

## **MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL**

**October 2, 2007**

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 Jeff McKeown and Councilors Michele Burnette, Mark Daily, Jon Eck, Roger Gould, Stephanie Kramer, and John Muenchrath. City staff present were City Manager Chuck Freeman, Clerk to the Council Jackie Mickelson, City Attorney Nate McClintock, Public Works and Development Director Jim Hossley, Finance Director Janell Howard, Fire Chief Stan Gibson, Library Director Carol Ventgen, and Police Captain Rodger Craddock.

### **Flag Salute**

Mayor McKeown opened the meeting and led the assembly in the salute to the flag.

### **Consent Calendar**

Mayor McKeown reviewed the consent calendar which consisted of approval of the September 4, 2007 minutes. Councilor Eck moved to approve the consent calendar as presented. Councilor Burnette seconded the motion which carried with Mayor McKeown and Councilors Burnette, Daily, Eck, Gould, Kramer, and Muenchrath voting aye.

### **Report on the Fire Station Siting by Joe Slack**

Fire Chief Stan Gibson reported Architect Joe Slack would be presenting an analysis between the Curtis Street site and the Elrod Street site. Joe Slack, HGE, Inc., briefly reviewed the site locations for Curtis and 4<sup>th</sup> Street and Elrod and Donnelly Street and commented the Compass Building was not being considered at this time. Mr. Slack reported the site located at Elrod and Donnelly Street was considerably higher in elevation from the Curtis and 4<sup>th</sup> Street site by 10 or 12 feet. He commented there wasn't nearly as much mud from the bay at Elrod and Donnelly Street site as the Curtis and 4<sup>th</sup> Street site, and the Elrod and Donnelly Street site was approximately 50,000 square feet compared to approximately 24,000 square feet at the Curtis and 4<sup>th</sup> Street site. Mr. Slack commented the larger space would allow flexibility and he reviewed the cost estimates for the site construction, special foundation requirements, building construction, development costs, and site acquisition costs.

Councilor Muenchrath moved to approve the appraisal of the Elrod and Donnelly Street site. Councilor Gould seconded the motion which carried with Mayor McKeown and Councilors Burnette, Eck, Kramer, and Muenchrath voting aye and Councilor Daily voting nay. Councilor Daily commented he didn't know if the City needed a fire station and the community had other needs. Councilor Gould commented the location of the current fire station was a temporary location, but they have been there for 50 years.

## City Council Minutes – October 2, 2007

### **Public Hearing on a Request to Vacate a Portion of Edwards Avenue**

Public Works Director Jim Hossley reported on September 11<sup>th</sup>, the Planning Commission voted 4 to 2 recommending vacation of a portion of Edwards Avenue located between Patrick Street and Lakeshore Drive with the condition of an utility easement for an existing sewer line. Mr. Hossley briefly reviewed the location, and commented there were two landowners on the north side of the right of way of the proposed vacation. The eastern-most landowner accesses off of Lakeshore Drive and Edwards; and the western-most landowner had requested, and been granted, an easement from the Gillhoovers to use their driveway in order to access Lakeshore Drive. Mr. Hossely reported according to the Land Development Ordinance, if the right of way were to be developed as a public street, it would be required to be a minimum of 20 feet in width and extend the length of the Gillhoovers' ownership along Edwards Avenue.

Mr. Hossley commented if the Council approved the vacation, an additional condition besides the easement for the sewer line needed to be added. In order to meet public safety standards the driveway extending west from Lakeshore Drive located in the vacated Edwards Avenue right-of-way must be a minimum of 20 feet in width with a maximum grade of 16%. The Council discussed other options of accessing the property. Jack Gilhoover, Coos Bay, reviewed the history of the area, the location of his new home, and the proposed driveway. Councilor Gould suggested vacating all of Edwards Avenue to Patrick Street. Mayor McKeown opened the public hearing. Tina Amatisto, 795 Patrick Street, expressed her concern of a traffic problem if Edwards Avenue was vacated. There being no further public comments, the hearing was closed.

