATIONS MANAGER LIBRARY DIRECTOR	40
DEPUTY CHIEF OF POLICE (E-2A)	42
ASSISTANT CITY ENGINEER	45
CITY ENGINEER	47
POLICE CHIEF/ASSISTANT CITY MANAGER (E-2A)	48
DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES PARKS AND RECREATION DIRECTOR PUBLIC WORKS DIRECTOR	49
COMMUNITY DEVELOPMENT DIRECTOR	51

SECTION 9. TEMPORARY PERSONNEL

Police Reserve: \$11.00 (Schedule F, Range 1A 9) per training session, \$11.00 per hour assigned duty. Police Reserve rate of pay for dances, festivals, and similar duties shall be 1-1/2 times Range 29A.

All drills and training sessions must be officially approved.

CONTINGENT SEASONAL WORK

The following are positions for which temporary or seasonal employees may be hired. See "Schedule F-1" and "Schedule F-2" for salaries.

SCHEDULE F-1	
DEPARTMENT	JOB TITLES
LIBRARY	LIBRARY ASSISTANT
PARKS & COMMUNITY SERVICES	LIFEGUARD SWIM INSTRUCTOR RECREATION LEADER I RECREATION LEADER II PARKS LABORER
POLICE	TEMPORARY COMMUNITY SERVICE OFFICER

DEPARTMENT	JOB TITLES
PUBLIC WORKS	PUBLIC WORKS LABORER WEEKEND WATER OPERATOR

SCHEDULE F-2

DEPARTMENT	JOB TITLES	STEP
ALL DEPARTMENTS	CLERICAL AIDE	14
FINANCE	ACCOUNTING SUPPORT CLERK PARKING CONTROL OFFICER	19 24
LIBRARY	LIBRARY PAGE I LIBRARY PAGE II LIBRARY ASSISTANT SENIOR LIBRARY ASSISTANT	14 16 19 31
PARKS & COMMUNITY SERVICES	CASHIER HEAD CASHIER	14 16

SECTION 10. ADVANCEMENT WITHIN RANGE

As authorized in the City of Astoria's Personnel Policies and Procedures, Compensation Plan, Section 3.

SECTION 11. EXCEPTIONAL AND ADDITIONAL INCREASES

As authorized in the City of Astoria's Personnel Policies and Procedures, Compensation Plan, Section 3.

SECTION 12. STABILITY PAY

As authorized in the City of Astoria's Personnel Policies and Procedures, Compensation Plan, Section 3.12.

Range 29 Step A is the highest range upon which stability pay can be based for the following groups:

Fire Employees	Schedule B
Nonunion Employees (Nonsworn)	Schedule E-1
Nonunion Employees (Sworn)	Schedule E-2A

All stability pay percentages are at Step E of the employee's salary range, not to exceed Range 29, Step E for the following group:

Public Works Employees	Schedule D
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The following receive stability pay based upon Step E of the employee's base range:

General Employees/Parks	Schedule A
Police Employees (Sworn & Nonsworn)	Schedule C
Chief of Police/Assistant City Manager and Deputy Chief of Police	Schedule E-2A
Sergeants	Schedule E-2B

SECTION 13. RESPONSIBILITY PAY

As authorized in the City of Astoria's Personnel Policies and Procedures, Compensation Plan, Sections 3.13.

SECTION 14. REPEAL OF RESOLUTIONS

Resolution No. 15-05 adopted by the City Council on February 2, 2015, is hereby repealed and superseded by this resolution.

SECTION 15. EFFECTIVE DATE

The provisions of this resolution shall become effective upon passage and are retroactive to January 1, 2015.

ADOPTED BY THE CITY COUNCIL THIS 17TH DAY OF FEBRUARY, 2015.

APPROVED BY THE MAYOR THIS 17TH DAY OF FEBRUARY, 2015

Mayor

ATTEST:

