

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

June 3, 2014

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, Councilors Brian Bowers, Mark Daily, Jennifer Groth, Stephanie Kramer, Thomas Leahy, and Mike Vaughan. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Susanne Baker, Deputy Finance Director Amy Kinnaman, Community Development Director Eric Day, Public Works Director Jim Hossley, Fire Chief Mark Anderson, and Police Chief Gary McCullough.

City Council Interviews

At 6:20 p.m. prior to the start of the regularly scheduled Council meeting, the Council interviewed Brian Bowers for the one opening of the Coos Bay City Council; applicant Aaron McKinley did not attend his scheduled interview. No decisions were made.

Flag Salute

Mayor Shoji opened the meeting and asked Kristi Kelty to lead the Council and assembly in the salute to the flag.

Public Comments

Mary Feutrier, Debra Miranda, and Kristy Kelty: spoke on behalf of Friends of Mingus Park (FOMP); thanked Mayor Shoji and City staff for their response to FOMP's urgent request to place mesh screen over the drainage grill to help prevent baby ducklings from being washed down the grill; noted FOMP had a petition signed by 75 local people; petition included a request to install healthy food feeders for the waterfowl at Mingus Park, adding signage about proper treatment of the ducks, and a no fishing designation for the park.

Consent Calendar

Mayor Shoji reviewed the consent calendar which consisted of 3a: approval of the minutes of May 20, 2014; 3b: adoption of Resolution 14-09 extending workers' compensation coverage to City Volunteers; 3c: adoption of Resolution 14-10 authorizing interfund borrowing and loans; and 3d: approval of OLCC annual license renewals for Abby's Legendary Pizza, Bi-Mart Store #668, Englewood Market, EZ THAI Restaurant, Lighthouse Grocery & Deli, Little Italy Italian Restaurant, McKay's Market, O'Bradi LLC, Silver Dollar Tavern, Sumin's Restaurant, T n T Market, and Wal-Mart Super Center #1880. Councilor Kramer moved to approve the consent calendar approving the minutes of May 20, 2014, adopting Resolution 14-09 extending workers' compensation coverage to City Volunteers, adopting Resolution 14-10 authorizing interfund borrowing and loans; and approving OLCC annual license renewals for Abby's Legendary Pizza, Bi-Mart Store #668, Englewood Market, EZ THAI Restaurant, Lighthouse Grocery & Deli, Little Italy Italian Restaurant, McKay's Market, O'Bradi LLC, Silver Dollar Tavern, Sumin's Restaurant, T n T Market, and Wal-Mart Super Center #1880. Councilor Groth seconded the

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motion which carried with Mayor Shoji and Councilors Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

New Council Business

Councilor Leahy inquired about installing City signs discouraging panhandling. Mayor Shoji stated there was 2009 Resolution which directed American Flags continually be displayed on all flag poles along the Coos Bay City Boardwalk until such time as all United States military personnel were withdrawn from Iraq and Afghanistan; noted troops were scheduled to be withdrawn and suggested setting up a committee to discuss changing out the flags. Mayor Shoji and Councilors Leahy and Vaughan expressed interest in being part of the Boardwalk Flag Committee. Councilor Kramer inquired why banner flags were not being displayed in Empire. Councilor Daily suggested the banners displayed on Highway 101 (southbound) should promote Coos Bay. Councilor Leahy recommended implementing a banner to promote Coos Bay during periods of time when event banners were not displayed.

Filling a Council Vacancy

City Manager Rodger Craddock stated at the May 20, 2014 Councilor John Muenchrath resigned his Council position due to professional reasons. City Manager Rodger Craddock stated the now vacated position needed to be filled on a permanent basis and reviewed the relevant sections of the City Charter which addressed filling the vacancy; noting the person appointed would stand for election if he or she so desired. By action of Council Ballot the Council appointed Brian Bowers to the City Council to fulfill John Muenchrath's unexpired term ending November 18, 2014. The oath of office was administered to Councilor Brian Bowers by Finance Director/Recorder Susanne Baker.

Public Hearing on the Use of Revenue Sharing Funds – Approval to Accept the Funds Would Require Adoption of Resolution 14-11

Finance Director Susanne Baker stated as a requirement of State Revenue Sharing Funds program a public hearing was held before the Budget Committee on April 22, 2014. In accordance with ORS 221.770, a public hearing was also required to be held before the City Council for the purpose of taking public input on the use of State Revenue Sharing funds. Ms. Baker stated adoption of the proposed resolution would provide notice to the State of the City's intent to participate in the State Revenue Sharing program. Mayor Shoji read Resolution 14-11 out loud and then opened the public hearing. No public comments were given and the hearing was closed. Councilor Groth moved to adopt Resolution 14-11 to accept State Revenue Sharing funds. Councilor Kramer seconded the motion which carried with Mayor Shoji and Councilors Bowers, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

Public Hearing on the Approved Budget for Fiscal Year 2014-2015 – Approval of Resolution 14-12 Would Adopt the Budget and Make Appropriations and Levy Ad Valorem Taxes

Finance Director Susanne Baker stated the proposed budget for fiscal year 2014-2015 was reviewed and approved by the Budget Committee on April 22, 2014 with a recommendation for City Council adoption. Approval of the proposed resolution would adopt the budget for fiscal

