

Minutes of the
CANNON BEACH CITY COUNCIL
SPECIAL MEETING
Monday, June 14, 2010
Council Chambers

Present: Mayor Mike Morgan; Council President Sam Steidel; Councilors Nancy Giasson and Wendy Higgins

Excused: Councilor Melissa Cadwallader

Staff: City Manager Rich Mays and Administrative Assistant Brandy Brien

CALL TO ORDER AND APPROVAL OF THE AGENDA.

Mayor Morgan called the meeting to order at 5:15 p.m.

Motion: Giasson moved to approve agenda as presented; Higgins seconded the motion.

Vote: Steidel, Giasson, Higgins and Morgan voted AYE; the vote was 4/0 in favor and the motion passed unanimously.

ACTION ITEMS

(1) Consideration of Authorizing the Mayor to Sign a Settlement Agreement with Paulson et al Regarding Land Use Board of Appeals No. 2010-024, Paulson et al v. City of Cannon Beach.

Mays reviewed that City Attorney Tammy Herdener pressed for a mediation to potentially avoid an unnecessary lengthy process. He noted that settlements are typically part of the procedure in appeal cases and the attorneys for the Paulson et al also felt that an agreement would be in their client's best interest.

Mays acknowledged City Planner Rainmar Bartl efforts for initiating the alternate idea to construct the trail on the east side that led up to this proposed "Settlement Agreement". Mays concluded that the agreement is a mutually acceptable solution for all parties and if approved the appeal before LUBA on this matter will be withdrawn.

He thanked City staff, City Attorney Herdener and Land Use Attorney Bill Kabeiseman for their assistance. Mays also thanked Vera Vien, Patty Paulson and their attorney Peter Livingston all of which were very cordial throughout the process and made this possible.

In response to a question from Higgins regarding item "5. No Parking, Loading or Unloading Sign" of the proposed "Settlement Agreement". Mays replied that there are similar signs at the City's beach accesses.

Mays stated that staff recommends approval of the agreement as presented.

In response to a question from Higgins, Mays reviewed the City's budget for the project.

Motion: Steidel moved to grant the request for street closure. Giasson seconded the motion.

Vote: Steidel, Giasson, Higgins and Morgan voted AYE; the vote was 4/0 in favor and the motion passed unanimously.

Mays thanked the audience for their participation and input throughout the process to implement this trail. Council concurred.

(2) Good of the Order

Morgan noted that the City's Potluck is scheduled for tonight at the Presbyterian Church at 6:00 p.m. Mays noted that the Potluck's entertainment for tonight will be a performance by youth performers from the Coaster Theatre.

Morgan suggested that Council read a recent editorial in a local newspaper regarding the proposed Tsunami Evacuation Building (TEB).

ADJOURNMENT.

The meeting was adjourned at 5:35 p.m.

Brandy Brien, Administrative Assistant

ATTEST:

Mike Morgan, Mayor