

MINUTES
Warrenton City Commission
October 27, 2020
6:00 p.m.
Warrenton City Hall - Commission Chambers
225 S. Main
Warrenton, OR 97146

Mayor Balensifer called the meeting to order at 6:00 p.m. and led the public in the Pledge of Allegiance.

Commissioners Present: Mayor Balensifer, Tom Dyer, Mark Baldwin, and Rick Newton (via Zoom)

Excused: Pam Ackley

Staff Present: City Manager Linda Engbretson, Public Works Director Collin Stelzig, Public Works Operations Manager Kyle Sharpsteen, Police Chief Mathew Workman, Harbormaster Jane Sweet, and City Recorder Dawne Shaw

CONSENT CALENDAR

- A. City Commission Special Meeting Minutes – 10.05.20
- B. City Commission Meeting Minutes – 10.13.20
- C. Parks Advisory Board Meeting Minutes – 6.08.20
- D. Parks Advisory Board Meeting Minutes – 7.23.20
- E. Parks Advisory Board Meeting Minutes – 8.10.20
- F. Warrenton Community Library Quarterly Report – Sept. 2020
- G. Police Department Monthly Statistics – Sept. 2020
- H. Fire Department Activity Report – Sept. 2020
- I. Monthly Finance Report – Sept. 2020

Mayor Balensifer noted a discrepancy in the June 8 Parks Board minutes, which stated City Manager requested the smoking ban in parks, when in fact it was a constituent request. He also noted Jim Dutcher has submitted his letter of resignation from the Parks Board. He stated he spoke with Mr. Dutcher and he has agreed to stay on until we find a replacement for him. Mayor Balensifer requested the commission reject his letter of resignation and amend the conditions of his term to be until such time as we find a replacement. He noted in the monthly police report that crime seems to be on the decline. Chief Workman confirmed this has not been a normal summer. Commissioner Newton stated he found it interesting there was an average of 5 volunteer firefighters reporting to fires, and noted it is an increase and indicates a positive sign.

Commissioner Dyer made the motion to approve the consent calendar with the Parks Board resignation amendment and the correction on the smoking ban in the Parks Board minutes. Motion was seconded and passed unanimously.

Newton – aye; Balensifer – aye; Baldwin – aye; Dyer - aye

PUBLIC COMMENT –

Florence Snyder voiced her frustration with working the Building Department on permitting issues and stated she needs a resolution, or she will have to take it to court. She explained the situation and asked what the commission is going to do. After brief discussion Ms. Engbretson stated she will work with the Building Official to see if they can get things resolved tomorrow – if not she will refer it to the state.

PUBLIC HEARING – None

BUSINESS ITEMS

Public Works Director Collin Stelzig noted USACE Levee Safety Manager, Shane Cline and USACE District Floodplain Manager, Paul Sclafani in attendance (via Zoom). Mr. Sclafani explained the purposed of the 8th Street Dam study was to take the model and study that was done by Tetra Tech and look at conditions and scenarios; one scenario with the tide gates in place - as they were, and then compare that with the alternate scenario for when the tide gates were removed. He noted they did not have gauge data for the Skipanon River itself; they had to use adjacent water shed data. The study looked at 45 different scenarios. He continued to explain the results and tables as outlined in the report. He stated the difference in elevation with the tide gates in place, and with the tide gates removed, is small for the 100-year flow. When you have a bigger flood event, the benefits of the tide gates become less significant, and the effects of the gates are lower as you move upstream. Mayor Balensifer clarified, stating that basically when you have a higher volume of water to deal with, the benefits of the tide gate become very minimal and less significant compared to low tide. Mr. Sclafani concurred. It was noted upstream has lower risk and results with the tide gates off; most of the homes are up out of the 100-year elevation, the further upstream you are. Mr. Sclafani continued to review the study data. Mayor Balensifer asked if the Tetra Tech model is good and reliable – Mr. Sclafani confirmed it is a good model; the data is good. He suggested monitoring the erosion over time. Mr. Sclafani noted the model did not take commercial development and nonpermeable surfaces above the 8th Street Dam into account. Discussion continued on the water shed and large rainfall events. It was noted that with extreme events or 100 year events, the structure with the tide gates in place, does not provide more protection than if there were no tide gates; but with the smaller and medium events, it does provide clear benefits. Discussion followed. Mr. Sclafani stated the model was done with the original tide gates with fish cutouts – not the fish friendly design that is now required. Brief discussion continued on erosion. Commissioner Newton stated he talked to people who live upstream and there were mixed opinions. Commissioner Dyer stated years ago they used to dredge down to 36 feet; it is a different river than it was. Mayor Balensifer stated that rainfall seems to be the aggravating event, and the rain is getting worse. Brief discussion followed; Mayor Balensifer noted a rainfall model would be beneficial to look at.