City Manager

ROLL CALL ON ADOPTION: YEA NAY ABSENT

Councilor Nemlowill
 Herzig
 Price
 Warr
Mayor LaMear

MANAGER\RES\SALARY RES CURRENT 2-17-2015.DOC

SALARY SCHEDULES

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**GENERAL/PARKS EMPLOYEES
SCHEDULE A
EFFECTIVE JULY 1, 2014**

RANGE	STEP	MONTHLY	YEARLY	HOURLY
12	A	2,452.44	29,429	14.15
	B	2,575.06	30,901	14.86
	C	2,703.82	32,446	15.60
	D	2,839.01	34,068	16.38
	E	2,980.96	35,771	17.20
14	A	2,565.29	30,784	14.80
	B	2,693.56	32,323	15.54
	C	2,828.24	33,939	16.32
	D	2,969.65	35,636	17.13
	E	3,118.13	37,418	17.99
16	A	2,698.42	32,381	15.57
	B	2,833.34	34,000	16.35
	C	2,975.00	35,700	17.16
	D	3,123.75	37,485	18.02
	E	3,279.94	39,359	18.92
17	A	2,760.46	33,125	15.93
	B	2,898.48	34,782	16.72
	C	3,043.41	36,521	17.56
	D	3,195.58	38,347	18.44
	E	3,355.35	40,264	19.36
18	A	2,832.68	33,992	16.34
	B	2,974.32	35,692	17.16
	C	3,123.03	37,476	18.02
	D	3,279.18	39,350	18.92
	E	3,443.14	41,318	19.86
20	A	2,979.70	35,756	17.19
	B	3,128.68	37,544	18.05
	C	3,285.12	39,421	18.95
	D	3,449.37	41,392	19.90
	E	3,621.84	43,462	20.90
23	A	3,210.57	38,527	18.52
	B	3,371.10	40,453	19.45
	C	3,539.66	42,476	20.42
	D	3,716.64	44,600	21.44
	E	3,902.47	46,830	22.51
24	A	3,290.19	39,482	18.98
	B	3,454.70	41,456	19.93
	C	3,627.43	43,529	20.93
	D	3,808.81	45,706	21.97
	E	3,999.25	47,991	23.07
26	A	3,456.23	41,475	19.94
	B	3,629.05	43,549	20.94
	C	3,810.50	45,726	21.98
	D	4,001.02	48,012	23.08
	E	4,201.07	50,413	24.24
30	A	3,809.83	45,718	21.98
	B	4,000.32	48,004	23.08
	C	4,200.34	50,404	24.23
	D	4,410.36	52,924	25.44
	E	4,630.87	55,570	26.72

FIRE EMPLOYEES SCHEDULE B EFFECTIVE JANUARY 1, 2015					
RANGE	STEP	MONTHLY	YEARLY	HOURLY	OVERTIME
22	A	4,260.19	51,122	17.5076	26.2614
	B	4,473.20	53,678	18.3830	27.5745
	C	4,696.86	56,362	19.3022	28.9532
	D	4,931.70	59,180	20.2673	30.4009
	E	5,178.29	62,139	21.2806	31.9209
Includes 2.0% Stability					
	C	4,782.06	57,385	19.6523	29.4785
	D	5,016.90	60,203	20.6174	30.9261
	E	5,263.49	63,162	21.6308	32.4462
Includes 3.5% Stability					
	C	4,845.96	58,152	19.9149	29.8724
	D	5,080.81	60,970	20.8800	31.3201
	E	5,327.39	63,929	21.8934	32.8401
Includes 4.5% Stability					
	C	4,888.65	58,664	20.0903	30.1355
	D	5,123.49	61,482	21.0555	31.5832
	E	5,370.08	64,441	22.0688	33.1032
Includes 6.0% Stability					
	C	4,952.55	59,431	20.3530	30.5294
	D	5,187.40	62,249	21.3181	31.9771
	E	5,433.98	65,208	22.3314	33.4971
24	A	4,478.39	53,741	18.4044	27.6065
	B	4,702.31	56,428	19.3246	28.9869
	C	4,937.43	59,249	20.2908	30.4362
	D	5,184.21	62,211	21.3050	31.9575
	E	5,443.42	65,321	22.3702	33.5554
Includes 2.0% Stability					
	C	5,027.00	60,324	20.6589	30.9883
	D	5,273.78	63,285	21.6731	32.5096
	E	5,532.99	66,396	22.7383	34.1075
Includes 3.5% Stability					
	C	5,094.17	61,130	20.9350	31.4024
	D	5,340.96	64,091	21.9491	32.9237
	E	5,600.17	67,202	23.0144	34.5216
Includes 4.5% Stability					
	C	5,138.96	61,667	21.1190	31.6785
	D	5,385.74	64,629	22.1332	33.1998
	E	5,644.95	67,739	23.1984	34.7976
Includes 6.0% Stability					
	C	5,206.13	62,474	21.3951	32.0926
	D	5,452.92	65,435	22.4092	33.6139
	E	5,712.13	68,546	23.4745	35.2117

FIRE EMPLOYEES SCHEDULE B EFFECTIVE JANUARY 1, 2015					
RANGE	STEP	MONTHLY	YEARLY	HOURLY	OVERTIME
28	A	4,934.58	59,215	20.2791	30.4186
	B	5,181.30	62,176	21.2930	31.9396
	C	5,440.37	65,284	22.3577	33.5365
	D	5,712.39	68,549	23.4756	35.2134
	E	5,998.01	71,976	24.6493	36.9740
Includes 2.0% Stability					
	C	5,538.89	66,467	22.7626	34.1439
	D	5,810.91	69,731	23.8805	35.8207
	E	6,096.70	73,160	25.0549	37.5824
Includes 3.5% Stability					
	C	5,612.91	67,355	23.0668	34.6002
	D	5,885.10	70,621	24.1853	36.2780
	E	6,170.72	74,049	25.3591	38.0387
Includes 4.5% Stability					
	C	5,662.26	67,947	23.2696	34.9043
	D	5,934.44	71,213	24.3881	36.5822
	E	6,220.06	74,641	25.5619	38.3429
Includes 6.0% Stability					
	C	5,736.28	68,835	23.5737	35.3606
	D	6,008.46	72,102	24.6923	37.0385
	E	6,294.08	75,529	25.8661	38.7991

FIRE MANAGEMENT SCHEDULE B EFFECTIVE FEBRUARY 2, 2015			
JOB TITLE	MONTHLY	YEARLY	HOURLY
Deputy Fire Chief	7,478.29	92,456	43.1440
Fire Chief	8,244.01	98,928	47.5616

