

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

October 18, 2016

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 Fred Brick, Mark Daily, Jennifer Groth, Stephanie Kramer, and Mike Vaughan were present. 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, Wastewater Project Engineer Jennifer Wirsing, Fire Chief Mark Anderson, and Police Chief Gary McCullough.

Flag Salute

Mayor Shoji opened the meeting and asked Dean and Michelle Martin to lead the Council and assembly in the salute to the flag.

Public Comments

No comments were given.

Consent Calendar

Mayor Shoji reviewed the consent calendar which consisted of 3a: approval of the minutes of October 4, 2016; 3b: acceptance of the September 2016 accounts payable and payroll check registers, and; 3c: acceptance of the September combined cash report. Councilor Groth moved to approve the consent calendar approving the minutes of October 8, 2016, accepting the August 2016 accounts payable and payroll check registers, and accepting the August combined cash report. Councilor Brick seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, and Vaughan voting aye.

New Council Business

Mayor Shoji stated she received several comments about the decreased visibility of the striping on Newmark and Ocean Boulevard and asked staff to look into the matter; also received comments regarding intersection at La Clair Street and Ocean Boulevard, felt it was dangerous especially in winter due to the speed limit; asked staff to look into options to reduce speed or make the area more safe.

Retirement Presentation for Fire Battalion Chief Dean Martin

Fire Chief Mark Anderson thanked Battalion Chief Dean Martin for his 12 years of service to the Coos Bay Fire Department; noted he retired with 37 years of experience in the fire service and 28 years as a Paramedic. Fire Chief Anderson presented Battalion Chief Martin with an appreciation of service retirement plaque. Mr. Martin stated he had a great career; the thing he would miss the most was his fire family.

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Public Hearing to Consider Approval of a Text Amendment and Change in Zoning Designation to Low Density Residential – Approval Would Require Enactment of the Draft Ordinance

Community Development Director Eric Day read the public hearing disclosure notice and stated the current Development Code for the City of Coos Bay was adopted in February by the City Council. In an effort to reduce the number of zoning districts in Coos Bay, the 24 previous zoning districts were consolidated into 13 districts. In the previous development code, one of the zoning districts was designated as Restricted Waterfront Residential (R-W). The R-W district was eliminated and rolled into the Low Density Residential-6 (LDR-6) district. Within the R-W zoning district, multi-family and zero lot line developments were an allowed use. These uses were not carried over into the new LDR-6 zoning. Mr. Day stated the omission was an error as it was not staff's intention to change any of the allowed uses within previous zonings.

Mr. Day stated staff worked with the Planning Commission (PC) to correct the error which resulted in creating a zoning overlay to the LDR-6 district. Mr. Day stated overlay districts were a common zoning map tool and in some communities were used in multiple areas for a variety of reasons. The overlay would reinstate the allowed use previously allowed in the old R-W district but was not part of the old R-2 zoning district which was the main zoning precursor to the LDR-6 district. Mayor Shoji opened the public hearing. No public comments were given and the hearing was closed.

Councilor Groth moved to enact the ordinance amending Coos Bay Municipal Code, Title 17, Chapter 17.220.030 and .040 and providing a zoning overlay on a portion of the LDR-6 District for the City of Coos Bay. Councilor Brick seconded the motion. Deputy Finance Director Amy Kinnaman read the ordinance by title only and Ordinance 480 was enacted by the following vote:

Aye:	Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, and Vaughan
Nay:	None
Absent:	None

Mr. Day read the appeal disclosure stating the ordinance would become effective in 30 days and there was a 15 day appeal period. Anyone wanting to appeal would have 15 days to appeal upon receiving the final order. Mr. Day noted no one testified so no final order would be sent out.

Request for Approval to Purchase Police Patrol Vehicles

Police Chief Gary McCullough stated the Police Department maintained a vehicle replacement schedule in order to have a fleet of vehicles suitable for emergency police operations. With this budget year, the Police Department was scheduled to replace two police service vehicles (PSV's). The two new vehicles would be used to replace two patrol vehicles. Chief McCullough stated the department's current fleet vehicle was a Chevy Tahoe, however due to the \$6,800 price increase per vehicle (quoted \$35,288 each) for the Tahoe, staff requested bids for two-2017 Ford Interceptor Police Pursuit vehicles. Power Ford in Newport, Oregon held the State contract for the Ford Interceptor PSV and provided a quote of \$28,462 per vehicle; \$56,924 for two. Councilor Daily stated he was glad to see the City was moving to a smaller, more cost effect vehicle. Councilor Kramer moved to approve the purchase of two police service vehicles with the required factory options through Power Ford at a cost not to exceed \$56,924. Councilor Brick seconded

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

Approval of the Extension of the Sewer Recover Agreement – Approval Would Require Adoption of Resolution 16-23

Finance Director Susanne Baker stated in December of 2005 the City entered into a Sewer Recovery Agreement (SRA) 2005-01 with Ike Parker for an extension of the existing main sewer line for the development built by Mr. Parker on Fulton Avenue in Empire. The purpose of the SRA was to ensure if the undeveloped properties adjacent to the newly extended main sewer line were developed and connected, the owner of such property would pay their proportional share of the cost to install the extended main sewer line; 95% of any payment would go to the developer, with the City retaining the remaining 5% as compensation for administering the agreement.

