
REGULAR COUNCIL MEETING MINUTES

Monday May 17, 2021 - 6:30 p.m.

Community Hall, Garibaldi City Hall, 107 6th Street, Garibaldi, OR 97118 and via Zoom

I. PLEDGE OF ALLEGIANCE

II. CALL MEETING TO ORDER

Mayor Hall called to order the Regular City Council meeting at 6:30 p.m. Present were Council members Tim Hall, Whitey Forsman, Judy Riggs, Laurie Wandell and Katie Findling. City staff present were Assistant City Manager ("ACM") Lori Longfellow, Administrative Assistant 2 Laura Schmidt, Fire Chief Jay Marugg and Training Officer Blake Paulsen. Citizens present included Carolee North, Susan Newman, Paul Daniels, Valerie Schumann, Sandra Tyrer and Cheryl Gierga Hamilton. Other unknown citizens were present.

III. PUBLIC HEARING: None

IV. CONSENT CALENDAR

A. Approval of Minutes - April 19, 2021, Regular City Council Meeting

Motion by Cn Forsman to approve the consent calendar as amended. Seconded Cn Wandell. AYES: Hall, Forsman, Findling, Wandell and Riggs; NAYS: None. MOTION PASSED.

V. PUBLIC COMMENT

Carolee North, 108 Martin Smith Drive - Discussed the GURA funds and stated it was proposed for the development and improvement of businesses and infrastructure on Highway 101. She also noted her two businesses had made contributions to the fund over the last several years and questioned how much money was available as there had not been much use of the funds on projects other than improvement made by the Dairy Queen. She questions how the city can support other projects being requested if there was not enough money for the ODOT project.

Mayor Hall responded by stating GURA was one of the financial tools available to the City and they were exploring other monies available, which is why he suggested evaluating the budget. He stated he would like to look at all the options that the City has, in terms of funds, in order to do the Highway 101 project. He noted the project hasn't been approved yet and noted there needs to be a city manager in place to work with ODOT to get this project moving.

Mayor Hall also mentioned the \$166,000 coming from the American Rescue Plan and reiterated that there are funds to do some of the things to improve Garibaldi along Highway 101. He noted that was one of the things Cn Wandell wanted to prioritize and he had said that also when he was running for office. He also stated they would as a council consider the project that Ms. Schumann proposes.

Carolee North responded that her concern was she has been putting into this fund every year, and there has been no accountability to where those funds went, and she had the same concern with the TRT funds. Mayor Hall explained that once a new city manager is in place and budget committee, they will take a very close look at the city's budget.

Susan Newman, 810 Birch Ave - She stated she had checked surrounding cities (Tillamook, Bay City, Wheeler Rockaway, and Manzanita) and found their city halls are all open Monday through Friday from either 8 or 9 to 5. She questioned why the city is only open a half a day on Mondays and why they are working. ACM Longfellow stated that schedule was established before she started working for the City and her understanding that the reasoning was so that City staff could prepare for meetings on Monday nights and catch up on things from the weekend. She stated in Wheeler they would close at noon on Fridays and were there other days from 8-4:30. She noted that although the office was closed to the public until noon, they were always here in the office to answer phones and if people come to the door.

Carolee North noted the hours noon on Monday through Friday at 5pm went back to Kevin (Greenwood)'s time. ACM Longfellow noted that if council made the decision they want to open, she was fine with being open. Mayor Hall stated once we have a city manager, they will establish regular working hours, so the public is aware of when they're doing business. He mentioned he would like to see the city open the same hours that every city on the coast is. He also said, there are things that we have to change and things that we have to fix and it's a list that he has, and other members of the Council have that they want to get completed.

Cheryl Gierga Hamilton, 115 10th St - She expressed concerns about a few things down by her shop. One was about safety issues with traffic and speeding and requested a crosswalk as a solution. Secondly, she asked if they would ever get a garbage can down there. She explained the issue with garbage accumulating and pet waste from hotel customers and noted there was no garbage can south of the train area.

Mayor Hall stated he knew it has been an issue for sometime and that he thought it was brought to the public works department's list of things they were going to

look at and that the was a grant for some trash cans. He told her we would take a look at that and get some action on it. As far as the crosswalk, he mentioned that was part of the federal, state and Garibaldi project on Highway 101. Cn Findling mentioned that she would talk to R. Sanitary about the additional garbage cans.

Norm Shattuck, 207 Birch Ave – He directed comments at Cn Riggs and Cn Forsman regarding proper etiquette in person vs. on zoom and began to express how he felt. Mayor Hall interrupted and stated he was out of line and that he had told him no name calling. Mr. Shattuck mentioned a letter that was published by John (O’Leary) that was brought up by Cn Riggs. He went on to state that if Cn Riggs position was ever up for recall, he would be at the head of the line.

Val Schumann, 404 Garibaldi Ave – Relating to Carolee’s comment regarding the Hwy 101 project, she asked if part of fixing the road include the consideration of undergrounding the wires at that time too. Mayor Hall responded it was.

Mayor Hall explained that the project was a \$10.6 million project. He recalled that the city was first approached in 1996 about this type of project. He would like to see the City Council approve the project. He would also like to include the public in the discussion about crosswalks, lights that blink on to let people know if they want to cross across the street, and various signage. He stated there's a lot of things that can be done, but as of right now, we're not in a position to do any of those things until we have a city manager in place who can actually help guide this project through once the council has approved. He also mentioned the port will gain from the improvement on Seventh Avenue and that is something that they've wanted for years.

