

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

January 15, 2013

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, held at 7 p.m. in the Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

Those Attending

Those present were Mayor Crystal Shoji and Councilors Mark Daily, Jennifer Groth, Stephanie Kramer, Gene Melton, and Mike Vaughan. Councilor John Muenchrath was absent. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Susanne Baker, Deputy Finance Director Amy Kinnaman, Economic Revitalization Administrator Joyce Jansen, Engineering Service Coordinator Jennifer Wirsing, Planning Administrator Laura Barron, Public Works and Development Director Jim Hossley, Library Director Sami Pierson, and Fire Chief Stan Gibson.

City Council Interviews

At 6:10 p.m. prior to the start of the regularly scheduled Council meeting, the Council interviewed applicants for the Budget Committee. No decisions were made.

Flag Salute

Mayor Shoji opened the meeting and asked Gerald Miller to lead the Council and assembly in the salute to the flag.

Public Comments

Nathan Jurey, Coos Bay: Invited everyone to attend the annual meeting of the Coos Bay Downtown Association on January 25th from 5-7 p.m. Robert Cribbins, Coos Bay: expressed concern about pedestrian safety.

Consent Calendar

Mayor Shoji reviewed the consent calendar which consisted of 3a: approval of the minutes of January 2, 2013; 3b: acceptance of December 2012 accounts payable and payroll check registers; and 3c: acceptance of the December 2012 combined cash report. Councilor Groth moved to approve the consent calendar approving the minutes of January 2, 2013, accepting the December 2012 accounts payable and payroll check registers, and accepting the December 2012 combined cash report. Councilor Melton seconded the motion which carried with Mayor Shoji and Councilors Daily, Groth, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

Presentation of Appreciation Plaque for Chris Christoffer and Nathan Mischel

City Manager Rodger Craddock stated both Chris Christoffer and Nathan Mischel served on the Budget Committee from February 2010 through December 2012. Mayor Shoji presented Mr. Christoffer and Mr. Mischel with appreciation plaques. Both men thanked the City for their opportunity to serve.

City Council Minutes – January 15, 2013

Presentation on the Bay Area Chamber of Commerce (BACC) Activity Report by Chamber President Matt Ledoux

BACC President Matt LeDoux stated he appreciated the opportunity to provide the Council with semi-annual reports on BACC activity. Mr. LeDoux summarized the 2012 objectives and accomplishments. Mr. LeDoux stated the BACC partners worked together to create a strong business voice, promote businesses, and improve the economy of the Bay Area. Much of the Chamber's work was accomplished through the volunteered time and efforts of its members, primarily through committees, and provided community leadership in the areas of economic development, government affairs, leadership development, natural resources, tourism and transportation.

Public Hearing to Consider Approval of a Request by the Star of Hope to Expand their Resource Recovery Program

City Manager Rodger Craddock provided a brief overview of the City's Solid Waste Franchise Agreement (Ordinance 272) which regulated recycling and trash collection fees for services within the City. Mr. Craddock stated on November 26, 2012 he received a letter from LouAnn Dewater, Deputy Director of Star of Hope, advising of their intention to expand/resume their recycling program in Coos Bay. While the existing franchise agreement provided an exception for an organization such as Star of Hope from the requirements of a franchise agreement, the agreement provided specific requirements for any new or expanded proposed resource recovery service. Mr. Craddock outlined the specific requirements and stated on December 14, 2012 he contacted Dan Jensen of Coos Bay Sanitation and Bill Richardson of Waste Connections to advise them of about the public hearing in consideration of Star of Hope's intentions to expend their recycling program. Ms. Dewater stated Star of Hope was looking to expand into the recycling of plastics. Mayor Shoji opened the public hearing. No public comments were given and the hearing was closed. Councilor Groth moved to allow Star of Hope to expand their recycling program. Councilor Kramer seconded the motion. Councilor Vaughan suggested a future status update from Star of Hope on the recycling expansion. A call for the question was made which carried with Mayor Shoji and Councilors Daily, Groth, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

Consideration of Appointments to the Budget Committee

City Manager Rodger Craddock stated the City received four applications for appointment to the Budget Committee to fulfill three opening on the Committee. Applications were received from Dennis Dater, Lucinda Dinovo, Howard Forte, and Colin Myatt. By action of Council ballot the Council appointed Lucinda Dinovo, Howard Forte, and Colin Myatt to the Budget Committee for three-year terms ending December 31, 2015.

Acceptance of the Urban Renewal Agency's Annual Financial Statement Report for Fiscal Year 2011/2012

Economic Revitalization Administrator Joyce Jansen stated Oregon Revised Statutes (ORS) 457.460 required a financial impact statement from the Urban Renewal Agency be filed with the Council by January 31st of each year. The report complied with ORS 457.460 and was in addition to the Urban Renewal Budget adopted on June 5, 2012 and the Urban Renewal

City Council Minutes – January 15, 2013

Agency Audit accepted on December 4, 2012. Ms. Jansen explained the components of the financial report and noted the report was available on the city's website or at the Finance Department during normal business hours. The purpose of the urban renewal was to improve specific areas of the city which were poorly developed or underdeveloped, eliminate blight, and encourage economic development. Ms. Jansen noted major projects during 2011/2012 included the Eastside boat ramp, Coos Art Museum façade improvements, Hollering Place Wayside historic marker, city hall seismic retro-fit, planning and design for the Empire Blvd street improvement project, Egyptian Theatre restoration, Dolphin Theatre project, and façade grants. Councilor Kramer moved to accept the Urban Renewal Agency's annual report for fiscal year 2011/2012. Councilor Melton seconded the motion which carried with Mayor Shoji and Councilors Daily, Groth, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

