

Minutes of the
CANNON BEACH CITY COUNCIL
Tuesday, February 6, 2024
Council Chambers

Present: Mayor Barb Knop, Council President Nancy McCarthy, Councilors Brandon Ogilvie, Gary Hayes and Lisa Kerr

Excused:

Staff: City Manager Bruce St. Denis, IT Director Rusty Barrett, Recorder Jennifer Barrett, Chief of Police Jason Schermerhorn, Assistant Finance Director Ron Logan, Farmers Market Manager Tracy Abel, Public Works Director Karen La Bonte

Other:

CALL TO ORDER AND APPROVAL OF AGENDA

Mayor Knop called the meeting to order at 6:00 p.m.

Knop said we are moving item number 7 up to before the Resolutions.

Motion: Hayes moved to approve the agenda as amended; Ogilvie seconded the motion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

Minutes will be considered at the February 13th meeting.

PUBLIC COMMENT

Knop called for public comment, adding remember to be kind and respectful and under 3 minutes.

- Ed Johnson Chair Sea Turtles 929 Tropser Road SW Tumwater WA 98512; spoke in favor of microplastic removal.
- Marc Ward 36286 Hwy 26; spoke in favor of funding microplastic removal.
- Larry Sellers 148 E Chisana; submitted information for council, spoke about concerns with an approved building permit that impacted a tree.
- Steven Amber Voorhies PO Box 101; spoke of concerns with tree removal and microplastics.
- Sharon Amber: spoke about trees and microplastics.
- Karen La Bonte Public Works Director; spoke about Microplastic Oregon Sea Grant study which looks at the source level, giving an overview of the program.
- Jim Kingwell 320 Chinook Way: spoke in favor of the microplastic removal program.

Took a break at 6:25 pm. Reconvened at 6:33 pm

Knop called for public comment on zoom, reminding there is a 3 minute limit and to be kind, respectful and identify with name and mailing address

- Paul Dueber PO Box 549 spoke about concerns with the CBE project.
- Derek Shogin; shared his opinion on world issues

Knop moved public comment to the end of the meeting.

COMMENDATION

(1) Presentation of Lifesaving Commendation to Officers Dietel, Salinas and Gipson

Schermerhorn presented lifesaving letters of commendation to Dietel Salinas and Gipson. Gipson was unable to attend the meeting.

(7) City Manager Evaluation

Driscoll summarized the process and the staff report, noting the process is more of an interaction between Bruce and the council. Driscoll added the criteria in packet was the same as used in the past, and she has not gathered salary samples from other city managers but will if requested. Council requested the information and Hayes requested incentives received as well.

Driscoll noted tonight Council will schedule the executive sessions and the for action council would be to adopt evaluation form with a motion. Driscoll reviewed the timeline.

Executive Session scheduled for February 7th at 5pm and Tuesday March 5th at 4:30 pm with St. Denis attending.

Motion: Ogilvie moved to adopt the City Manager evaluation form as presented with advice given by Driscoll and meeting times; Kerr seconded the motion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

RESOLUTIONS

(2) Resolution 24-01 For the Purpose of Repealing Resolution 20-07 and authorizing signatories for financial institutions approved by the City Council of Cannon Beach

Logan read the staff report. Logan noted whereas clause should say 20-07 and not 22-07.

Motion: Hayes moved to adopt Resolution No. 24-01 as amended, For the Purpose of Repealing Resolution 20-07 and authorizing signatories for financial institutions approved by the City Council of Cannon Beach; Ogilvie seconded the motion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

(3) Resolution 24-02 For the Purpose of establishing a Farmer's Market Fee Resolution

Abel read the staff report. In response to McCarthy's question what the current fee is, Abel replied it was \$400 for a full year, but due to construction concerns they are shortening the market season.

Motion: Ogilvie moved to approve Resolution 24-02 for the purpose of establishing a Farmer's Market Fee Resolution; Hayes seconded the motion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

(4) Resolution 24-03 a Resolution Declaring the Need to Acquire Certain Property for Water Utility Improvements for a New Water Reservoir

La Bonte read the staff report. In response to Kerr's question none of the other alternatives worked out, La Bonte replied at this stage no. St. Denis added this was impacting three phases of the project.

Motion: Kerr moved to approve Resolution 24-03 a Resolution Declaring the Need to Acquire Certain Property for Water Utility Improvements for a New Water Reservoir; Ogilvie seconded the motion.

St. Denis noted they are using the term water tank which is sometimes called reservoirs.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

ACTION ITEMS

(5) Appointment of City Committee/Board/Commission

DESIGN REVIEW BOARD: one (1) vacancy to fill a four-year terms beginning immediately.

Applicants: Tim Ramey, Lisa Nofield and Jenee Pearce-Mushen

Knop asked if any candidate wished to make a statement?

Tim Ramey PO Box 429; Ramey said he came here for natural beauty, beach and Haystack Rock and somewhere along the way cannot beach was coined. Ramey feels cannot beach has a lot to do with DRB and why Cannon Beach is the place the we love. Ramey noted that DRB had the courage and good sense to sit down and say that's not what we want our town to look like. He added DRB has a tremendously important task in the town and he'd take it very seriously to help continue the proud tradition this town has by doing the right thing for the improvements being made. Ramey added he is excited about Ne'Cus, the police station and city hall and hopes to play a role in the housing with regional task force.