**POLICE EMPLOYEES
(SWORN & NONSWORN)
SCHEDULE C
EFFECTIVE JANUARY 1, 2015**

RANGE	STEP	MONTHLY	YEARLY	HOURLY
12	A	2,623.03	31,476	15.13
	B	2,754.18	33,050	15.89
	C	2,891.89	34,703	16.68
	D	3,036.48	36,438	17.52
	E	3,188.30	38,260	18.39
14	A	2,754.36	33,052	15.89
	B	2,892.08	34,705	16.69
	C	3,036.68	36,440	17.52
	D	3,188.51	38,262	18.40
	E	3,347.94	40,175	19.31
22	A	3,363.79	40,365	19.41
	B	3,531.98	42,384	20.38
	C	3,708.58	44,503	21.40
	D	3,894.01	46,728	22.47
	E	4,088.71	49,065	23.59
29	A	3,996.95	47,963	23.06
	B	4,196.80	50,362	24.21
	C	4,406.64	52,880	25.42
	D	4,626.97	55,524	26.69
	E	4,858.32	58,300	28.03
30	A	4,091.52	49,098	23.60
	B	4,296.10	51,553	24.79
	C	4,510.91	54,131	26.02
	D	4,736.46	56,838	27.33
	E	4,973.28	59,679	28.69
33	A	4,405.50	52,866	25.42
	B	4,625.78	55,509	26.69
	C	4,857.07	58,285	28.02
	D	5,099.92	61,199	29.42
	E	5,354.92	64,259	30.89

PUBLIC WORKS EMPLOYEES SCHEDULE D EFFECTIVE JULY 1, 2014				
RANGE	STEP	MONTHLY	YEARLY	HOURLY
14	A	2,759.45	33,113	15.92
	B	2,897.42	34,769	16.72
	C	3,042.29	36,508	17.55
	D	3,194.41	38,333	18.43
	E	3,354.13	40,250	19.35
16	A	2,895.40	34,745	16.70
	B	3,040.18	36,482	17.54
	C	3,192.18	38,306	18.42
	D	3,351.79	40,222	19.34
	E	3,519.38	42,233	20.30
18	A	3,042.07	36,505	17.55
	B	3,194.17	38,330	18.43
	C	3,353.88	40,247	19.35
	D	3,521.57	42,259	20.32
	E	3,697.65	44,372	21.33
20	A	3,199.14	38,390	18.46
	B	3,359.10	40,309	19.38
	C	3,527.05	42,325	20.35
	D	3,703.40	44,441	21.37
	E	3,888.57	46,663	22.43
22	A	3,370.46	40,445	19.44
	B	3,538.98	42,468	20.42
	C	3,715.93	44,591	21.44
	D	3,901.73	46,821	22.51
	E	4,096.81	49,162	23.64
24	A	3,535.19	42,422	20.40
	B	3,711.95	44,543	21.42
	C	3,897.55	46,771	22.49
	D	4,092.43	49,109	23.61
	E	4,297.05	51,565	24.79
25	A	3,625.67	43,508	20.92
	B	3,806.95	45,683	21.96
	C	3,997.30	47,968	23.06
	D	4,197.16	50,366	24.21
	E	4,407.02	52,884	25.43
26	A	3,715.94	44,591	21.44
	B	3,901.74	46,821	22.51
	C	4,096.83	49,162	23.64
	D	4,301.67	51,620	24.82
	E	4,516.75	54,201	26.06
28	A	3,893.74	46,725	22.46
	B	4,088.43	49,061	23.59
	C	4,292.85	51,514	24.77
	D	4,507.49	54,090	26.00
	E	4,732.87	56,794	27.31

NONUNION EMPLOYEES (NONSWORN) SCHEDULE E-1 EFFECTIVE JULY 1, 2014				
RANGE	STEP	MONTHLY	YEARLY	HOURLY
18	A	2,861.07	34,333	16.51
	B	3,004.12	36,049	17.33
	C	3,154.33	37,852	18.20
	D	3,312.04	39,745	19.11
	E	3,477.64	41,732	20.06
20	A	3,001.98	36,024	17.32
	B	3,152.07	37,825	18.19
	C	3,309.68	39,716	19.09
	D	3,475.16	41,702	20.05
	E	3,648.92	43,787	21.05
28	A	3,658.44	43,901	21.11
	B	3,841.36	46,096	22.16
	C	4,033.43	48,401	23.27
	D	4,235.10	50,821	24.43
	E	4,446.85	53,362	25.65
29	A	3,753.50	45,042	21.65
	B	3,941.17	47,294	22.74
	C	4,138.23	49,659	23.87
	D	4,345.14	52,142	25.07
	E	4,562.40	54,749	26.32
30	A	3,841.49	46,098	22.16
	B	4,033.56	48,403	23.27
	C	4,235.24	50,823	24.43
	D	4,447.00	53,364	25.66
	E	4,669.35	56,032	26.94
32	A	4,038.09	48,457	23.30
	B	4,240.00	50,880	24.46
	C	4,452.00	53,424	25.68
	D	4,674.60	56,095	26.97
	E	4,908.33	58,900	28.32
34	A	4,240.82	50,890	24.47
	B	4,452.87	53,434	25.69
	C	4,675.51	56,106	26.97
	D	4,909.28	58,911	28.32
	E	5,154.75	61,857	29.74
35	A	4,350.86	52,210	25.10
	B	4,568.41	54,821	26.36
	C	4,796.83	57,562	27.67
	D	5,036.67	60,440	29.06
	E	5,288.50	63,462	30.51
36	A	4,454.69	53,456	25.70
	B	4,677.43	56,129	26.99
	C	4,911.30	58,936	28.33
	D	5,156.87	61,882	29.75
	E	5,414.71	64,977	31.24

