

**I. CALL TO ORDER** : Mayor Stevie Burden called the Wheeler City Council meeting to order at 7:00 pm, Wheeler City Hall.

**II. ROLL CALL** : Stevie Burden, Loren Remy, Dave Bell, Virgil Staben and Bill Mullen.  
Excused Absence: Karen Matthews. Staff Present: Jeff Aprati and Lori Rieger

**III. INTRODUCTIONS**

Public Present: Bill Baertlein, Dan Biggs Mike Sims  
Media Present: Dave Fisher, North Coast Citizen

**VII. PROCLAMATIONS, PRESENTATIONS & GUESTS**

A. **Proclamations:** none

B. **Presentations:** Wheeler Pioneer Award for Virgil Staben

**Guest:**

- Commissioner Baertlein and Dan Biggs re: Transient Lodging Taxes: Commissioner Baertlein and Mr. Biggs explained the history and the details of the proposal supported by the County, which would include a 9% county tax with and 8% credit for cities. Mr. Biggs explained the benefits that this additional revenue would have for supporting the tourism economy in the county.
- Officer Mike Sims re: View of the West: Office Sims explained that the View of the West, having been vacant for a number of years, has become unsafe, both in terms of its structural stability and its potential for sheltering suspects evading the police. He indicated that officers are reluctant to enter the property due to its dangerous condition. Council expressed its desire for staff to pursue this issue under the abatement provisions of the Nuisance Ordinance.

**IV. PUBLIC COMMENTS ON NON-AGENDA ITEMS** : none

**V. CONSENT CALENDAR**

A. **Additions or Deletions to Agenda:**

B. **Wheeler City Council Minutes of May 21, 2013**

C. **Financial Reports for May 2013**

Bell moved to adopt Consent Calendar as presented, Staben 2<sup>nd</sup> motion. All for the vote, 4-0.

**VI. ANNOUNCEMENTS, APPOINTMENTS & CORRESPONDENCE**

A. **Announcements:** none

B. **Appointments:** none

**C. Correspondence:**

- Manzanita Department of Public Safety May 2013 Report

**VIII. CITY MANAGER & PUBLIC WORKS DEPARTMENT REPORT**

**City Manager Report:**

As you know, the issue of sandwich board signs in the sidewalks has been around for quite a while. The primary concern from the City's point of view is liability. If someone were to trip over a sign for instance, the City could be held liable despite the fact that it is technically ODOT's right-of-way. The City has an agreement with ODOT that gives the City management responsibility over the sidewalks.

I believe this challenge can be dealt with by instituting a new program of requiring businesses with sandwich boards to obtain a special permit from the City. The permit would ensure that the business takes on the liability, and would require at least 36 inches of clearance to fulfill ADA requirements. There is an example of such a permit from the City of Astoria included in the packet, and I am working with Joel on adding some wording on liability. I would suggest that the permit be expanded to tables and chairs, as well as plants or other objects that businesses may wish to place in the right-of-way. My plan is to bring a proposed permit and enacting resolution to the next meeting for your approval. Alternatively, if the Council would prefer, we could hold a special workshop dedicated to this issue.

As you can see from the newspaper, our Centennial activities are moving forward. Staff and volunteers are organizing a Centennial Picnic for July 20 from 1:00 to 4:00 in Waterfront Park. The plan is to have music from Coaster; hot dogs sold by the Lions Club, and hopefully donated Tillamook ice cream. It would also be great to use this as an opportunity to dedicate the historic photo installation in the train station – perhaps a ribbon cutting and a short speech.

The Scenic Railroad train ride is Friday the 21<sup>st</sup>. The train should arrive at 9:30 a.m. and will depart at 10:00. They estimate it to be a 4-5 hour round trip. Lunch will be provided and there will be a meeting of the Salmonberry Coalition along the way and at the turnaround point.

**Public Works Report:**

The community garden at Upper Park was completed this month. The soil was amended with compost and lime and tilled in. Eight plots (raised beds) were constructed utilizing wood obtained from the Nehalem State Park, which was donated left over picnic table materials. Deer fencing was procured from the TCCA farm store and stretched on posts that had been stored at the city pipe yard. The paths around the plots were covered with recycled card board and covered with wood chips donated by Dave and Jan Bell. City staff also ran ¾" PVC from the existing sprinkler system and set a water spigot inside the fenced garden area for irrigation.

