

## MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

March 20, 2012

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 Library Meeting Room, 525 Anderson Avenue, Coos Bay, Oregon.

### Those Attending

Those present were Mayor Crystal Shoji and Councilors Jennifer Groth, Jon Hanson, 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, Public Works and Development Director Jim Hossley, Planning Administrator Laura Barron, Library Director Samantha Pierson, Fire Chief Stan Gibson, and Police Chief Gary McCullough.

### Flag Salute

Mayor Shoji opened the meeting and asked Cricket Soules to lead the Council and assembly in the salute to the flag.

### Public Comments

Cricket Soules, Coos Bay: Stated in coordination with the City cleanup on April 28<sup>th</sup> a cleanup was planned at Marshfield Pioneer Cemetery on April 27-28 starting at 9:00 a.m. Ms. Soules encouraged all community members to attend and noted canned food donations would also be accepted at the cemetery. Additionally, Marshfield High School (MHS) students were in the process of planning the third annual Memorial Day program at the cemetery with this year's theme honoring all MHS alumni who died while in active military service.

### Consent Calendar

Mayor Shoji reviewed the consent calendar which consisted of 3a: acceptance of February 2012 accounts payable and payroll check registers; and 3b: acceptance of the February 2012 combined cash report. Councilor Melton moved to approve the consent calendar accepting the February 2012 accounts payable and payroll check registers, and accepting the February 2012 combined cash reports. Councilor Kramer seconded the motion which carried with Mayor Shoji and Councilors Groth, Hanson, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

### Recognition of the 2<sup>nd</sup> Court Mural Contest Winners

Economic Revitalization Administrator Joyce Jansen stated Coos Bay public school students in grades K-12 were invited to help design a mural for a 157-foot wall on 2<sup>nd</sup> Court in downtown Coos Bay. Ms. Jansen provided a brief overview of the project and noted 58 designs were submitted of which ten finalists were selected. The winning designs were on display at the Council meeting and would be on display at the Coos Art Museum following the meeting. The next step for the 2<sup>nd</sup> Court Improvement Committee was to prepare a layout of the designs and develop a plan for completing the mural; estimated date for completion of the project was June

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2012. Mayor Shoji recognized the following winners of the mural contest: Ben Muth and Kevin Mast of the Harding Learning Center, Ravyn Miranda, Payton Davidson, Julia Mapilisan, Kailan Bjornerud, Dreihanna Wofford, and Sage Nelson of Millicoma Middle School, and Allissa Holcomb and Jaydin Solano of Sunset Middle School. Coos Art Museum (CAM) Director Steve Brooks thanked the students for their participation and the City of Coos Bay for recognizing the importance of promoting youth art and creativity; also noted an ongoing opening sponsored by Sarita Southgate, Robin Jenkins, and Mike Holm who provided art work for sale; and proceeds from the sale would benefit the CAM's youth scholarship program.

### **Review on Downtown Vending Carts**

Planning Administrator Laura Barron stated the Boardwalk from Commercial to Curtis Avenues was zoned Waterfront Industrial (W-I) and Coos Bay Estuary Management Plan shoreland segment 44-a-UW (Urban Water-dependent). Uses, including consideration of allowing vending services on the Boardwalk/W-I zoning district were regulated by the Coos Bay Estuary Management Plan (CBEMP). Ms. Barron reviewed the management objectives as defined by the CBEMP for the vicinity of the Boardwalk which included:

1. The City of Coos Bay's downtown waterfront development project (including a waterfront boardwalk) shall be allowed in order to encourage public observation of waterfront activities; and
2. Non-water-dependent/non-water-related uses shall not otherwise be allowed, except as allowed in Policy #16.

Ms. Barron stated per Policy 16 of the CBEMP new non-water-dependent uses could be allowed only if specific findings were made prior to permitting such uses. Ms. Barron provided a brief overview of the provisions listed within Policy 16 of the CBEMP noting the policy permitted temporary uses which involved minimal capital investment and no permanent structures. The Planning Department considered vending carts to be temporary and likely based on weather. Ms. Barron reviewed a summary of different concerns which needed to be considered which included but was not limited to: types of allowed mobile units, location, days and hours of operation, use of utilities, trash removal, application requirements, and regulation. City Manager Rodger Craddock advised vendor use of the Boardwalk may also have additional requirements by the Oregon State Division of State Lands.

Councilor Vaughan suggested the open pavilion located on the south end of the Boardwalk would be a good use for vendor carts. Councilor Groth noted during the public meetings held last year for the Coos Waterfront Walkway Partnership that vending activity was the number one request; suggested it was an idea worth pursuing; and recommended taking a broader look throughout the City to identify which spaces would be of best use for vendor activity. Councilor Melton inquired if the vendors participating in the various local festivals had to meet the required health standards. Councilor Hanson inquired how the Wednesday Market was administered and if it brought revenue to the City. Ms. Barron stated the Wednesday Market was managed by the Downtown Association and noted she believed food vendors were required to be licensed by the County Health Department. Christine Coles, Coos Bay: stated Coos County Health Department rules varied based on use (type of food, place, time, occurrence, etc.). Councilor Groth suggested coordinating a collaborative effort with the Bay Area Chamber of Commerce and/or the Downtown Association. Mr. Craddock confirmed staff would move

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forward to put together preliminary rules, guidelines, and potential locations for future consideration.

Jerry Briggs, Coos Bay: Stated he owned Little Caesars restaurant and expressed concern about increased competition if vending carts were allowed.