NONUNION EMPLOYEES (NONSWORN) SCHEDULE E-1 EFFECTIVE JULY 1, 2014				
RANGE	STEP	MONTHLY	YEARLY	HOURLY
38	A	4,689.54	56,275	27.06
	B	4,924.02	59,088	28.41
	C	5,170.22	62,043	29.83
	D	5,428.73	65,145	31.32
	E	5,700.17	68,402	32.89
40	A	4,932.00	59,184	28.45
	B	5,178.60	62,143	29.88
	C	5,437.53	65,250	31.37
	D	5,709.41	68,513	32.94
	E	5,994.88	71,939	34.59
42	A	5,183.00	62,196	29.90
	B	5,442.15	65,306	31.40
	C	5,714.26	68,571	32.97
	D	5,999.97	72,000	34.62
	E	6,299.97	75,600	36.35
45	A	5,577.33	66,928	32.18
	B	5,856.19	70,274	33.79
	C	6,149.00	73,788	35.48
	D	6,456.45	77,477	37.25
	E	6,779.27	81,351	39.11
47	A	5,858.06	70,297	33.80
	B	6,150.96	73,812	35.49
	C	6,458.51	77,502	37.26
	D	6,781.43	81,377	39.12
	E	7,120.50	85,446	41.08
48	A	6,003.86	72,046	34.64
	B	6,304.05	75,649	36.37
	C	6,619.25	79,431	38.19
	D	6,950.22	83,403	40.10
	E	7,297.73	87,573	42.10
49	A	6,154.70	73,856	35.51
	B	6,462.44	77,549	37.28
	C	6,785.56	81,427	39.15
	D	7,124.84	85,498	41.10
	E	7,481.08	89,773	43.16
51	A	6,462.62	77,551	37.28
	B	6,785.75	81,429	39.15
	C	7,125.04	85,500	41.11
	D	7,481.29	89,776	43.16
	E	7,855.36	94,264	45.32

NONUNION EMPLOYEES (SWORN) SCHEDULE E2A EFFECTIVE JULY 1, 2014				
RANGE	STEP	MONTHLY	YEARLY	HOURLY
29	A	3,773.05	45,276.57	21.77
	B	3,961.70	47,540.40	22.86
	C	4,159.78	49,917.42	24.00
	D	4,367.77	52,413.29	25.20
	E	4,586.16	55,033.95	26.46
39	A	4,831.75	57,981.02	27.88
	B	5,073.34	60,880.07	29.27
	C	5,327.01	63,924.08	30.73
	D	5,593.36	67,120.28	32.27
	E	5,873.02	70,476.30	33.88
40	A	4,955.40	59,464.75	28.59
	B	5,203.17	62,437.98	30.02
	C	5,463.32	65,559.88	31.52
	D	5,736.49	68,837.88	33.10
	E	6,023.31	72,279.77	34.75
42	A	5,208.90	62,506.82	30.05
	B	5,469.35	65,632.16	31.55
	C	5,742.81	68,913.77	33.13
	D	6,029.95	72,359.46	34.79
	E	6,331.45	75,977.43	36.53
48	A	6,032.36	72,388.28	34.80
	B	6,333.97	76,007.69	36.54
	C	6,650.67	79,808.08	38.37
	D	6,983.21	83,798.48	40.29
	E	7,332.37	87,988.41	42.30

NONUNION EMPLOYEES (SERGEANTS) SCHEDULE E-2B EFFECTIVE JANUARY 1, 2015				
RANGE	STEP	MONTHLY	YEARLY	HOURLY
36	A	4,724.75	56,697.36	27.26
	B	4,960.98	59,531.42	28.62
	C	5,209.03	62,507.89	30.05
	D	5,469.48	65,633.84	31.55
	E	5,742.96	68,915.33	33.13

**TEMPORARY EMPLOYEES
SCHEDULE F
EFFECTIVE JANUARY 1, 2014**

RANGE	STEP	HOURLY	RANGE	STEP	HOURLY
1A	1	9.10	2	1	21.00
	2	9.25		2	22.00
	3	9.50		3	23.00
	4	9.75		4	24.00
	5	10.00		5	25.00
	6	10.25		6	26.00
	7	10.50		7	27.00
	8	10.75		8	28.00
	9	11.00		9	29.00
	10	11.25		10	30.00
	11	11.50		11	31.00
	12	11.75		12	32.00
	13	12.00		13	33.00
	14	12.25		14	34.00
	15	12.50		15	35.00
RANGE	STEP	HOURLY	RANGE	STEP	HOURLY
1B	1	12.75	3	1	37.50
	2	13.00		2	40.00
	3	13.25		3	42.50
	4	13.50		4	45.00
	5	13.75		5	47.50
	6	14.00		6	50.00
	7	14.25		7	52.50
	8	14.50		8	55.00
	9	14.75		9	57.50
	10	15.00		10	60.00
	11	15.25		11	62.50
	12	15.50		12	65.00
	13	15.75		13	67.50
	14	16.00		14	70.00
	15	16.25		15	72.50
RANGE	STEP	HOURLY	RANGE	STEP	HOURLY
1C	1	16.50	4	1	80.00
	2	16.75		2	85.00
	3	17.00		3	90.00
	4	17.25		4	95.00
	5	17.50		5	100.00
	6	17.75		6	105.00
	7	18.00		7	110.00
	8	18.25		8	115.00
	9	18.50		9	120.00
	10	18.75		10	125.00
	11	19.00	RANGE	STEP	HOURLY
	12	19.25	5	1	130.00
	13	19.50		2	140.00
	14	19.75		3	150.00
	15	20.00		4	160.00
				5	170.00
				6	180.00
				7	190.00
				8	200.00