Police Chief Workman presented Ordinance No. 1245 for its first reading. This ordinance amends WMC to include leash laws and dog control, as previously discussed at the October 13

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City Commission meeting. He noted the changes made based on that discussion; dogs should be on leash on the trails, unless they are working or hunting; and also be on leash anywhere in city parks and facilities, unless they are training, or playing ball/frisbee. Chief Workman noted this does not preclude you walking in your neighborhood and using voice control. It was noted this change does not include beaches. Mayor Balensifer noted for the record that parks and facilities are considered different than the trail system, and that trails are not considered a place where you are going to be playing frisbee. Chief Workman added that even in areas where dogs are not required to be on a leash, you must carry a leash.

Commissioner Dyer made the motion to conduct the first reading, of Ordinance No. 1245; an Ordinance Amending Chapter 6.04 “Dog Control” of the Warrenton Municipal Code and Adding a New Provisions Related to Physical Control.

Chief Workman noted the motion should be “by title only.”

Commission Dyer rescinded his motion, and motioned to conduct the first reading, by title only, of Ordinance No. 1245. Motion was seconded and passed unanimously.

Newton – aye; Balensifer – aye; Baldwin – aye; Dyer – aye

Mayor Balensifer conducted the first reading, by title only, of Ordinance No. 1245; An Ordinance Amending Chapter 6.04 “Dog Control” of the Warrenton Municipal Code and Adding a New Provisions Related to Physical Control.

Public Work Operation Manager Kyle Sharpsteen discussed a 2007 Peterbuilt 320 that has been decommissioned and stated they would like to declare it as surplus.

Commissioner Dyer made the motion to declare the listed 2007 Peterbuilt 320 as surplus and disposed of according to current administrative policies. Motion was seconded and passed unanimously.

Newton – aye; Balensifer – aye; Baldwin – aye; Dyer – aye

Harbormaster Jane Sweet discussed a request from Bergerson Construction to allow dredging at the Hammond Marina beyond the permitted construction noise hours of 7:00 a.m. – 6:00 p.m. The extension of dredging hours will allow for maximum materials to be removed per each dredge season. Ms. Sweet stated they do not anticipate the noise to disrupt neighbors. It was noted the city will can put something on Facebook and the city website to notify of lights and possible noise from the dredging. They will start dredging on Sunday.

Commissioner Baldwin made the motion to authorize a construction noise variance to allow around the clock dredging starting on November 1, 2020 – December 31, 2020 and again for the dredge season November 1, 2021 – December 31, 2021. Motion was seconded and passed unanimously.

Newton – aye; Balensifer – aye; Baldwin – aye; Dyer – aye

DISCUSSION ITEMS – None

GOOD OF THE ORDER

Ms. Engbretson noted for the record the submitted (by email) public comment from Kathleen Hudson. Mayor Balensifer read the public comment which requests a ban on smoking in the area behind the St. Francis de Sales Mission Church in Hammond.

Commissioner Newton noted the CREST report which he distributed to the commission; he noted an interesting item on dredge spoils. He also reminded that as a member of CREST, we have access to their drone.

At 7:12 p.m. Mayor Balensifer announced they will now meet in executive session under 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 stated the Commission is not expected to return to regular session to take action on any item considered in the executive session.

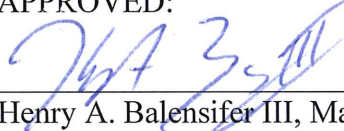
There being no further business, Mayor Balensifer adjourned the regular meeting at 7:42 p.m.

ATTEST:



Dawne Shaw, CMC, City Recorder

APPROVED:



Henry A. Balensifer III, Mayor