

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

August 1, 2017

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, held at 7:00 pm in the Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

Those Attending

Those present were Mayor Joe Benetti and Councilors Lucinda DiNovo, Drew Farmer, Jennifer Groth, and Phil Marler. Councilors Stephanie Kilmer and Stephanie Kramer were absent. City staff present were City Manager Rodger Craddock, Finance Director Susanne Baker, Deputy Finance Director Amy Kinnaman, Assistant Library Director Ellen Thompson, Public Works and Community Development Director Jim Hossley, Fire Chief Mark Anderson, and Police Chief Gary McCullough.

Flag Salute

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

Public Comments

No public comments were given.

Consent Calendar

Mayor Benetti reviewed the consent calendar which consisted of 3a: approval of the minutes of July 11 and 18, 2017, and; 3b: adoption of resolution 17-17 accepting the Library Services Technology Act (LSTA) grant.

Councilor DiNovo moved to approve consent calendar as presented. Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Semi-Annual Report on Visitor Information Center by Executive Director Timm Slater

Timm Slater, Executive Director of the Bay Area Chamber of Commerce (BACC) provided information on activities of interest at the Visitor Information Center (VIC) such as tourist inquires, monthly events, reader board activity, visitor counts, and revenue and expenditure details. Volunteer support staff training continued to be a focus and priority for the VIC and BACC.

Approval of Designating Marijuana Tax Resources for South Coast Interagency Narcotics Team - Approval Would Require Adoption of Resolution 17-16

City Manager Rodger Craddock stated the City of Coos Bay would receive revenue derived from the taxation of recreational marijuana related sales from both a state imposed tax and a city imposed tax. Currently, the State assessed a 17% sales tax and the City assessed a 3% sales tax on recreational marijuana related sales. The amount of funds to be received was unknown. All related funds must be spent to fund law enforcement. Both Coos Bay and Coos County expressed a desire to use up to 50% of the proceeds to help support the drug enforcement activities provided by the South Coast Interagency Narcotics Team (SCINT).

Based on a consensus of the Council when the topic was discussed at the work session on July 11, 2017, staff prepared a resolution designating marijuana tax resources for Council consideration. City Manager Craddock noted the City was currently funding the salary for Coos Bay Police Captain Cal Mitts who was working as the Director of SCINT.

Captain Mitts shared a PowerPoint presentation which included information on Coos Bay property crime statistics associated to drug related activities. County wide statistics for the first half 2017 showed more meth seized than in the last ten years combined; more heroin arrests in the first half of 2017 than 2016; more vehicle thefts in the first quarter 2017 than all of 2016; SCINT seized 120K in first six months of 2017, and; over 150 investigations to date in 2017. Captain Mitts stated SCINT was the one proactive weapon Coos County had to combat drug related activities. SCINT was not in the business of putting drug users in prison, its purpose was to put drug dealers in prison. SCINT provided specialized equipment and training at no costs; stolen property was located in 66% of all SCINT search warrants. Captain Mitts stated all grant funds to operate SCINT had been depleted.

Councilor Groth moved to adopt Resolution 17-16 designating marijuana tax resources. Councilor DiNovo seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Approval of a Contract Amendment for Oregon Department of Environmental Quality State Revolving Fund Clean Water Loan for Construction of Wastewater Treatment Plant 2 -Approval Would Require Adoption of Resolution 17-15

Public Works and Community Development Director Jim Hossley stated the original loan application for the construction of the expansion and upgrade project for wastewater treatment plant #2 (WWTP#2) was for an amount not to exceed of \$19,636,876. It was anticipated construction would commence summer 2015. Due to delays, construction did not commence until January 2017. At the December 6, 2016 Council meeting, Council approved a guaranteed maximum price for construction of \$24,531,820. Staff requested the Council authorizing staff to request an amendment to the existing Department of Environmental Quality (DEQ) State Revolving Fund (SRF) loan agreement to ensure the City had funds to complete the project. Mr. Hossley noted Charleston Sanitary District would be responsible for payment of approximately 25% of the construction cost of WWTP#2. The District was awarded grants and loans to pay their share, however the funds would not be released until construction of the project was complete.