**GENERAL TEMPORARY EMPLOYEES
SCHEDULE F-2
EFFECTIVE JULY 1, 2013**

RANGE	STEP	MONTHLY	YEARLY	HOURLY
14	A	1,585.94	19,031	9.1496
	B	1,665.23	19,983	9.6071
	C	1,748.50	20,982	10.0870
	D	1,835.92	22,031	10.5920
	E	1,927.72	23,133	11.1210
16	A	1,666.40	19,997	9.6139
	B	1,749.72	20,997	10.0950
	C	1,837.21	22,047	10.5990
	D	1,929.07	23,149	11.1290
	E	2,025.52	24,306	11.6860
19	A	1,792.86	21,514	10.3430
	B	1,882.50	22,590	10.8610
	C	1,976.63	23,720	11.4040
	D	2,075.46	24,906	11.9740
	E	2,179.23	26,151	12.5730
24	A	2,029.61	24,355	11.7090
	B	2,131.09	25,573	12.2950
	C	2,237.65	26,852	12.9100
	D	2,349.53	28,194	13.5550
	E	2,467.01	29,604	14.233
31	A	2,380.73	28,569	13.7350
	B	2,499.77	29,997	14.4220
	C	2,624.75	31,497	15.1430
	D	2,755.99	33,072	15.9000
	E	2,893.79	34,726	16.6950



CITY OF ASTORIA
POLICE DEPARTMENT

February 9, 2015

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: GRANT OPPORTUNITY – OREGON IMPACT

DISCUSSION/ANALYSIS

The Police Department has identified the ability to obtain funds to conduct overtime enforcement activities related to pedestrian safety. The grant funds are available from Oregon Impact. These dollars are specifically tied to pedestrian crossing enforcement targeting driver behavior. To comply with the grant terms, the Department must conduct the enforcement following strict guidelines issued by Oregon Impact. These guidelines include doing the enforcement at marked crosswalks, during daylight hours and non-inclement weather. The non-inclement weather focuses the enforcement in the summer months in order to increase the likelihood of not having to cancel scheduled events.

The Department feels it can adequately staff and perform two of these focused activities during the grant period while following the guidelines issued by Oregon Impact. These activities, and the cost of training the activity coordinator, would total approximately \$1,400.00. This is the amount of funds the Department would request from Oregon Impact.

RECOMMENDATION

It is recommended that Council approve the application for and acceptance of funds totaling \$1,400.00 from Oregon Impact.

A handwritten signature in dark ink, consisting of several fluid, overlapping strokes.

Brad Johnston
Chief of Police
Assistant City Manager



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

February 4, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: **LICENSE TO OCCUPY A PORTION OF THE 18TH STREET RIGHT OF WAY**

DISCUSSION/ANALYSIS

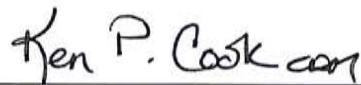
Thomas and Merianne Myers have applied for a license to occupy a portion of the 18th Street Right of Way adjacent to property located at 577 18th Street. The Myers would like to construct a fence and maintain a vegetable garden in this portion of the 18th Street Right of Way as seen in the attached map.

Staff has reviewed the Myers request and recommends a License to Occupy be approved with a condition that the height of the fence be no taller than 30 inches to maintain vision clearance as stipulated in Astoria Ordinance No. 14-04. Vision clearance area associated with a driveway is required to allow vehicles entering and exiting the driveway a clear line-of-sight to minimize vehicular and pedestrian conflicts.

City Attorney, Blair Henningsgaard has approved, as to form, the attached License Agreement.

RECOMMENDATION

It is recommended that the Astoria City Council approve a license to occupy a portion of the 18th Street Right of Way.

Submitted by: 
Ken P. Cook, Public Works Director

Prepared by: 
Cindy D. Maynard, PW Administrative Assistant

Proposed License to Occupy
Approx. 10'x26.5' area adjacent
to 577 18th St.
N. 50' Lots 11,12; Block 112; Shivelys

February 4, 2015



Scale: 1"=40'



**After recording, return to:
Public Works Administration
City of Astoria
1095 Duane Street
Astoria, OR 97103**

LICENSE

AN AGREEMENT, made and entered into this ____ day of _____, 2015 between the CITY OF ASTORIA, a municipal corporation of the State of Oregon, hereinafter referred to as "City", and Thomas and Merianne Myers, 577 18th Street Astoria, OR 97103, hereinafter referred to as "Meyers".

