

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

March 26, 2019

The minutes of the proceedings of a City Council and Urban Renewal work session of the City of Coos Bay, Coos County, Oregon, held at 5:30 pm in Fire Station No. 1 Conference Room, 450 Elrod Avenue, Coos Bay, Oregon.

Those Attending

Those present were Mayor Joe Benetti and Councilors Lucinda DiNovo, Drew Farmer, Stephanie Kilmer, Carmen Matthews, and Rob Miles. Councilor Phil Marler was absent. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Nichole Rutherford, Deputy Finance Director Melissa Olson, Library Director Sami Pierson, Public Works and Community Development Director Jim Hossley, City Engineer Jennifer Wirsing, Resident Project Representative Jan Kerbo, Community Development Administrator Carolyn Johnson, Battalion Chief Jeffery Adkins, and Police Chief Gary McCullough.

Review of the Following Council/URA Agenda for April 2, 2019

Presentation of Coos Watershed Proposal for Storm Drain Mural Project

Several years ago, Alexa Carleton with the Coos Watershed presented to the City a "Storm Drain Mural Program" to create public awareness and draw attention to storm drains through art, as traditional medallions weren't noticeable. The City agreed to try out the program, which proved to be educational for visitors and the community. Ms. Carleton presented a proposal to expand the program to include more locations and stated they had funding and partnerships with the Coos Bay Art Museum, Coquille Indian Tribe, and Coos Bay Downtown Association. The proposal consisted of creating five to seven new mural designs, repainting and sealing the three existing murals from nine years ago, and creation of a loop for a self guided tour including advertising. The goal was to have the project completed in 2019; approval in February, send call out to artists in March, complete surveys in April and May, select artists in June and July, paint in August, and finalize the storm drain mural walk in September. The areas for the murals were not narrowed down until approval was received; however, Central Avenue and City Hall block were high priority due to high visibility during festivals and the amount foot traffic. Council discussed and directed City staff to work with the Coos Watershed on location designations.

Review Proposed Ordinance Revising Drive-Through and Drive-In Facilities

Community Development Administrator Carolyn Johnson stated at Council request staff developed standards and criteria for all drive-through/drive-in facilities to meet, and amendments to commercial zone areas to allow these facilities. The new standards included considerations for noise levels, designated parking areas, stacking distance, maintain clear driving aisles, pedestrian walkways, public right-of-ways, and no demolition or exterior change to designated cultural resource buildings. The new standards would be used for new and existing businesses seeking to add a drive-in/drive-through for all permit types. The commercial areas where amendments would allow future authorization of drive-through/drive-

in facilities included Commercial and Mixed Use, Industrial Commercial, Waterfront Heritage, Hollering Place, and Medical Park districts. On March 12, 2019, the Planning Commission reviewed the amendments and forwarded to Council for approval.

Review Proposed Ordinance Amending the Flood Damage Prevention Regulations

Community Development Administrator Carolyn Johnson stated City staff worked with the Federal Emergency Management Agency (FEMA) and the Oregon Department of Land Conservation and Development (DLCDC) to update the City's Flood Damage Prevention Regulations to assure compliance with FEMA and DLCDC standards. The key mandated Coos Bay Municipal Code (CBMC) amendments included:

1. Change to and expansion of definitions (17.318.050).
2. Identification of the December 7, 2018 date for the Federal Insurance Study for Coos County and its incorporated areas. The prior date had been September 25, 2009 (17.318.080).
3. Deletion of repetitive specific language regarding encroachments in the floodway (17.318.130).
4. Removal of language for Manufactured homes (17.318.130 (5) & 17.318.160 (d)) with addition of language for manufactured dwellings requiring compliance with FEMA's "Manufactured Home Installation in Flood Hazard Areas" guidebook.
5. Addition of specific language for variances (17.318.300).
6. Addition of a violation/penalties section to the regulations (17.318.400).

On March 12, 2019, the Planning Commission reviewed the amendments to CBMC 17.318 and forwarded to Council for approval.

Wastewater Treatment Plant 2 Expansion and Upgrade Project Final Status Report

Resident Project Representative Jan Kerbo presented a detailed status of the Wastewater Treatment Plant 2 (WWTP2) Expansion and Upgrade Project. On November 26, 2018, raw sewage was introduced to the plant, the plant discharge effluent had three episodes where fecal levels exceeded permit levels due to issues with two programming issues and one mechanical error. The manufacturer was still fine tuning and adjusting their programming for the installation, and the Oregon Department of Environmental Quality (DEQ) allowed for a ninety (90) day start-up period for the biology of a new plant to stabilize while anticipating effluent permit exceedences that do not constitute a violation because of startup. The ninety (90) day start-up period would extend if the City provided a timeline of issues and steps taken to correct. The contractor, Mortenson Construction, was granted a twenty-eight (28) day contract extension related to weather delays, but was already sixty-two (62) days past the contracted substantial completion date and two and one-half (2.5) months behind the final completion date for April 2019; the City would be negotiating final payment related to the delays. WWTP2 was originally budgeted for \$24,531,820 and was reduced to \$23,075,085 for redesign, but there were additional fees for consultants having to stay involved in the project longer than anticipated. To close-out the project there would be performance testing for thirty days; final inspection by the City (DEQ completed their final inspection); Mortenson Construction would submit request for final completion and application for final payment. The consulting engineers, Jacobs/CH2M, would review and make a recommendation to the City with the City submitting the final application to DEQ, and nine months after substantial completion DEQ would require submission of test results for a performance evaluation.

