



CITY COUNCIL MEETING MINUTES ~ FINAL REGULAR SESSION NOVEMBER 15, 2023 AT 6:00 PM

City Hall ~ 82877 Spruce St. Westlake, OR

These proceedings of the Dunes City Council were recorded and are on file at Dunes City Hall.

Upon approval by the City Council, these minutes will be available online at www.DunesCity.com

1. CALL TO ORDER

Council President Snow called the Wednesday, November 15, 2023 Regular Session of the Dunes City Council meeting to order at 6:00 p.m.

2. SWEARING IN OF NEW MAYOR

City Administrator Jamie Mills administered the Oath of Office and Swearing in of Dunes City's new Mayor, Edward (Ed) McGuire.

3. ROLL CALL

City Administrator/Recorder Jamie Mills called the roll.

Present: Council President Susan Snow, Councilor Melissa Stinson and Councilor Tom Mallen

Also Present: City Administrator/Recorder Jamie Mills, videographer Alan Campbell, Jeanne Jackson, Geneva Jackson, and Tina Nelson.

Absent: N/A

Absent and Excused: Councilor Richard Olson

3. PLEDGE OF ALLEGIANCE TO THE FLAG

All who were present stood for the Pledge of Allegiance.

4. MOTION TO APPROVE THE AGENDA

Councilor President Snow made a motion to approve the agenda. The motion was seconded by Councilor Mallen and passed unanimously.

5. APPROVAL OF THE CONSENT AGENDA

Councilor Stinson moved to approve the consent agenda. Councilor Mallen seconded the motion and it passed unanimously.

6. ANNOUNCEMENTS / CORRESPONDENCE

City Administrator/Recorder Mills announced that a City Council Goal Setting Session has been scheduled for December 6, 2023, beginning at 5:30 p.m. She also announced that the Dunes City offices would be closed starting at noon on November 22nd and continuing until regular office hours on Monday, November 27th.

7. CITIZEN INPUT ON ITEMS NOT DISCUSSED IN PUBLIC HEARING

Jeanne Jackson was recognized. Ms. Jackson stated that as a citizen she deserves to be heard, but she is not being listed to and none of her questions have been answered. She disagrees with not reading letters aloud into the record and indicated that some members of the council were voted out because of that in the past. She believes residents are given no voice to say what they want to say.

Geneva Jackson was recognized. Ms. Jackson asked that her letter be read into the record, and if not read, that it be included in the record. She asked what is going on with the budget review. She asked if a supplemental budget was going to be required. How much do we have left in restricted funds? We need to know where we stand. Will it be discussed elsewhere? She wants to make sure her letter is read. She also closed by stating that a new zip code would “have lasting ramifications for businesses and the citizenry...”

8. OLD BUSINESS

A. Discussion and possible action re: appointment of individuals to the available City Council position(s) for the remaining terms. Councilor Snow indicated there are six applicants and that interviews would be conducted the next week and the committee would report back at the December Council meeting.

B. Collections update. Administrator Mills said there was nothing to report.

9. NEW BUSINESS

A. Planning Commission Annual Report on Citizen Input. Planning Commission Chair Rapunzel Oberholtzer referred the Council to her written report that was included in the Council Packets. She noted that the Commission is, and will continue to explore options and resources to create a formal Citizen involvement program. She also noted that the Commission is continuing review of remanded Chapter 155 proposed changes to the City’s land use and development Code with a primary focus on addressing citizen concerns raised during public hearings.

B. Appointment of Rapunzel to another three-year term on the Planning Commission. Following discussion, and upon motion made by Council President Snow and seconded by Councilor Stinson, and passed unanimously, Rapunzel Oberholtzer was appointed to serve another three-year term on the Planning Commission.

C. Proposed Franchise Agreement between Siuslaw Broadband, LL, DBA Hyak and Dunes City. General discussion was had regarding the proposed Agreement and the attorney’s comments. The Councilors agree to refer the matter to the City Attorney for negotiation.

D. New Zip Code for Dunes City. Mayor McGuire explained how a petition for new zip code works. He said it is free to apply to USPS, there is no cost and the final decision is entirely the

USPS's. He indicated that the intent was to differentiate residents of Dunes City from residents of Florence, particularly as it relates to short-term rentals, thus making it easier for the entity that collects the transient room tax to determine who those funds are to be sent to, that is, Florence or Dunes City. Councilor Stinson requested more information. A comment from meeting attendee Geneva Jackson stated that it is a post office decision, but the question is do we want to ask it? They (the postal service) won't make a decision based on the fact that people want it. Mayor McGuire confirmed. He said it would be a business decision on the part of the postal service. We would make the request and they would determine if it might be in their best interests to do it or not. It is out of the hands of the City, except for making the request. He indicated that the City would put the pros and cons together and copies of all the documents and how to do it to allow the public to view it.

- E. Discussion regarding provisions of the City Charter that conflict with State law. Administrator Mills stated, by way of example, that the City is following State law regarding the bidding process, but the Charter says the City is required to go through the formal bid process for anything over \$2,000. This is very outdated. She explained that in order to change the Charter, State law has a clearly defined process and that a vote of the citizens is required to approve and adopt any changes proposed.
- F. Court Ruling on Recreational Immunity and recommended actions to be taken by the City. Administrator Mills gave a verbal report on the most recent Court decision denying city's recreational immunity from claims for damages and injuries for use of park properties. Mayor McGuire stated that the League of Oregon Cities will be addressing the issue in the future, so it may require follow-up by the City at a later date.

10. PUBLIC HEARING - NONE

11. EXECUTIVE SESSION – NONE

12. REPORTS

A. Mayor's Report:

Mayor McGuire reported on the League of Oregon Cities meeting he attended. He also noted that the City website is outdated and that content needs to be updated. He will look for a volunteer to do the work. He suggested that the Goal Setting Session include a discussion about changing the Charter.

B. Community Center Report:

City Administrator Mills stated that the City has no one to clean the office, so she has been doing the cleaning herself.

C. Water Quality Report:

Councilor Snow reported that the dam is closed. Administrator Mills reported that for the first time in the years she has lived her there is a duck weed invasion.

13. FOR THE GOOD OF THE ORDER

Councilor Stinson stated she has received reports of citizens being threatened by Sheriff’s dispatch and not getting response to complaints. Councilor Stinson suggested that the Mayor of the City follow up with the Sheriff.

14. ADJOURNMENT

Councilor Snow made a motion to adjourn.
Councilor Stinson seconded the motion. The motion passed unanimously.
Mayor Ed McGuire adjourned the meeting at 6:50 p.m.

APPROVED BY THE DUNES CITY COUNCIL ON THE _____ DAY JANUARY, 2024.

[Signed copy available at City Hall] _____
Ed McGuire, Mayor

ATTEST:

[Signed copy available at City Hall] _____
Jamie Mills, City Administrator/Recorder