### **Consideration of Approval on the Marshfield Pioneer Cemetery Management and Preservation Plan**

Public Works and Development Director Jim Hossley stated Becky Soules was a 2008 Marshfield High School graduate and longtime advocate for the Marshfield Pioneer Cemetery. Mr. Hossley noted Ms. Soules had nominated the cemetery to the State Historic Preservation Office (SHPO) for inclusion on the National Register for Historic Places. The SHPO recently approved the Marshfield Pioneer Cemetery for submission to the National Register and the next step would be for the national board to consider the proposal. In 2009 Ms. Soules completed the original draft of the Cemetery Management and Preservation Plan for the Marshfield Cemetery. The final draft was revised in January 2012; reviewed by City staff; and at their February 9, 2012 meeting, the City of Coos Bay Parks Commission unanimously recommended the City Council approve the management plan. Mr. Hossley noted the management plan was developed utilizing historic cemetery standards and best practices which were designed to foster the Marshfield Pioneer Cemetery's preservation and ensure that any future plans or developments would remain true to the historic character of the cemetery. Councilor Groth inquired who was responsible for cemetery management whereby Mr. Hossley stated the City was responsible for the upkeep of the cemetery.

Cricket Soules, Coos Bay: Stated she was the mother of Becky Soules; requested the City to consider placing a link to the Marshfield Pioneer Cemetery website on the City's website. Councilor Vaughan inquired about the historic stone wall at the cemetery; Ms. Soules stated the wall was approved by Council in 1938 but there was little other information on the wall. Councilor Vaughan expressed concern about a large Monterey Cypress tree which was the likely reason for the damage to the cemetery wall. Ms. Soules advised the tree was on City property and Public Works Operations Administrator Randy Dixon would be addressing the issue. Councilor Groth moved to adopt the Marshfield Pioneer Cemetery Management and Preservation Plan. Councilor Melton seconded the motion which carried with Mayor Shoji and Councilors Groth, Hanson, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

Mayor Shoji also requested a link to the Bay Area Chamber of Commerce website be placed on the City's website.

### **Consideration to Approve Additional Scope of Work and a Change Order for 2012 City Timber Sale Timber Management Services Contract**

Public Works and Development Director Jim Hossley stated in preparation for the 2012 City Timber Sale the City's Timber Management Consultant, Stuntzner Engineering, LLC performed a timber cruise to assess the units for the upcoming timber sale and evaluate the condition of the Loop Road. The timber cruise identified four additional items that were not part of the original timber contract but were necessary for the preparation of the upcoming sale. Mr.

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Hossley noted items one and three recommended logging approximately three acres of Water Board managed/owned timber as part of the City's sale to reduce wind throw and damage to the new plantation; noting the Water Board would pay for a portion of the consultant's fees. Item one also recommended after the sale, the City purchase the portion of the land comprising of the .88 acres from the Water Board. Item two recommended a survey of the common boundary between City owned land and Water Board managed land. The work would include setting a monument with the cost to perform the survey split 50/50 between the City and Water Board. Item four recommended widening a portion of the primary road along Merritt Lake due to a small slump which had occurred and narrowed the road. The cost to design the fix and repair the road would be shared by the City and Water Board based on the existing Road Maintenance agreement. The Water Board would assume 69% of the cost and the City would assume 31% of the cost.

Councilor Melton inquired if the Water Board would be receptive to splitting the proposed costs wherein Mr. Hossley replied affirmative. Councilor Vaughan inquired if the timber sale generated any revenue for the City. Mr. Hossley stated the City anticipated receiving an estimated \$592,000 from the timber sale. Councilor Groth inquired if the land purchase would be presented to the Council for separate consideration. Mr. Hossley advised consideration of the land purchase would be presented to the Council at a future date. Councilor Kramer moved to approve the additional scope of work and a change order for \$7,500 for the 2012 City Timber Sale Timber Management Services Contract. Councilor Melton seconded the motion which carried with Mayor Shoji and Councilors Groth, Hanson, Kramer, Melton, and Vaughan voting aye. Councilor Muenchrath was absent.

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

No report was given.

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

City Manager Rodger Craddock thanked the Fire, Police, 9-1-1, and Public Works staff for their performance during the recent winter storm; reported the City had reached a tentative agreement on a four year contract with American Federation of State, County, and Municipal Employees (AFSCME) union and noted union members were scheduled to vote on the contract next week.

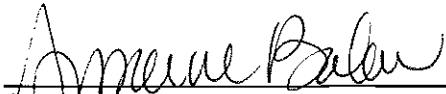
### **Council Comments**

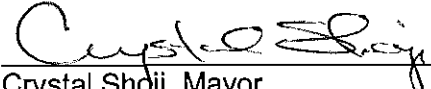
Councilor Hanson expressed his appreciation for all the work done by the Police, Fire, and Public Works Department. Councilor Kramer also praised the various City departments and applauded local youth in the community for their willingness to participate and get involved with city government. Councilor Melton thanked City staff for all the work they put in during the recent winter storm and expressed his support of the Marshfield Pioneer Cemetery. Councilor Groth thanked Public Works staff for keeping the roads clear during the recent winter storm. Mayor Shoji thanked everyone who volunteered and/or attended the recent Jazz Festival and noted the event was a great success. Councilor Vaughan noted consultants for Egyptian Theatre arrived today and announced if anyone from the public was interested, a meet and greet was scheduled from 4:30 – 5:45 p.m. tomorrow in the Library Meeting room.

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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 April 3, 2012 in the Meeting Room at the Coos Bay Public Library.

Attest:   
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Susanne Baker, City Recorder

  
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Crystal Shoji, Mayor