Council requested City staff to check back with citizens regarding previous noise complaints and to research along with the Parks Commission what could be done with the old property.

Discussion of Award of Construction Bid for 2019 Bundled Emergency Projects

City Engineer Jennifer Wirsing stated City staff tracks and monitors deficiencies in both the storm and sanitary sewer system. Each year, the deficient lines were prioritized based on extent of deficiency, service area, location (along a major collector and/or arterial), etc. Due to budgetary constraints, only a certain amount of deficiencies could be fixed each year. City staff identified four deficiencies to repair and bundled the design and construction into one bid/project process titled "2019 Coos Bay Emergency Bundled Project" and are located as follows: Central Avenue and North 6th Street (Storm Sewer), Highland Avenue and North 5th Street (Sanitary Sewer), Thompson Avenue Between North 16th and North 17th Street (Storm Sewer), and Southwest Boulevard and Oregon Avenue (Sanitary Sewer). These projects were unplanned, not on the five-year capital improvement projects (CIP) list, but if not repaired could have significant adverse impacts. The project would utilize emergency funds. Bids for construction for this project were opened March 21, 2019, received three bids, and City Staff recommended Billeter Marine with an additional 15% contingency for Council approval.

Discussion of Request for Qualifications for Design Services for Wastewater Treatment Plant I Upgrade Project

City Engineer Jennifer Wirsing stated the city completed facility planning and value analysis efforts for the Wastewater Treatment Plant 1 (WWTP1) Upgrade Project, with the next step to commence with design. In December 2018, City staff submitted an application to the Department of Environmental Quality (DEQ) to fund the first phase of design and construction. Based on correspondence between staff and representatives from DEQ, it appeared the city's application would be approved sometime in April 2019. If Council directed staff to move forward with design efforts, a Request for Qualifications (RFQ) for design services would be advertised to select a qualified consultant. City staff recommended a Recommendation Committee be formed to review the Statement of Qualifications (SOQs) received, to conduct interviews, and to present their findings for the most qualified consultant to perform design services for the WWTP1 project, along with a recommendation to Council. At a minimum, the Recommendation Committee would be composed of City staff and representatives from Bunker Hill Sanitary District. Ms. Wirsing stated phase I of the WWTP1 project would cost \$17,000,000 to \$20,000,000, would be completed in 2025, and the design phase was usually 20% of the total cost. Council directed staff to move forward with the RFQ for design for Phase I for WWTP1 Upgrade and Expansion project. Councilors Farmer and Matthews volunteered to be representatives on the Recommendation Committee.

Approval of the National Child Abuse Prevention & Awareness Month Proclamation

Police Chief Gary McCullough stated by Presidential Proclamation, since 1983, the month of April has been known as National Child Abuse Prevention Month. The common goal for this month was to raise awareness about child abuse and how to prevent it. On April 3, 2019, was the annual Pin Wheel Day at Kids Hope Center where staff, volunteers, and local law enforcement place 350 pin wheels around the center to represent each child seen at the

center in 2018. On April 27, 2019, the public was invited to attend the Family Fun Day held at John Topits Park.

Approval of a National Telecommunication Week Proclamation

Police Chief Gary McCullough stated the week of April 14-20, 2019 was designated as National Public Safety Telecommunications Week. This proclamation signifies the City of Coos Bay as a community which recognizes the important contribution Public Safety Telecommunicators (Dispatchers and support staff) make each day.

Acceptance of Coos County Cultural Coalition Grant

Library Director Sami Pierson stated the library applied for and received a \$300 grant from the Coos County Cultural Coalition for digital advertising. The money would be used to advertise arts and culture programs in a digital format throughout the year.

Council Comments

Councilor Matthews stated the City of North Bend had a presentation regarding the plastic bag ordinance, previous Council decision was to wait for the state to make a decision, but hoped the City of Coos Bay and City of North Bend would work together on an ordinance. City Manager Rodger Craddock stated he would reach out to the City of North Bend if they were going to move forward to work together for consistency, to add Styrofoam products, and find out where the state was on passing a bill.

Councilor DiNovo thanked staff and everyone for a good Council Goals Setting meeting, appreciated the work the Council did, and everyone that was open and honest.

Mayor Benetti stated concern staff was not asked if they could sufficiently meet all the deadlines for the Council goals and they were comfortable with the deadlines. The Landmark Commission accepted the Traditional Cultural Properties Historic District (TCP) based on the criteria, but stated all their concerns; the City of Coos Bay and Landmark Commission letters would be mailed together and posted on the City website. The City of North Bend Landmark Commission had not yet met. Mayor Benetti asked for an update on the Community Enhancement Plan (CEP). Mr. Craddock stated he discussed with County Commissioner Melissa Cribbins and Port of Coos Bay Chief Executive Officer John Burns on March 25, 2019, to reconvene the CEP Work Group committee to put together three different options for the committee to evaluate, and need to set a date for the committee to meet.

Adjourn

There being no further items for discussion, Mayor Benetti adjourned the work session. The next regular Council meeting was scheduled for April 2, 2019 in the Council Chambers at City Hall.



Joe Benetti, Mayor

Attest: Nichole Rutherford
Nichole Rutherford, City Recorder