Ms. Baker stated in 2009, Mr. Parker's attorney submitted a letter on his behalf requesting approval of the one-time extension of the 10 year agreement, which expired in 2015. This request was made after the settlement of litigation over the validity and interpretation of the SRA after Mr. Parker sold his property to a third party. At that time, Ordinance 415 was enacted to retroactively ratify and clarify the reimbursement obligation of the SRA to resolve any future litigation. During this procedural action the timely request for an extension of the agreement was inadvertently missed. Staff requested Council to adopt a resolution to retroactively grant the extension back to the time of the original expiration. Councilor Groth moved to adopt Resolution 16-23 to retroactively approve the one-time ten-year extension of the 2005-01 Sewer Recovery Agreement. Mayor Shoji seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

Discussion of First City Council Meeting Date in July 2017

City Manager Craddock stated first Council meeting scheduled for July 2017 fell on the 4th of July which was a National Holiday. The City Charter required the Council to hold a regular meeting at least twice a month. Council rules state the meetings were to be held on the first and third Tuesday of each month except where the Council found it necessary to designate another date due to conflict. Council consensus was to move the first Council meeting for July 2017 to Wednesday, July 5, 2017.

City Attorney's Report

No comments were given.

City Manager's Report

City Manager Rodger Craddock stated the West Park Roadway project was completed. South Empire Boulevard work was ramping down due to onset of winter, project would pick back up in spring 2017. Noted the Egyptian Theatre would be celebrating the completion of the façade improvement project at 4:15 p.m. on Friday, November 4, 2016. Coos Head Food Co-op 3-day grand opening celebration was scheduled for October 21st through 23rd, 2016.

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Council Comments

Councilor Daily stated today was the last day to register to vote in Oregon.

Councilor Kramer stated she was unable to attend the recent Mayor's forum but she did take exception to comments made by one of the Mayoral candidates, who had previously served as Mayor. Councilor Kramer stated the candidate made it sound as though nothing had been accomplished in the past ten years; agreed city streets were in disrepair, but stated that did not happen in the past 10 years alone. Street infrastructure repair was a problem many cities faced. The Council formed the street task force committee to look for possible solutions. As for the divisiveness on the wastewater treatment plant, that was about the only issue the council had been divided on. It was mentioned that a membrane system should have been looked at in 2014. Councilor Kramer stated it was; the membrane system was suggested by one of the councilors as an option. It was brought back to the council and a majority of council decided it was too costly to pursue. The council also explored putting the wastewater treatment plant on the North Spit. Everyone agreed it was an ideal option but not feasible at the time.

The candidate also suggested the downtown was looking rundown and there was no community pride. Councilor Kramer stated she thought the downtown was looking better than ever before. There were many new shops and restaurants that made visitors want to stop and spend time in the downtown. The Egyptian Theatre was revitalized, Blue Heron, South Coast Office Supply, and Coney Station all used façade improvement grants to update their buildings. In Empire the Dolphin Theatre, Or Coast Music, Old Tower House, and the Law Office buildings were updated which made Empire downtown look better.

Councilor Kramer highlighted several developments over the past 10 years: Masterplan for the Hollering Place, the Hollering Place wayside, and the Boat Building Center; repaved the street from Y Marina to Cape Arago Highway using urban renewal funds; the History Museum was built on property donated by the City; a new Fire Station and Visitor's Center was built; City Hall was seismically retrofitted; City worked with the State to remove clouded titles for property owners in downtown; the highway 101 fencing project; design plan in place to upgrade landscaping and welcome signs along 101, and; sidewalk improvement project along S. Empire Boulevard. Councilor Kramer stated this was just a short list of what had taken place over the past 10 years; she thought the Council had worked together very well and achieved many accomplishments and noted just because the Council has not agreed on the wastewater issue, it did not define the Council.

Councilor Brick stated he was working with the Associated Student Government at Southwestern Oregon Community College (SOCC) to put together a candidates' forum scheduled for 7 p.m. on November 2, 2016 in Performing Art Center. The first hour would be the Mayoral candidates and the second hour would be Coos Bay City Council candidates.

Mayor Shoji stated the Coos Bay Downtown Association would be hosting their annual trick-or-treat from 3-5 p.m. on Monday, October 31, 2016; congratulated Farr's True Value Hardware for the 100th Anniversary.

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Adjourn

There being no further business to come before the Council, Mayor Shoji adjourned the meeting. The next regular Council meeting was scheduled for November 1, 2016 in the Council Chambers at City Hall.

Crystal Shoji, Mayor

Attest: _____
Susanne Baker, City Recorder