Consideration to Amend the Coos Bay Municipal Code 5.05 to Permit Vending Carts on City Property and Right-of-Way

Planning Administrator Laura Barron provided an overview of Planning and Parks Commissions' discussions and considerations for vending on public property in the city limits. Items considered were locations, time limits including defining "night", updating the Coos Bay Municipal Code to include a definition of "transient business", and enforcement of City Business and County Health licenses. Locations considered for vending were: Boardwalk, Pedway, Visitor Information Center, Hollering Wayside, City streets within the Downtown and Empire business district, and City sidewalks within the Downtown and Empire business district. Ms. Barron provided a proposed definition of "transient business" and policies for vending and noted during a conversation with the Coos County Assessor's Office, staff was advised that they would view the placement of vending carts on city owned property similar to those used for festivals in the downtown area. The use of city-owned property for vending carts on a permanent basis would change the tax-exempt status of the public property.

Robert Cribbins, Coos Bay: inquired about food safety whereby Ms. Barron advised vendors would need to be licensed through the County Health Department prior to approval of any City business license. Tracy Matthews, Coos Bay: stated she owned a food cart located on private property in downtown Coos Bay and inquired if the matter at hand applied to her. Mayor Shoji advised the matter did not apply to Ms. Matthews. Councilor Daily expressed concern about the economic burden vendor carts would place on existing downtown business owners. Deb Lal, Coos Bay: stated she was a downtown business owner and welcomed the idea of vendor carts in the downtown. Ken Fulker, Coos Bay: inquired if vendor cart activity was just for food vendors whereby Ms. Barron stated vendor cart sales was open to all types of sales. Councilor Vaughan expressed concern about the lack of design standards and the potential impact of vendor carts. Mayor Shoji and Councilors Groth, Kramer, and Melton were in favor of vendor carts. It was the consensus of the Council to direct staff to move forward with drafting the proposed code amendment to allow vending in city limits, to increase buy-in cost for vendor carts beyond the cost of a City business license, to not specifically define "night" but require vendor carts be removed when the business was no longer operating that business day, and to conditionally limit vendor carts to the following locations: Boardwalk, Pedway, Visitor Information Center, Hollering Wayside, City streets within the Downtown and Empire business district, and City sidewalks within the Downtown and Empire business district.

City Council Minutes – January 15, 2013

Consideration for Approval to Award an Emergency Contract for the S. Broadway Street (Highway 101 Southbound) Sewer Repair

Engineering Service Coordinator Jennifer Wirsing advised the storm drain line located along S. Broadway between Hall and Ingersoll Avenues overflows and backs up into businesses located along line. The overflow was likely caused due to a section of deteriorated pipe where the top portion of the pipe was no longer intact; estimated to be between 10 and 20 feet in length. Ms. Wirsing noted it was estimated due to the age and condition of the remaining pipe, the entire segment from Hall to Ingersoll Avenue would need to be replaced at a future date. Due to the size and scope of the project, construction plans and specifications needed to be prepared as well as permits and processing through Oregon Department of Transportation (ODOT); as such, Ms. Wirsing recommended only repairing the estimated 10 to 20 feet due to the emergency circumstances. Staff obtained four quotes to fix the 10 to 20 feet of pipe; Benny Hempstead Excavating, Inc., Knife River, Johnson Rock, Tri-County Plumbing. Quotes for the repair ranged from \$10,500 to \$17,300. City Manager Rodger Craddock advised when staff originally prepared the staff report it was believed the cost of repair would require Council approval; advised staff would move forward with the repair based on the most qualified lowest bid.

City Attorney's Report

No comments given.

City Manager's Report

City Manager Rodger Craddock announced the 2013 Council Goals was placed on the City's website and available in the City Hall lobby; reported the Downtown and Empire Bond refinancing would be completed within the week; announced the City's website was recently updated and the City also launched a Facebook page. Staff was looking into forming an Urban Renewal Advisory Committee and Infrastructure Committee for future consideration by the Council. Mr. Craddock also advised consideration of the Empire Design Standards and Parks Master Plan was tentatively scheduled for March.

Council Comments

Councilor Daily stated Lab Band was recently burglarized and encouraged the community's help and support. Councilor Groth reported the Coos Bay Downtown Association's Design Committee was helping to coordinate the expansion of the 2nd Court mural; a meeting on the project was scheduled for Wednesday, January 30th at 7:00 p.m. at the Coos Bay Library; and recommended adding a citizen member of the Budget Committee to the Council Finance Committee. Councilor Melton stated the streetlight on 11th and F St. was out and the manhole at 11th and F was sinking; and as part of a National effort, Neighbors in Need would be organizing a homeless count on January 31st. Councilor Kramer stated she received a citizen concern regarding the condition of the northern part of Marple. Mayor Shoji stated City Day at the Capital was scheduled for February 27th and asked Council members to contact the City Manager's office if they were interested in attending; expressed concern about the Office of Oregon Economic Analysis' calculation process and draft population projections made for Coos County.

City Council Minutes – January 15, 2013

Adjourn

There being no further business to come before the Council, Mayor Shoji adjourned the meeting. The next regular Council meeting was scheduled for February 5, 2013 in the Council Chambers at City Hall.

Crystal Shoji, Mayor

Attest:

Susanne Baker, City Recorder