WITNESSETH:

WHEREAS, the Meyers are the owners of certain real property in Astoria, Oregon, hereinafter referred to as "the Meyers property", and more particularly described as: the Northerly 50 feet of Lots 11 and 12, Block 112 ASTORIA, in the City of Astoria, County of Clatsop and State of Oregon, and

WHEREAS, City is the owner of a public street right-of-way adjacent to and abutting the Meyers property, hereinafter referred to as "the 18th Street right-of-way", and

WHEREAS, the Meyers want to construct a fence and maintain a vegetable garden, hereinafter referred to as "the fence and garden", on a portion of the 18th Street right-of-way, as it abuts the Meyers property, and

WHEREAS, the Meyers have requested from City the right to locate the fence and garden on the 18th Street right-of-way, as shown on the attached sketch.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND PROMISES CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

- 1) City grants permission to the Meyers and the Meyers accept City's permission to construct the fence and garden on the 18th Street right-of-way as shown on attached sketch.
- 2) Fences must comply with the provisions of the Astoria Development Code with respect to fence height, location and other factors.
- 3) Access to water, sanitary sewer and storm drainage appurtenances must be maintained at all times. A clearance of 12 inches shall be maintained around the water meter.
- 4) The Meyers's use of the 18th Street right-of-way is not "adverse" or contrary to the City in any way.
- 5) Neither the Meyers nor any subsequent owner or occupant of the fence and garden will acquire any prescriptive rights in the 18th Street right-of-way.
- 6) City may revoke its permission for the Meyers's continued use of the fence and garden on the 18th Street right-of-way for any reason upon sixty days prior written notice to the Meyers. Upon such notice, the Meyers or subsequent owner will remove the fence and garden forthwith from the 18th Street right-of-way at their sole expense and restore right-of-way to a condition acceptable to the City.

7) The Meyers or their successor shall forever defend, indemnify and hold City harmless from any and all claim, loss or liability arising out of or in any way connected with their use of the 18th Street right-of-way, their conduct with respect to the same, or any condition thereof. In the event of any litigation or proceeding brought against City arising out of or in any way connected with any of the foregoing events or claims, the Meyers or their successor shall, upon notice from City, vigorously resist and defend against such actions or proceedings through legal counsel reasonably satisfactory to City.

8) The provision, covenants and agreements of this license shall be binding upon and inure to the benefit of the heirs, personal representatives, successors and permissible assigns of the parties hereto.

9) In the event suit or action is instituted to enforce any of the terms of this license agreement, the prevailing party shall be entitled to recover from the other party such sum as the Court may adjudge reasonable as attorney fees at trial or on appeal of such suit or action, in addition to all other sums provided by law.

CITY OF ASTORIA, a
municipal corporation of
the State of Oregon,

CITY:

By: _____
Mayor

Attest: _____
City Manager

Property Owner



CITY OF ASTORIA
POLICE
DEPARTMENT

March 6, 2015

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ORDINANCE AMENDING ASTORIA CITY CODE SECTIONS 8.825
THROUGH 8.885 PERTAINING TO MERCHANT POLICEMEN,
WATCHMEN, AND GUARDS

DISCUSSION/ANALYSIS

This ordinance received its first reading at the February 2, 2015 City Council meeting. In the 1990s the Oregon Department of Public Safety Standards and Training (DPSST) was given regulatory authority over security guards by the Oregon Legislature. This change created a licensing structure that was more rigorous than that of the City Code and created an unnecessary duplication. Amending the City Code removes the unnecessary duplication. The City Attorney has reviewed the revisions and concurs.

RECOMMENDATION

It is recommended that Council conduct the second reading and adopt this ordinance.

A stylized, handwritten signature in dark ink, consisting of several sweeping, connected strokes.

Brad Johnston
Chief of Police
Assistant City Manager

ORDINANCE NO. 15-_____

AN ORDINANCE AMENDING THE EXISTING SUBTITLE AND SECTIONS 8.825 THROUGH 8.885 PERTAINING TO "MERCHANT POLICEMEN, WATCHMEN, AND GUARDS" AND ENACTING NEW SECTIONS 8.825 THROUGH 8.850 REGARDING "LICENSED SECURITY GUARDS" OF THE ASTORIA CODE

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

Section 1. Astoria City Code Sections 8.825 through 8.850 are amended by deleting the existing subtitle and sections and replacing them as follows:

"Licensed Security Guards"

8.825 **Definitions.** In Sections 8.825 through 8.850 of this code the following terms mean:

- (a) Security Guard. Any person engaged in the business of watching, guarding or protecting any premises, property or persons who is certified by the Oregon Department of Public Safety Standards and Training Department.

8.830 **License Required.** It shall be unlawful for any person to own or operate a security guard business or engage in business as a security guard, except as provided in and authorized by this chapter and without having first obtained a license from the city. Licenses as required by this chapter shall be in addition to those required by the Astoria Code Sections 8.000 through 8.035.

8.835 **Licenses – Nontransferable.** No business license granted under the provisions of this chapter shall be transferable.

8.840 **Periodic Investigations by Chief of Police.** It shall be the duty of the chief of police to make periodic investigations of the activities of any licensee under this chapter and to ascertain any and all information which may be of benefit to the council in determining whether or not such license should be continued in force and effect.