Councilor DiNovo moved to approve Resolution 17-15 authorizing an additional amount of state revolving funds to Resolution 16-09 loan agreement to finance the expansion and upgrade project for WWTP#2 and to authorize the City Manager to sign document amending the existing SRF loan agreement with DEQ. Councilor Groth seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Award of Contract for the 6th Avenue Culvert Replacement Project

Public Works and Community Development Director Jim Hossley stated the culvert crossing under 6th Avenue, located approximately 300 feet south of F Street was identified as in need of repair. Design was completed and bids were advertised and accepted. Due to environmental regulations and utility crossings/conflicts, it was determined that a bridge needed to be constructed to replace the culvert. Two bids were received and accepted: West Coast Contractors for \$646,432 and Knife River Materials for \$732,970. Engineer estimated project

cost was \$900,885. The project would be funded through the current non-point source agreement with DEQ's SRF program (otherwise referred to as the sponsorship option). The City qualified for up to \$2 million of sponsorship option projects because of the DEQ loan for the Wastewater Treatment Plant #2 project. Due to the nature of underground work and the potential unknowns it was recommended that a 15% contingency be approved.

Councilor Farmer moved to award the construction contract to West Coast Contractors for the 6th Avenue culvert replacement project for a total project cost not to exceed \$743,397 (\$646,432 plus a 15% contingency of \$96,965). Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Award of Contract for Facility Planning for Wastewater Treatment Plant #1

Public Works and Community Development Director Jim Hossley stated in April, Council directed staff to begin negotiating a scope and fee with CH2M to prepare a facility plan amendment for wastewater treatment plant #1 (WWTP#1). A scope and fee was negotiated for an amount of \$267,444. The amount included analyzing the flows and load for the next 20-year period, a current condition assessment of WWTP#1, analyzing the regulatory drivers, analyzing and developing treatment alternatives for the upgrade, and preparing a facility plan document in conformance with the Department of Environmental Quality's (DEQ) requirements.

Councilor DiNovo moved to award the contract to CH2M to prepare a facility plan amendment for a total project cost not to exceed \$307,561 (\$267,444 plus a 15% contingency of \$40,117). Councilor Farmer seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Award of Contract to Civil West for Construction Management Services for Golden Avenue Paving Project

Public Works and Community Development Director Jim Hossley stated Council requested the City pave Golden Avenue in the vicinity of the post office between 4th and 7th Streets. Council awarded a contract to Civil West Engineering for the redesign of Golden Avenue in April 2017. Construction bids were received July 18th, low bidder was Knife River Materials in the amount of \$841,348.75. Mr. Hossley noted the retaining wall was reevaluated/engineered; new cost was \$799,723.75. Because the project required specific inspections for sanitary sewer, concrete drainage basins, and trench compaction tests, staff recommended contracting with Civil West Engineering to provide those services. Cost to provide those services was \$36,300 which included a 10% contingency.

Councilor Groth moved to award a contract to Civil West Engineering for construction management and inspection scope of work and to authorize the City Manager to sign the contract with Civil West Engineering for a fee and 10% contingency not to exceed \$36,300. Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Award of Contract for Mingus Pool Mechanical Upgrade