An ongoing clean-up project of power washing sidewalks and curbs this past week, this also was to prep for applying yellow traffic paint to curbing along Hwy. 101 and some of the downtown are. This project will be completed as weather permits.

The Third Str. storm water Master Plan project is in progress and will be completed June 13<sup>th</sup>. This project consists of excavating 3<sup>rd</sup> St. between Hemlock and Spruce to replace a 6" steel culvert with 15" ADS double

wall culvert. We have encountered wire and pipe crossings which have proved to make this project difficult at times but manageable. Staff will also be installing one new water service line at 63 third Str. due to this line needing to be moved for clearance. Two new Catch basins will be installed with 180 feet of new culvert.

**City Planner Report:** none

**IX. COMMITTEE REPORTS**

**Planning Commission-** Minutes for June 2013 Planning Commission meeting

**Parks Committee** – Minutes for May 2013 Park Committee meeting

**Visioning Committee:** none

**Emergency Preparedness Committee:** No meeting in June, being rescheduled for July

**X. PUBLIC HEARING :**

- a. Hearing on Fiscal Year 2013-2014 Budget, approved by Budget Committee on May 3, 2013. Mayor Burden opened Public Hearing at 8:15, no public comment. Public Hearing closed on 8:17.

**XI. GENERAL BUSINESS:**

**1. Old Business**

- a. Resolution 2013-10 Adopting the Fiscal Year 2013-2014 Budget: Bell moved to adopt Resolution No. 2013-10 a Resolution of the City Council of the City of Wheeler adopting the Fiscal Year 2013-2014 Budget, Making Appropriations, Imposing Taxes and Categorizing Taxes. Remy 2<sup>nd</sup> motion, all for the vote. 4-0.
- b. Resolution 2013-11 Accepting State Shared Revenue Funds: Mullen moved to adopt Resolution No. 2013-11 a Resolution of the City Council of the City of Wheeler Declaring Its Election to Receive State Revenues. Remy 2<sup>nd</sup> motion, all for the vote. 4-0.
- c. Resolution 2013-13 Amending parameters of the Citizens Advisory Committee: Mullen moved to adopt Resolution No. 2013-13 a Resolution of the City Council of the City of Wheeler Amending Certain parameters of the Citizens Advisory Committee. Staben 2<sup>nd</sup> motion, all for the vote. 4-0.
- d. Appointment of Alternate Members to the Citizens Advisory Committee: Remy moved to Appoint Gail Leber and Marjorie Thomas as Alternate Member to the Citizens Advisory Committee. Bell 2<sup>nd</sup> motion, all for the vote. 4-0.

Staff is to notify Gail and Marjorie by letter notifying them of their appointment.

- e. Clarifying discussion of speed limit on Gregory Street: Councils consensus is to put back to back “SLOW” signs up to see how it will help with citizen concerns and will revisit the issue at a later date.
- f. Discussion of ranking results for the City’s OPRD grant for Botts Marsh Park: The results of the review committee’s scoring show that Wheeler’s project was not chosen for funding in this cycle, though we were very close to the cutoff line. Council discussed the potential for reapplying in the next funding cycle if the property is still available and the steps the city

could take to make its application even more competitive.

**2. New Business**

- a. Consideration of request from Wheeler on the Bay Lodge to extend its dock approximately five feet in front of City property: Bell moved to approve Wheeler on the Bay Lodge to extend its dock five feet in front of City property. Remy 2<sup>nd</sup> motion, all for the vote. 4-0.
- b. Resolution 2013-12 Amending the Staff Salary Schedule: Mullen moved to adopt Resolution No. 2013-12 a Resolution of the City Council of the City of Wheeler Approving Amended Salary Ranges for City Employees. Staben 2<sup>nd</sup> motion, all for the vote. 4-0.
- c. Discussion of streets to include in the City's 2014 ODOT SCA paving grant:
- d. Consideration of application to serve on Park Committee: Bell moved to appoint Terrill J. Michelsen to serve on City of Wheeler Parks and Recreation Committee. Staben 2<sup>nd</sup> motion, all for the vote. 4-0.

**XII. MAYOR & COUNCILOR COMMENTS**

Mayor Burden suggested City Council go back to holding meetings at an ADA accessible facility. City Manager will call Nehalem Valley Care Center about meetings being held there.

**XIII. ADJOURNMENT: 9:11**

**XIV. EXECUTIVE SESSION none**

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Stevie S. Burden, Mayor

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Jeff Aprati, City Manager

Lori Bennett, Transcriber