Councilor Gould moved to grant the application to vacate portions of Edwards Avenue subject to the easements recommended by staff. Councilor Burnette seconded the motion. Clerk to the Council Jackie Mickelson read the ordinance by title only and Ordinance No. 399 an ordinance providing for the vacation of a portion of Edwards Avenue located in the plat of Flanagan addition to Empire, section 17CA, township 25 south, range 13 west of the Willamette Meridian, Coos County, Oregon passed with the following vote:

Aye:	Mayor McKeown and Councilors Burnette, Daily, Eck, Gould, Kramer, and Muenchrath
No:	None
Absent:	None

It was a consensus of the Council to have staff provide the Council a proposal for vacating the remainder of Edwards Street between Patrick and Lakeshore.

### **Public Hearing to Consider Repealing Ordinance No. 99 Entitled Nuisances and Review of the Proposed Ordinance for Public Nuisances**

Mayor McKeown opened the public hearing. Geno Landrum, Coos County, expressed his concern of not knowing changes to the new ordinance and inquired whether the new ordinance covered commercial and residential buildings. Mr. Landrum suggested more information to the proposed ordinance in section 2 item 9 on infrastructure, and suggested a section on cracked

## **City Council Minutes – October 2, 2007**

facades. Mr. Freeman commented if it was a façade, it would be addressed as a dangerous building code. He reported the existing code was in its entirety but items were added in the Definitions, Enforcement, Penalties, and Appeal sections. Councilor Gould suggested the changes should address the civil definition of the nuisance which was an unreasonable interference with the property owner's use and enjoyment of their own property. Mr. Freeman commented Lisa Crawford was recently promoted to Codes Enforcement Officer and was currently being trained. Mr. Landrum expressed concern on enforcement of the commercial building codes. Mr. Freeman assured Mr. Landrum the City was working on the issues. There being no further public comments, the hearing was closed.

### **Public Comments**

Geno Landrum, Coos County, inquired about the progress of renaming the pedway. Mayor McKeown commented it would be discussed at tonight's work session meeting. Katherine Hoppe, Coos Bay/North Bend Promotions Committee, reported the committee was awarded \$5,000 for the Prefontaine memorial project grant.

### **City Attorney's Report**

Mr. McClintock reported his wife had twin girls named Erica Ann and Marissa Rose born on September 19<sup>th</sup>. He reported his wife and babies were fine and thanked everyone for the gift certificate and card.

### **City Manager's Report**

Mr. Freeman reported he met with the Governor's Economical Revitalization Team at the Central Dock site, and he encouraged the team to help the City. He thanked Battalion Chief Dean Martin for receiving a grant for \$5,690 for defibrillators.

### **Council Comments**

Councilor Kramer thanked Mr. Freeman and staff for the well organized goal setting work session meeting. Councilor Daily encouraged everyone to attend Frankenstein at the Egyptian Theater starting Friday. He also encouraged everyone to replace their regular light bulbs with compact florescent bulbs to save energy. Councilor Eck commented he would be attending the National Fallen Firefighters event in Maryland this weekend and commented President Bush would be speaking there. Councilor Burnette commented she attended the Bite of the Bay which was well attended, and expressed her enjoyment of the League of Oregon Cities Conference. Councilor Gould commented on the large contingency today from Salem in the community looking at the economic development and potential plans for the Bay Area.

Mayor McKeown commented he attended the Economic Revitalization Teams reception and spoke to Jeff Griffin on how important it was to work together. He also commented he had networked with the mayor of Redmond, Oregon at the League of Oregon Cities conference on the revitalization of their city, and he had extended assistance to our city.

**City Council Minutes – October 2, 2007**

**Adjourn**

There being no further business to come before the Council, Mayor McKeown adjourned the meeting to October 16, 2007 in the Council Chambers at City Hall.

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Jeff McKeown, Mayor

Attest:

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Jackie Mickelson, Clerk to the Council

**City Goals Work Session**

Mayor McKeown requested the meeting be tabled. It was a consensus of the Council to reschedule the meeting.