

City of Port Orford
City Council Meeting
In the Gable Chambers / Virtual participants
Thursday, June 15th, 2023 at 5:30 P.M.

Mayor and Council	Present	City Staff	Present
<i>Pat Cox, Mayor</i>	X	<i>City Administrator (CA) John Hutt</i>	X
<i>Brett Webb</i>	X	<i>David Johnson, Financial Director</i>	X
<i>Gary Burns</i>	X	<i>John Isadore, Public Works</i>	X
<i>Perri Rask</i>	X	<i>Joseph Harrison, City Recorder</i>	X
<i>Ann Vileisis</i>	X	<i>Legal Counsel Shala Kudlac</i>	X
<i>Greg Tidey</i>	X		
<i>Tim Pogwizd</i>	X		

*The minutes were prepared to the best of our ability using the video available at:
<https://www.youtube.com/watch?v=beszT2RhcRO>*

Others Present: 34 in person; Bryan Thompson, Sara Lovendahl, Lorin Kessler, Bob Milenz, Ralph Cordell, Leah Heyl, Phil DeLong, Tim Sparks, Hal Lowry, Gayle Wilcox, Linda Houck, Susan Russell, Jen Bailey and. 18 virtual.

1. Call to order/roll call

- a. Mayor Cox called to order this Regular Meeting of the Common Council on June 15th, 2023, at 5:30 pm.

2. Additions to the Agenda

- a. Due to the large number of citizens that came to voice their concerns, item (10)(b) has been moved to item (7)(a); Council agreed via consensus.

3. House Keeping Items

- a. None

4. Presentations to the Council/Citizens

- a. None

5. Consent Calendar

- a. Councilor Webb motions to approve Consent Calander as presented.
- b. Councilor Pogwizd seconds the motion.
- c. Vote:

39 *Councilor Burns* Yes *Councilor Vileisis* Yes *Councilor Webb* Yes
40 *Councilor Pogwizd* Yes *Councilor Tidey* Yes *Councilor Rask* Yes
41

42 **d. Discussion:** Councilors Request missing previous minutes be presented for approval before
43 any new minutes from new meetings.

44 **6. Citizen Concerns (Speak Only for Old & New Business Items on the Agenda)**

45 **a. Brian Thompson:** Came to give a New City Administration John Huttl thanks for bringing
46 new energy to the role.

47 **7. Public Hearings**

48 **a. Resolution 2023-09 Reasonable Time, Place and Manner for camping**

49 **i. Staff report:** HB 3115 “Relating to the regulation of public property with respect to
50 persons experiencing homelessness; and declaring an emergency” will come into effect soon.
51 This means that The City needs to designate a time, place, and manner for homeless to sleep
52 on city property, otherwise the Police won’t be able to cite those sleeping outside of the
53 designated time/place or in an inappropriate manner (such as refusing to break camp in the
54 morning). The City had considered the 12th St. boat ramp; however, this is state property and
55 has been ruled out as the location. Other potential locations will be discussed during the
56 Council Deliberations. With the pertinent information given in the staff report, Mayor Cox
57 opens the floor to public comment. (5:43)

58 **ii. Sara Lovendahl:** The City can’t use the proposed 12th street boat ramp. Its state property.
59 Would like to know who will address the “Time” portion of the ordinance? Gives her thanks
60 to Councilor Burns and Lorin Kessler for working on the homelessness issue already through
61 Neighbor-2-Neighbor (N2N) . Has concerns that the resolution isn’t specific enough and will
62 allow trash to accumulate in whichever area is designated.

63 **iii. Lorin Kessler:** Thanks everyone for coming then reads a letter from N2N that was
64 submitted into the written record and has been included in the minutes. Legal Counsel Kudlac
65 asks about the rules N2N has set for their camp; leave by 7am, leave no trace, keep the area
66 clean and organized, and get permission from N2N members before setting up camp. City
67 Administrator Huttl stated that the city can have similar regulations.

68 **iv. Bob Milenz:** Homeless people are bad for business. Portland spent millions of dollars and
69 didn’t get results. We need to make sure they break down camp each morning or the area will
70 become a permanent Camp. If you help, more homeless will come to use the resources.
71 (6:03)

72 **v. Ralph Cordell:** Doesn’t want the designated area to be the boat ramp, doesn’t even
73 understand why the City would recommend that area. The boat ramp and near by park are for
74 people who pay taxes.

75 **vi. Leah Heyl:** Reads a letter that has been submitted into the written record and included in
76 the minutes.

77 **vii. Bill DeLong:** Moved here a year ago with his son and love the community. Stated that
78 there’s no incentive for the homeless people to move on and up in life if everything is handed

79 to them. Agrees with N2N’s philosophy, but helping people move up takes funding; where is
80 it coming from and where is it going? He stated that HB 301 states that businesses can be
81 sued for trying to get homeless off their property.

82 **viii. Tim Sparks:** Resident of Port Orford for 65 years, has been a councilor and the mayor.
83 The proposed area would be right on his doorstep. Requests that the camp not be in
84 Residential zoned property or near residential areas in general. (6:13)

85 **ix. Hal Lowery:** homeless has been around since the beginning of time; some mentally ill,
86 some evicted, some drug addicts, some voluntarily homeless. We are here to try to create a
87 solution; we need to focus on what we can do, not what we can’t do. If every city did what
88 they could, our city wouldn’t attract more homeless people. The issue is that we do not have
89 good mental health treatments. The State of Oregon allocated millions of dollars to help cities
90 deal with the homelessness issue.

91 **x. Gayle Wilcox:** Reads a letter that was submitted into the written record and has been
92 included in the minutes.

93 **xi. Linda Houck:** Glad that the boat ramp is off the table as a possible location. She has
94 helped a lot of people through churches, we need mental health help and Jobs to address the
95 real causes of homelessness.