8.845 **Rules and Regulations.** The city manager, with the approval of the city council, may issue and promulgate from time to time rules and regulations to protect the health, safety and peace of the citizens of the city in relation to the merchant police business. Such rules may require reports to be furnished to the chief of police concerning the licensee and those employed by the licensee. *[Section 8.875 added by Ordinance No. 66-05, enacted July 18, 1966.]*

8.850 **Uniforms, Badges, Buttons, etc.** Every person desiring to provide services of a security guard, as authorized and licensed under provisions of this code, shall provide or cause to be worn at any and all times that such employee is

actually engaged in the duties as specified in this code, a distinctive uniform. It shall be unlawful for any security guard regulated under this code, and not a member of the police or fire department, to wear a uniform, cap, badge, or buttons similar to or in imitation of the official uniform, cap, badge, or buttons at the time in use by the members of the police and/or fire department. It shall further be unlawful for any person to wear any officially approved and designated uniform, or part thereof, of any security guard unless such person is actually employed by a bona fide agency licensed under this chapter or to misrepresent himself as being an agent of such."

Section 2. Effective Date. This ordinance will be effective 30 days following the date of its passage by the City Council.

ADOPTED BY THE CITY COUNCIL THIS 17TH DAY OF FEBRUARY, 2015.

APPROVED BY THE MAYOR THIS 17TH DAY OF FEBRUARY, 2015.

Mayor

ATTEST:

City Manager

ROLL CALL ON ADOPTION	YEA	NAY	ABSENT
Councilor Nemlowill			
Herzig			
Price			
Warr			
Mayor LaMear			



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

February 6, 2015

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: **FRANKLIN AVENUE SEWER REPLACEMENT PROJECT – COLUMBIA LUTHERAN CHARITIES (COLUMBIA MEMORIAL HOSPITAL) EASEMENT**

DISCUSSION/ANALYSIS

The Franklin Avenue Sewer Replacement Project has been completed. It included installation of 550 feet of 15" diameter PVC sewer pipe, five manholes, three sewer laterals, and associated restoration work. A section of the new combined sewer pipe crosses a portion of property owned by Columbia Lutheran Charities (Columbia Memorial Hospital). The existing, replaced, pipe was also located in this area, but a recorded easement for this infrastructure does not appear to be in place.

City Staff worked with representatives from Columbia Memorial Hospital to prepare a new 15-foot wide utility easement. The easement formally documents the presence of the combined sewer line on their property. The easement and supporting documents are attached to this memo. The document has been reviewed by the City Attorney, and was approved by Columbia Lutheran Charities at their February 5, 2015 Board Meeting. There is no monetary exchange associated with the easement. The fully executed easement document will be recorded at the County.

RECOMMENDATION

It is recommended that City Council approve the easement from Columbia Lutheran Charities (Columbia Memorial Hospital) for the combined sewer line that crosses a portion of their property.

Submitted By 
Ken P. Cook, Public Works Director

Prepared By NATHAN CRATER 
Nathan Crater, Assistant City Engineer

Columbia Lutheran Charities
DBA Columbia Memorial Hospital
800 Exchange Street
2111 Exchange St.
Astoria, Oregon 97103

Grantor

City of Astoria
1095 Duane St.
Astoria, OR 97138

Grantee

After Recording, Return to:
City of Astoria
1095 Duane St.
Astoria, OR 97138

UTILITY EASEMENT

Columbia Lutheran Charities, Grantor, hereby grants to the City of Astoria, Grantee, a perpetual non-exclusive easement for placement, maintenance and repair of a 15" combined sewer, over, under and across the property legally described on the attached Exhibit A.

Taxlot Key: 080908DD06800

Situs Address: 2265 Exchange St., Astoria, OR 97103

The true and actual consideration paid for this utility easement, stated in terms of dollars, is other than cash.

Grantee shall have the right at all times to enter the premises described above for the purpose of installing, constructing, repairing and maintaining the Combined Sewer. All cost of Grantee's work shall be borne by Grantee.

Grantee agrees to indemnify and defend Grantor from any loss, claim or liability to Grantor arising in any manner out of Grantee's use of the easement. Grantee shall pay for any property of Grantor's damaged by Grantee's use of this easement. Grantee assumes all risk arising out of its use of the easement and Grantor shall have no liability to Grantee or others for any condition existing thereon.

Grantor may use the property subject to this easement for any purpose not inconsistent with the terms herein.

The rights, covenants and obligations contained in this easement shall bind, burden and benefit each party's successors and assigns.

6 IN WITNESS WHEREOF, the Grantors and Grantee have executed this instrument this
day of February, 2015.

Grantor:
Columbia Lutheran Charities

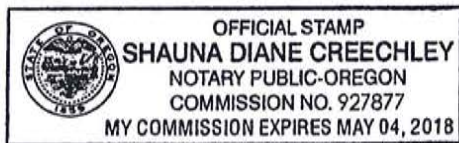
Grantee:
City of Astoria

By: 
Erik Thorsen, Chief Executive Officer

By: _____
Arline LaMear, Mayor

STATE OF OREGON)
) ss.
County of Clatsop)

This instrument was acknowledged before me on February 6, 2015 by Erik Thorsen, as
Chief Executive Officer for Columbia Lutheran Charities.




NOTARY PUBLIC FOR OREGON
My Commission Expires:

STATE OF OREGON)
) ss.
County of Clatsop)

This instrument was acknowledged before me on February _____, 2015 by Arline LaMear, as
Mayor of the City of Astoria.