Public Works and Community Development Director Jim Hossley stated in September 2015, the City received a local government grant program (LGGP) grant through Oregon Parks and Recreation Department to improve Mingus Park community pool. The grant was to assist the City to make needed improvements to mechanical operations, dressing/restrooms, pool water

sanitation system, and pool resurfacing. The project was broken into two phases: dressing/restroom improvements (phase 1) and mechanical operations and pool resurfacing (phase 2). Phase 1 was completed last year. Mr. Hossley noted staff was ready to proceed with Phase 2 using both contractors and city staff to complete the project. Bids were opened May 10, 2017 and the City only received one bid from Anderson Pool Works located in Wilsonville, Oregon in the amount of \$614,650. Since the City only received one bid, staff reached out to Anderson Pool Works to see what value engineering could be achieved. Anderson Pool Works agreed to a revised option (VE Option #1) whereby they would supply the required equipment only, with warranty, for \$276,000. All demolition and installation of piping connections to pool and to pool equipment was to be self-performed by City including all necessary pipe, fittings, flanges, angles, supports, and hardware. The City would provide plumbing and electrical services as needed. Mr. Hossley noted the project total of \$328,350 did not include in-kind staff labor of \$33,720 and City equipment used to self-perform a portion of the project.

Councilor Groth moved to authorize the City Manager to enter into a contract with Anderson Pool Works (\$276,000), authorize staff to purchase materials, utilize the City's plumbing and electrical contractors of record for a total project amount not to exceed \$328,350 which included a 10% contingency. Councilor DiNovo seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Consideration of Approval to Increase the Contingency Budget for North 2nd Street Sanitary Replacement

Public Works and Community Development Director Jim Hossley stated on July 5, 2017, Council approved an award of contract to Benny Hempstead Excavating, Inc. for the N. 2nd Street sanitary sewer replacement project. Construction commenced Tuesday, July 25th. On Wednesday, it was discovered that an incorrect elevation was surveyed on the plans. The engineer (Civil West) and City staff worked together and Civil West revised the plans. Unfortunately, the work that was performed on the first day needed to be removed and replaced at the correct slope. This caused an immediate change order. Estimated cost of the change order was \$10,000. The original contingency approved by Council was for a total of \$11,588. Because the change order occurred at the commencement of the project, staff had concerns that should another unknown condition occur, the original approved contingency would be exceeded. As such, staff requested an additional \$8,412 which would increase the contingency budget to \$20,000; approximately 26% of the original bid.

Councilor DiNovo moved to approve an increase to the contingency budget for the N. 2nd Street sanitary sewer replacement project for an amount not to exceed \$20,000. Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

Approval of the Sale of City Property - Approval Would Require Adoption of Resolution 17-18

City Manager Rodger Craddock stated a Coos Bay resident inquired about purchasing City owned property located adjacent to his property in Eastside. The property was designated as park land (currently undeveloped). The Parks Commission recommended selling the property with proceeds to be earmarked for improvements to the Eastside Park. Staff requested and received direction from the Council to proceed with listing the property for sale based upon the City's realtor of record suggested price of \$35,000. Randy Hoffine of Pacific Properties listed the property and the requesting adjacent property owner made the first full cash offer on the

property. Staff recommended the Council adopt the resolution approving the sale of the property and because the Eastside Park was recently improved, staff recommended the funds from the sale be earmarked for general park maintenance.

Councilor DiNovo moved to adopt Resolution 17-18 approving the sale of the property (tax lot ID of 25S 13W 36AD TL04800) and to direct funds generated by the sale to be earmarked for general park maintenance. Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Marler. Absent: Kilmer, Kramer.

City Manager's Report

City Manager Rodger Craddock stated staff was in the process of transitioning to a paperless agenda and minutes system; noted work on the Steve Prefontaine mural at the Pedway would commence later this month. City Manager Craddock stated staff would be seeking bids to paint the Coos Bay Public Library.

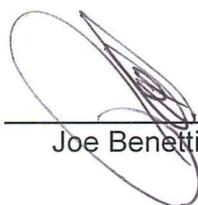
Council Comments

No Council comments were made.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting. The next regular Council meeting was scheduled for August 15, 2017 in the Council Chambers at City Hall.

Attest: 
Susanne Baker, City Recorder



Joe Benetti, Mayor