96 **xii. John Isadore:** The current location North of Rays works for now. Privacy fencing could
97 help with neighbors. Leave as is until better location found.

98 **xiii. Council Discussion:** Council is concerned with liability issues, Legal Counsel Kudlac
99 states that since the State is mandating that the City selects a site, we would not be liable for
100 issues arising from the camp – at least no more so than our current ordinances. Councilors
101 express appreciation of what N2N is doing to help move homeless people into another stage
102 of their lives, not just helping make being homeless easier. CA Huttli reminds the Council that
103 the ordinance is about picking a spot so that we can enforce our no overnight camping
104 ordinance outside of the designated zone. (6:25) **Council invites Chief Hobart to voice his**
105 **thoughts.**

106 **Chief Hobart:** Concerned about making something too attractive and not being able to
107 enforce the ordinance due to having too many homeless people. Not an issue at current
108 levels, but still receiving complaints everyday about the area North of Rays. (6:32)

109 **xiii. Council discussion continued:** If no site is selected and the ordinance is not passed, we
110 won’t be able to move campers out of public areas; it is hard to determine if this would be
111 more or less of an issue than having a designated spot until the Police have to cite someone
112 for violating our No Camping ordinance. Councilors ask about homeless that are on the sex
113 offender registry, however CA Huttli stated that it would be own issue independent of the
114 Reasonable Time, Place and Manner.

115 **xiv: Councilor Burns motions to adopt Resolution 2023-09 with the amendments of**
116 **changing the location to the Right of Way North of Rays and adding language to make**
117 **it an emergency resolution to come into effect immediately.**

118 **xv. Councilor Vileisis seconds the motion.**

199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238

vi. Discussion: Councilor would like clarity on if Water Rates and the Water Curtailment Fees are connected issues; they are not, Resolution 2023-11 only modifies the base rate cost and has no bearing on the curtailment fees. Vote passes 4-2 with no further discussion. (9:02)

e. Resolution 2023-10 Awarding TLT Grants

- i. Mayor Cox opens this Public Hearing for public comment, starting with the bike rack proposal. (9:03)
- ii. Susan Russell: bike racks are to promote biking around town and encourage cyclists to stop on their way through town; 10 different spaces.
- iii. Mayor Cox moved onto the next grant discussion, landscaping in front of Rays. (9:10)
- iv. **Susan Russell:** Mainstreet believed that their labor, management, and completion of project were considered in-kind contribution; this is not the case according to Legal Counsel Kudlac – businesses must have a cash match.
- v. Mayor Cox moved onto the next grant discussion, Jubilee. (9:30)
- vi. Jen Bailey and Leah Hayle: Explained the current state of Jubilee funding – line item in next years budget and TLT grant for this year.
- vii. Councilor Rask motions to approve the TLT applications for \$3,000 for the bike rack project, \$10,000 for the Jubilee and \$2,000 for the landscaping in front of Rays with the addendum of adding a contingency of a cash match on the landscaping project. (9:50)
- viii. Councilor Tidey Seconds the motion.
- ix. **Vote: passed unanimously at (9:55) after further discussion clarifying contingency money for the landscaping project.**

<i>Councilor Burns</i>	<u>Yes</u>	<i>Councilor Vileisis</i>	<u>Yes</u>	<i>Councilor Webb</i>	<u>Yes</u>
<i>Councilor Pogwizd</i>	<u>Yes</u>	<i>Councilor Tidey</i>	<u>Yes</u>	<i>Councilor Rask</i>	<u>Yes</u>

x. Discussion: The deadline for the contingency on the landscaping project is the end of the year.

8. New Business

a. Resolution 2023-08 Establishing Wages For 23-24

- i. CA HuttI request a brief recess to gather materials (10:00)
- ii. After reviewing the materials; Councilor Pogwizd motions to approve Resolution 2023-08: Establishing Wages.
- iii. Councilor Vileisis seconds the motion.
- iv. **Vote**

<i>Councilor Burns</i>	<u>Yes</u>	<i>Councilor Vileisis</i>	<u>Yes</u>	<i>Councilor Webb</i>	<u>Yes</u>
<i>Councilor Pogwizd</i>	<u>Yes</u>	<i>Councilor Tidey</i>	<u>Yes</u>	<i>Councilor Rask</i>	<u>Yes</u>

239 v. Discussion: With no further legal discussion; the Council passes Resolution 2023-08
240 unanimously (10:21)

241

242 **11. Continuing Action Items**

243 i. None

244

245 **12. Considerations**

246 a. Citizens

247 i. Sara Lovendahl from the Planning Commission to comment on Short Term Rentals and the
248 Planning Commission’s current work on the code.

249 b. Staff

250 i. CA HuttI gives a brief update on the DEQ watershed loan for the property that the City is
251 purchasing and the status of the Community Building grant. He then subsequently asked if
252 the Council could have another meeting on June 29th to go over these items in more detail. By
253 consensus the Council agrees.

254 c. Council

255 d. Mayor

256

257 **13. Future Meetings**

258 i. Thursday June 29th 2023; Special Session of the City Council in the Gable Chambers 5:30

259 ii. Thursday, July 20th 2023; Regular Meeting In the Gable Chambers and Online at 5:30

260

261 **14. Adjourn**

262 There being no further business, Mayor Cox Adjourned the City Council Meeting at (10:31) pm.

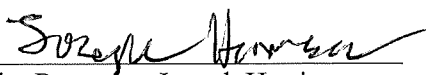
263

264 
265 _____
266 Mayor, Pat Cox

9/25/23

Date

267

268 
269 _____
270 City Recorder, Joseph Harrison

9/25/23

Date

271