Lisa Nofield; Nofield said she has lived in Cannon Beach for 30 years, loves our community and appreciated Rainmars visions and the many other mentors to herself and husband. Nofield added Cannon Beach is a beautiful special place and being on the DRB would be a great opportunity to continue to have Cannon Beach be a beautiful place. Nofield has built 3 houses in Cannon Beach and has been part of hotel designs. Nofield thanked the Council for considering her application.

Jenee Pearce-Mushen; Pearce-Mushen thanked Council for their volunteer work adding they are amazing, deal with a lot and thanked them for reviewing her application.

Kerr asked Pearce-Mushen for clarification on her answer to question four. Pearce-Mushen said she wants to make sure we are using everything we have to ensure the beauty we have and maintain property values, build houses with respect to our environment and everything be coherent.

In response to Kerr's question do you think it is the DRB job to protect property values, Pearce-Mushen replied she would not be making decisions to protect property values, adding she could have used a different word.

Kerr noted the Council received letter from a DRB member that indicated that they were concerned about Ramey having been disparaging to DRB and not being respectful enough. Kerr noted she didn't feel Ramey's writings were abusive but highly critical. Kerr noted she has been on the receiving end wouldn't call it abuse or a threat, but was highly critical of process used.

Council voted by roll call.

Councilor McCarthy and Mayor Knop voted for Pearce-Mushen. Councilors Hayes, Kerr and Ogilvie voted for Ramey.

Motion: Hayes moved to appoint Ramey to the Design Review Board beginning immediately; Ogilvie seconded the motion.

Vote: Ogilvie, Kerr, Hayes and Knop voted AYE, McCarthy voted NAY: the vote was 4:1 and the motion carried.

Knop thanked Pearce-Mushen and Nofield for submitting applications.

TOURISM AND ARTS COMMISSION (TAC): two (2) vacancies to fill a four-year terms beginning immediately.

Applicants: Julie Walker*

*Julie Walker is eligible to serve on the Tourism and Arts Commission beginning May 1st

Walker asked if anyone had questions, adding she was on for 8 years and is willing to come back.

In response to Ogilvie's question that council is looking at a review of the TAC organization and are you onboard with that, Walker replied if there was going to be a third committee to look at development for city she would prefer to be on that one. Walker added she doesn't see why TAC can't be that committee. In response to Knop's question are you willing to look at whole process, Walker replied absolutely adding while we looked at bandstand and give money for restrooms.

Motion: Hayes moved to appoint Julie to the Tourism and Arts Commission beginning May 1st McCarthy seconded the motion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

(6) Sea Turtles Forever

St. Denis read the staff report.

Motion: Kerr moved award \$10,000 to Sea Turtles Forever from the FY 23-24 for the beach plastic remediation work; Hayes seconded the motion.

Knop added when Marc Ward came to an earlier meeting the council talked about him getting back on community grant program cycle and he assured Council that would not be a problem. Knop added they have a lot of nonprofits that would also like to be a line item in the budget, and they did have that discussion where that is where you'd go first for asking for funds. Knop added this was just a reminder of the previous discussion.

Vote: McCarthy, Ogilvie, Kerr, Hayes and Knop voted AYE: the vote was 5:0 and the motion carried. The agenda was approved.

St. Denis noted with the discussion that the mayor was referring about having Ward apply through the grant program the discussion will be at the budget meeting and will be whether or not they put in funds for plastic remediation and whether or not there is a designer for that. St. Denis added it would behoove Ward to apply for grant instead of finding out there were complications from the budget. In response to Ward's question are we involved in comment on how you made a decision, Knop replied the budget committee is an public meeting.

Knop noted this is for the fiscal year 24-25.

INFORMATIONAL/OTHER DISCUSSION ITEMS

(8) Monthly Status Report

In response to McCarthy's question station activity says 2022 and 2023, is that correct, Schermerhorn replied yes, it is comparing to December 2023. Schermerhorn noted the added locations in station activity.

Hayes asked about affordable housing fund, J Barrett replied this is the total that can be used on incentives.

In response to Kerr's question when will the SDC discussion happen, J Barrett replied it is on the March work session.

(9) Mayor Communications

Knop had a letter from citizen that asked why we didn't do the pledge of allegiance. This was added to a future work session. Knop had a letter from a person asking committees to meet in person whenever possible and only using zoom only when necessary. Knop added to encourage people to attend in person rather than zoom.

(10) Councilor Communications

none

(11) Good of the Order

J Barrett noted the Chamber of Commerce requested a proclamation for Sandcastle. This will be at a future meeting.

Knop opened up Zoom for public comments.

Patrick Nofield: shared thoughts on first amendment issues and the Federal Constitution.

End of public comment.

Kerr asked what the next steps with the Larry Sellers issue would be, a discussion ensued. St. Denis will send Council an update.

ADJORNMENT

The meeting was adjourned at 7:40 p.m.

ATTEST:

Jennifer Barrett, Recorder

Barb Knop, Mayor