Paul Daniels, 106 Keenon Dr – Discussed the redoing of the comp plan by the Planning Commission. He read the citizen involvement part of that. He noted that when he attended the Planning Commission the previous Monday night, he got the impression that they had no intention of being inclusive of the various sectors of the economy. He questioned where the representation from diverse members were to include those from the education sector, tourism, the Port, housing, seniors, businesses/hospitality industry. He went on to stated that in order to have a good functioning Planning Commission, you need to have a diversity of views and a consensus.

Mr. Daniels stated one of his goals is that we have a code in place that will allow every citizen Garibaldi to reach their highest potential while allowing all other citizens to do the same. He questioned how they would do that if there was no diversity in the population.

Mr. Daniels noted that he does business in this town and that they vote on items he does business on. He explained there were some council members who have shown extreme bias for him and he expressed they need to recuse themselves in any activity that has to do with him. Specifically referred to and read a statement from Cn Wandell. He stated that was extreme prejudice.

Cn Wandell clarified that statement was referring to a "big X" for the council voting for her. Mr. Daniels also referenced her statement "stupid apartments" and he asks how she will ever give him a fair and honest vote on any activity in the future that he has. He expressed again that she would need to recuse herself on every activity that comes up that he is involved in or any of his business activities.

Mr. Daniels made a comment to the mayor that he had several times over many meetings accused him of being corrupt. Mayor Hall stated he never specifically stated Mr. Daniels name in any accusation. Mr. Daniels stated he has never furnished any documents that prove his accusations of corruption.

Mr. Daniels noted he has an SDC agreement with the city, with the first units he paid them and the second he chose to finance them and he has the same term and same conditions as all others who have financed SDCs with the City. He questioned if those other people were also corrupt.

Mayor Hall stipulated that when he is talking about corruption, he is talking about preferential treatment given to businesses. He stated Tillamook Bay Seafood got a 2% interest loan without any city council approval. He stated the same was true with JLT. He asked Mr. Daniels to show where he accused him of corruption, and that he had talked about the entire system and the issues that residents had told him. He spoke about the CAC stating that there was a mailer sent to every resident asking them to consider serving.

Mayor Hall stated that people do not want to serve on the committees or commissions because the city is acting dysfunctional and council can't work together to get anything done. He went on to state that the challenge for him and the City Council is to restore the public's trust in the city council and in city administration. He stated he has been Mayor for five months and hasn't been able to get anything done and if they all worked together as a city they can accomplish so much.

Sandra Tyrer, 108 8th St - Stated she did not personally know Mr. Daniels but as a citizen of Garibaldi she knew he was on council and was recalled through a vote and that his credibility because of that was bound to take a hit and it is going to take time to recover from that.

VI. PRESENTATIONS:

A. Oregon Coast Scenic Railroad - Paul Daniels

Mr. Daniels expounded on and gave a brief overview of OCSR's future vision as included on his letter included in the packet.

VII. CORRESPONDENCE:

A. GURA Applications (Business's on Garibaldi Avenue) - Valerie Schumann

Ms. Schumann discussed and explained proposals she was working on getting submitted for consideration. She noted she had been working with property owners and had spoken to past city management (O'Leary and Wullschlager and as conversations were being had about GURU monies, she knew it was time to finish the proposals while the money was still available. She asked Mayor Hall if she had the green light to move forward with having her packets ready to submit by the July meeting.

Discussion was had regarding GURA, its board, history, and function. Mayor Hall stated they had a zoom meeting with attorneys at 7:30pm and they would need to end the meeting to go into executive session at that time.

VIII. COMMUNITY REPORTS: None

IX. OLD BUSINESS:

A. Hwy 101 / Garibaldi Avenue Renovation Project

Tabled by Mayor Hall

B. Resolution 2021-03 Authorizing Check Signers and Credit Card Holders

MOTION by Cn Wandell to approve Resolution 2021-03 Authorizing Check Signers and Credit Card Holders. Second Cn Forsman. AYES: Hall, Forsman, Findling, Wandell and Riggs; NAYS: None. MOTION PASSED.

C. Facility Use Agreement

MOTION by Cn Findling to approve the Facility Use Agreement. Second Cn Forsman. AYES: Hall, Forsman, Findling, Wandell and Riggs; NAYS: None. MOTION PASSED.

D. 2021 Garibaldi Days (unscheduled)

Mayor Hall discussed whether there will still be an event, as it takes a lot of time to organize. He supports returning Garibaldi Days back to the community.
Discussion with community members.

XIII. EXECUTIVE SESSION:

Mayor Hall informed everyone that they had to recess the regular council meeting at 7:29pm and move into executive session.

- A. Pursuant to ORS 192.660 (2)(a) to discuss the process used in the recruitment and employment of a public officer with the city's insurance counsel.

Mayor Hall called the executive session to discuss ORS 192.660 (2)(a) at 7:30pm and adjourned at 8:04pm.

- B. Pursuant to ORS 192.660 (2)(f) to consider information or records that are exempt by law from public inspection and Pursuant to ORS 192.660 (2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation likely to be filed.

Mayor Hall called the executive session to discuss ORS 192.660 (2)(f) and ORS 192.660 (2)(h) at 8:12pm and adjourned at 8:32pm.

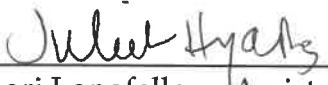
XIV. ADJOURNMENT

Mayor Hall adjourned the regular council meeting at 8:32pm and stated it would reconvene on May 21, 2021 at 5:30pm.



Tim Hall, Mayor

ATTEST:



Lori Longfellow, Assistant City Manager