NOTARY PUBLIC FOR OREGON
My Commission Expires:

Exhibit A

Page 1 of 2



Hanmi Global Partner

4253-a hwy 101 n • seaside, oregon 97138

ph (503) 738-3425 • fax (503) 738-7455

www.otak.com

Legal Description of Easement

From Columbia Memorial Hospital to City of Astoria

December 10, 2014

A fifteen foot wide easement for the repair and maintenance of existing sanitary sewer lines and appurtenances over, under and across a portion of that property described in deed Book 1035, Page 587, Clatsop County Deed Records, also known as Lot 12, Block 141, Shivelys Astoria, being 7.50 feet of equal width on either side of the following described easement centerline;

Commencing at the Southeast corner of Lot 12, Block 141, Shivelys Astoria, according to the Plat thereof;

Thence along the East line of said Lot 12, North 02°08'17" West, a distance of 84.55 feet to the **Point of Beginning** of the centerline of the easement herein described;

Thence South 30°31'35" West, a distance of 27.75 feet to a point;

Thence South 10°01'50" West, a distance of 30.64 feet to a point;

Thence South 25°58'10" East, a distance of 34.14 feet to a point on the South line of Lot 12, Block 141, Shivelys Astoria, being the terminus of the centerline of the easement herein described.

Bearings based on Oregon State Plane Coordinate System, North Zone (3601), NAD 83 (CORS 96).

Located in the SW quarter Section 9, Township 8 North, Range 9 West of the Willamette Meridian.



RENEWAL DATE: DEC. 31, 15

Exhibit Map

Page 2 of 2

MARINE DRIVE

NOTES

1. THE PURPOSE OF THIS MAP IS TO GRAPHICALLY DEPICT THE LOCATION OF A 15' WIDE EASEMENT FOR REPAIR AND MAINTENANCE OF EXISTING SANITARY SEWER LINES AND APPURTENANCES GRANTED FROM COLUMBIA MEMORIAL HOSPITAL TO THE CITY OF ASTORIA.

2. BASIS OF BEARING FOR THIS MAP IS OREGON STATE PLANE COORDINATE SYSTEM, NORTH ZONE (3601) NAD 83 (CORS 96) BASED ON GPS OBSERVATIONS.

3. LOCATION OF EASEMENT BASED ON FIELD TIES AND DATA RECEIVED FROM CITY OF ASTORIA ENGINEERING STAFF.

Ⓢ INDICATES EXISTING SANITARY SEWER MANHOLES

EASEMENT LINE TABLE

L1= S30°31'35"W, 27.75'
L2= S10°01'50"W, 30.64'
L3= S25°58'10"E, 34.14'

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Dale N. Barrett

OREGON
JULY 16, 1982
DALE N. BARRETT
1979

RENEWES: DECEMBER 31, 2015

VACATED STREET PER
ORD# 14-07,
INST# 201405948

S02°08'17"E, 215.45'

FRANKLIN AVE.

26TH ST.

SCALE:
1" = 50'

23RD STREET

ASTORIA

S87°53'00"W
7.64'

N02°08'17"W
84.55'

15' WIDE
EASEMENT

TAX LOT
6800

COLUMBIA
MEMORIAL
HOSPITAL

141

11

12

7

5

EXHIBIT MAP FOR:

CITY OF ASTORIA
SANITARY SEWER EASEMENT
LOT 12, BLOCK 141
SHIVELY'S ASTORIA

SECTION 9, T8N, R9W, W.M.

CITY OF ASTORIA, CLATSOP COUNTY, OREGON



- SURVEYING
- CIVIL ENGINEERING
- PLANNING
- WATER & NATURAL RESOURCES
- WETLAND CONSULTING

CLATSOP COUNTY

4253-A HWY 101 N.
GEARHART, OR 97138
(503) 738-3425
FAX: (503) 738-7455

TILLAMOOK COUNTY

PHONE (503) 368-5394

PACIFIC COUNTY

PHONE (360) 842-4454

WWW.OTAK.COM

DATE
DEC. 10, 2014

JOB NO.
67269C

EQUIPMENT
S6/R8/TSC3

FIELD
MCW/MSM

DRAWN
RAP

CHECKED
DNB



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

ASTORIA CITY COUNCIL DRAFT GOALS FISCAL YEAR 2015-2016

- **Library goal (language to be determined by City Council)**
- **Heritage Square goal (language to be determined by City Council)**
- **Begin development of a City of Astoria strategic plan / vision**
- **Promote positive economic development through strengthening partnerships and streamlining processes**
- **Improve the safety and efficiency of the transportation system by: advocating for the bypass; an evaluation of downtown chair walls; and fixing pedestrian problems**
- **Promote housing that Astorians can afford**
- **Continue implementation of the Riverfront Vision Plan**
- **Develop a City of Astoria parks masterplan**
- **Address cemetery maintenance / funding issues**
- **Develop a masterplan for the western entrance to Astoria**
- **Hold an emergency preparedness presentation oriented to citizens of Astoria**



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

WORK SESSION – ITEM 9(a) LIBRARY GOAL

**NO DOCUMENTATION IS INCLUDED
FOR THIS AGENDA ITEM**



CITY OF ASTORIA
Founded 1811 • Incorporated 1856

**WORK SESSION – ITEM 9(b)
PUBLIC COMMENTS REGARDING
LIBRARY GOAL**

**NO DOCUMENTATION IS INCLUDED
FOR THIS AGENDA ITEM**
