

MINUTES
Warrenton City Commission
Regular Meeting - February 23, 2016
6:00 p.m.
Warrenton City Hall - Commission Chambers
225 S. Main
Warrenton, Or 97146

Mayor Mark Kujala called the meeting to order at 6:12 p.m., then led the public in the Pledge of Allegiance.

Commissioners Present: Tom Dyer, Rick Newton, Henry Balensifer, Pam Ackley, Mayor Mark Kujala

Staff Present: City Manager Kurt Fritsch, City Attorney Harold Snow, City Recorder Linda Engbretson, Police Chief Mathew Workman, Interim Public Works Director Ed Wegner, Public Works Foreman Craig Walter, Wastewater Treatment Plant Superintendent Kyle Sharpsteen, Finance Director April Clark, Fire Chief Tim Demers.

Mayor Mark Kujala introduced Mr. David Goldthorpe. Mr. Goldthorpe explained he is running for Clatsop County Circuit Court Judge. He said he is a Warrenton resident, and he wanted to introduce himself and be a part of the meeting.

COMMISSIONER COMMENTS

Commissioner Dyer - thanked the community for its support relating to the recent death of Officer Goodding and the concern and support shown to law enforcement in general.

Commissioner Balensifer - explained he received a request to place a garbage can on the east side of Hammond Marina for residents who clean up the area.

Commissioner Ackley - Clatsop County Way to Wellville has applied for a grant for technical assistant to look at options for a universal preschool in the county. She said it looks very positive and they've received widespread support.

City Manager Fritsch - said he would like to withdraw item 6A from the Agenda. Legal Counsel has advised the Warrenton School District's Waiver Request is not necessary.

CONSENT CALENDAR

- A. City Commission Regular Meeting Minutes - 02/09/16
- B. Police Dept. January Statistics Report
- C. Warrenton/Hammond Marinas Monthly Report
- D. Fire Dept. Activity Report - December 2015
- E. Fire Dept. Activity Report - January 2016

Commissioner Balensifer stated he is very appreciative of fire department personnel and how much time the staff and volunteers give to the community. He noted their compassion and professionalism to those in need of their services.

Commissioner Henry Balensifer made the motion to accept the Consent Calendar as presented. Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

BUSINESS

Police Chief Mathew Workman presented Ordinance No. 1200A which addresses the feeding of wildlife in the City Limits. He noted incidents last fall between humans and an aggressive elk. Chief Workman reported people have started feeding the elk; they are starting to be domesticated, and this is a very dangerous situation. The proposed ordinance prohibits the feeding of wildlife (animals in addition to elk are defined), but still allows people to enjoy wildlife. He noted the Oregon Department of Fish and Wildlife has reported that the changing patterns (domestication) of the elk are increasing the carnivore activity in populated neighborhoods. Discussion followed that waterfowl is listed in the ordinance. People like to feed the ducks and this would prohibit that, and it would be best to remove that language.

Commissioner Henry Balensifer made the motion to conduct the first reading of Ordinance No. 1200A, by title only, with waterfowl removed from definition F. Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

Mayor Mark Kujala conducted the first reading by title of Ordinance No. 1200A; *Amending Warrenton Municipal Code Title and adding section 6.09 "Feeding of Wildlife Prohibited."*

Ordinance No. 1199A, regarding migratory game bird hunting in the city limits, was first introduced at the February 9 meeting where the first reading by title was completed.

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Commissioner Henry Balensifer made the motion to conduct the second reading by title only of Ordinance No. 1199A. Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

Mayor Mark Kujala conducted the second reading by title of Ordinance No. 1199A; *Describing those Areas within the City of Warrenton Open to Migratory Game Bird Hunting and Repealing Ordinance No. 905A and 990A.*

Commissioner Henry Balensifer made the motion to adopt Ordinance No. 1199A. Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

Resolution No. 2456 listing appointments to the Warrenton Community Library Board and setting terms of office was presented for consideration. Commissioner Henry Balensifer noted his wife is on this board, but he will receive no monetary benefit by voting in favor of the resolution.

Commissioner Pam Ackley made the motion to adopt Resolution No. 2456; *Authorizing Appointments to Fill Positions on the Warrenton Community Library Board and Setting Terms of Office.* Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

PUBLIC COMMENT

Mr. Marlin Larsen, stated he is the owner of property near the Hammond Marina. He wanted to advise the Commission of his plans to develop the property. The Commission thanked Mr. Larsen but the Mayor noted it would be inappropriate for them to hear his presentation, as it's a pending land use action that could be heard by the City Commission if a decision from the Planning Commission is appealed.

Mr. Jim Gannaway, co-owner of Gannaway Brothers Jewelers located on Marlin near the proposed crisis respite center expressed his concerns regarding the location of the center. He stated these clients can totally disrupt a business. He asked why it couldn't be out in the country away from businesses.

Kathy Merrick, Warrenton, asked if the City has received anything from the Hearings Officer for the OLNG public hearing. City Manager Fritsch said the City expects to have a package from Mr. Kearns within the next two weeks. Ms. Merrick stated she is against the LNG plant.

Mr. Pat O'Grady, Warrenton Business Owner, presented a letter regarding the Sea Lion

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population in the Columbia River. He said he presented a copy of this letter to the Port of Astoria Commission. He said Sea Lions are a huge problem and something needs to be done. He asked that the City Commission provide input to the Port regarding the problems they cause and to seek a solution to getting them out of the river.

At 6:49 p.m., Mayor Kujala adjourned the regular meeting and announced the Commission would meet in an executive session, under the authority of ORS 192.660(2)(h); *to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.* He announced it is likely the Commission would return to the regular session to take action on the item discussed during the executive session.

At 7:08 p.m. Mayor Kujala reconvened the regular meeting and announced that discussion in the executive session related to current litigation and a proposed intergovernmental agreement (IGA) with ODOT.

Commissioner Henry Balensifer made the motion to approve the City Manager and Mayor to sign the IGA between ODOT and the City pending final drafting by legal counsel. Motion was seconded and passed unanimously.

Newton - aye; Dyer - aye; Balensifer - aye; Ackley - aye; Kujala - aye.

There being no further business, Mayor Kujala adjourned the meeting at 7:10 p.m.

APPROVED



Mark Kujala, Mayor

ATTEST



Linda Engbretson, CMC
City Recorder