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year 2014-2015, make appropriations, and levy taxes. Mayor Shoji opened the public hearing. No public comments were given and the hearing was closed. Councilor Groth moved to adopt Resolution 14-12 for the Fiscal Year 2014-2015 budget. Councilor Kramer seconded the motion. Councilor Daily requested a staff report on the City's contribution to the South Coast Development Council (SCDC). A call for the question was made which carried with Mayor Shoji and Councilors Bowers, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

Approval of the Rainy Day Fund – Approval Would Require Adoption of Resolution 14-08

Finance Director Susanne Baker stated the City Council established a "Rainy Day Fund" for the City of Coos Bay through Resolution 08-16 for the purpose of creating an emergency operating fund for the General Fund to only be used for economic or emergency situations facing the City. Transfers are made to the fund as part of the City's annual budgeting process in an amount equal to 2.5% of the General Fund's beginning fund balance. During the City's Fiscal Year 2014-2015 (FY 14-15) budgeting process, the Budget Committee received a budget message on how the 2008 recession had impacted the City's General Fund/carryover. The Budget Committee approved to forego the 2.5% transfer of the General Fund's beginning balance to the Rainy Day Fund for FY 14-15 due to budget constraints. Councilor Kramer was reluctant to approve no transfer to the Rainy Day Fund. Ms. Baker stated the proposed resolution to stop the transfer to the Rainy Day Fund, if approved would only be valid for FY14-15 budget year. Councilor Groth moved to adopt Resolution 14-08 approving foregoing the Rainy Day Fund transfer. Councilor Daily seconded the motion which carried with Mayor Shoji and Councilors Bowers, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

Consideration of Demolition Extent for the "Old" Wastewater Treatment Plant #2 Site

Public Works Director Jim Hossley stated the current wastewater treatment plant #2 (WWTP#2) site would no longer be used after the completion of the new replacement plant; staff recommended demolition of the current plant as soon as the new plant was operational. Mr. Hossley noted a cost saving advantage by using the construction contractor to do the demolition while they were mobilized at the site; immediate demolition would eliminate an "eye sore", significantly reduce costs for maintaining the property, and eliminate the liability presented by an attractive nuisance. The estimated cost for demolition depended on the extent of the demolition which depended on the future use of the site. Staff recommended the contractor remove all surface features and their substructure to a depth up to three (3) feet below grade. All subsurface vaults would be filled in with appropriate (but not engineered) fill material. The site would be graded level and planted with native grasses for ease of maintenance. Mr. Hossley noted it was possible that the remaining below grade features would have to be removed in the future should a new structure(s) requiring a foundation be built on the property. Mayor Shoji inquired if the City had any future plans for use of the old WWTP#2 site. Councilor Vaughan suggested giving the site form rather than leaving it as a vacant lot; suggested creating a beach walk. Councilor Kramer inquired if the Environmental Protection Agency, Department of Environmental Quality, and/or other various agencies would need to get involved in the consideration of the old WWTP#2 site whereby Mr. Hossley stated he thought the Army Corps of Engineers would need to be informed about the matter. Mayor Shoji and Councilor Leahy were interested in knowing the cost estimates for the demolition. City Manager Rodger Craddock recommended staff provide cost estimates for full removal as well as the proposed

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removal of all surface features and their substructure to a depth up to three (3) feet below grade for future Council consideration.

Councilor Kramer exited the meeting at approximately 7:35 p.m. and re-entered the meeting at 7:38 p.m.

Discussion of Vendor Card Business License Fee

City Manager Rodger Craddock stated the Council previously asked staff to look into the transient vendor business license fee with the intention to see if the fee was justified when taking into account staff hours expended to issue and enforce the license. Mr. Craddock briefly reviewed Coos Bay's and other coastal cities vendor cart processes and fees which included cities of Bandon, Florence, Lincoln City, and North Bend; noted an increase business license fee would more fully justify the staff time spend to issue and enforce the license. The increased fee would also bring the start-up and continuing costs for operating transient businesses into line with traditional brick and mortar business. Councilor Leahy suggested having the Downtown Association put together a proposal to help design a process to manage transient vendor businesses. No decisions were made.

City Attorney's Report

No comments were given.

City Manager's Report

City Manager Rodger Craddock thanked Coos Watershed volunteers for the landscaping and cleanup they did over the past weekend in the area around Tug Irene. Mr. Craddock asked for the Council's consideration to appoint a South Coast Community Foundation (SCCF) board director; noted Councilor Leahy expressed interest in serving as the City's appointed board director; noted to date no applications had been received for the City's open at large-appointed member position. Mayor Shoji suggested the Council consider appointing the Council's director at a future meeting and to forward any at large-appointed applications to the SCCF for their consideration as well as future Council consideration. Upcoming events included the Egyptian Theatre Grand Opening scheduled for June 20th and the Coos Bay Lions Club annual Pizza.

Council Comments

Councilor Vaughan requested clarification on the consent calendar Resolution 14-09 whereby Finance Director Susanne Baker explained the resolution was to provide workers' compensation coverage to City volunteers. Councilor Leahy thanked City staff for all the assistance provided while the Tall Ships were in town. Councilor Bowers invited everyone to attend the Wednesday Farmers Market.

Adjourn

There being no further business to come before the Council, Mayor Shoji adjourned the meeting. The next regular Council meeting was scheduled for June 17, 2014 in the Council Chambers at City Hall.

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Crystal Shoji, Mayor

Attest: _____
Susanne Baker, City Recorder