

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

June 4, 1996

The minutes of the proceedings of the regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, beginning with a work session in the Council Chambers at 7:00 p.m. and proceeding to a regular session in the Council Chambers at 7:30 p.m.

Those Present

Those present were Mayor Joanne Verger, Councilors Cindi Miller, Don Spangler, Judy Weeks, and Dave Williams. Councilor Joe Benetti was out of town and Councilor Gary Combs had another commitment.. City staff present were City Manager Bill Grile, City Clerk Joyce Jansen, City Attorney Randall Tosh, Community Services Director Bruce Meithof, Fire Chief Cliff Vaniman, Police Chief Marc Adams, and Library Director Carol Ventgen.

WORK SESSION

Mayor Verger reviewed the items of the consent calendar. Mayor Verger noted the Library Board recommendations for appointment to the board were Judy Lovell and Bonnie Barron, and the library district contract was up for annual renewal. The Mayor commented that a meeting for public input on the development of Block IV was scheduled for July 13th at the library auditorium. There as no discussion on the proposed settlement agreement with Charleston Sanitary District.

Councilor Spangler inquired why the management salaries were brought to the Council rather than the Budget Committee. City Manager Grile said it was the normal procedure for the Council to review and approve management salaries. Councilor Williams asked about the salary for the building codes supervisor. Mr. Grile said the commitment was made when the department was re-organized and the salary had been set at the level he would earn if he had remained in the union. Mr. Grile commented if the salary was lower, the supervisor would make the same or less than the building inspectors he supervises. Mr. Grile noted that the finance director and operations administrator were not receiving the 2.7 percent salary adjustments.

City Attorney Tosh said staff recommendation regarding Mr. Rosencrantz's request for tree removal did not accurately reflect the language in the ordinance. He further commented that the tree ordinance does allow for removal of trees to enhance the symmetry and beauty of public grounds. Councilor Williams asked if a list of acceptable species of trees had been prepared according to the ordinance; and what category, street trees or park trees, do the trees in question fall; and do the trees fall within the guidelines of the ordinance. Mr. Tosh said the trees were probably grandfathered in at the time the ordinance was adopted. Councilor Weeks expressed concern that Mr. Rosencrantz first appeared before the Council in February and now it is June and still no decision had been made. Mr. Tosh said the timing was based on the reason he originally wanted the trees removed, which was due to the leaves, and was later changed to the damage the roots may cause to his building.

Mayor Verger inquired about the TV cameras for the council chambers. Mr. Grile said staff was in the process of getting information from vendors. Mayor Verger said the committee has been moved ahead with the scheduling and she would like Coos Bay scheduled for Wednesday after the council meeting. Mr. Meithof said Clackamas had been in today to look at the council chambers

Council Minutes - June 4, 1996

and the sound folks would be in tomorrow. He said the plan was to use be two cameras and a VCR, and possibly three cameras. Mayor Verger commented that if it turns out to be too expensive, there are some high school students who may be available to do the taping. Mr. Meithof said someone would have to monitor the cameras, unless we use just one camera, which is not as desirable. When proposals have been received, he will report to the council.

COUNCIL MEETING

Flag Salute

Mayor Verger called the meeting to order and led the assembly in the salute to the flag.

Consent Calendar

Mayor Verger read the consent calendar which consisted of the following items:

- a) Approval of the minutes of the regular meeting of May 21, 1996
- b) Approval of the minutes of a special meeting of May 29, 1996
- c) Approval of OLCC license renewals

Councilor Weeks moved to approve the consent calendar as presented. Councilor Williams seconded the motion which passed with the Mayor and all Councilors present voting aye.

Appointments to the Library Board

Mayor reviewed the Library Board's recommendation for appointments to the board and noted that Bonnie Barron was out of town and not able to attend the meeting. Mayor Verger moved to appoint Bonnie Barron to fill the Library Board position expiring on June 30, 1999 and Judy Lovell to fill the position expiring on June 30, 2000. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Renewal of Library District Contract

City Manager Grile said the contract was an annual requirement and staff recommended renewal. Councilor Williams moved to approve renewal of the Library District contract. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Report on Block IV Development - Presentation by Steve Clay

Steve Clay reported that a meeting for receiving public input on the design of Block IV had been scheduled for July 13th at the library auditorium. Mr. Clay said he would be contacting adjoining property owners regarding the plans for development of Block IV and expected to make

Council Minutes - June 4, 1996

a presentation to the Council at the August 6th meeting. Completion of the project is estimated for 60 days once contract is let. Mr. Clay reported suggestions from meeting with City staff were to use a fountain and flags in front of city hall, possible use of Shutter Creek labor to defray costs, and using 5th Street to develop additional parking. There was further discussion of parking area options and Mr. Clay said he would be bringing at least two or three design options to the Council at the August 6th meeting. Mr. Clay suggested if the plans come in for more than is currently budgeted, the project could be done in phases.

Approval of Settlement Agreement with Charleston Sanitary District

Mr. Grile reported the purpose of the agreement was to resolve the matter of \$74,024 arrearages for wastewater treatment during 1991-1994. The agreement is for payment over a four year period with a minimum payment of \$1,000 per month. Councilor Miller moved to approve the terms of agreement and authorize the city manager to execute the settlement agreement. Councilor Weeks seconded the motion which passed with the Mayor and all those present voting aye.

Approval of Salaries for Management Employees - FY 96/96

Mr. Grile reported the salary proposal was intended to align all department heads except the library director, and all supervisors except the building supervisor would be on same level. The 2.7 percent COLA is the same as the AFSCME Union will receive and will be given to all exempt personnel except those as noted. Mr. Grile said the proposal does not include an increase in the city manager's salary. Councilor Spangler inquired what Mr. Grile meant by parity and Mr. Grile responded that his definition was comparable pay for comparable work. Councilor Spangler inquired as to why this was not taken to the budget committee as it does impact the budget. Mr. Grile responded that management salaries are normally approved by the Council. Councilor Weeks recommended the item be tabled until a full Council is present. Consensus of the Council to postpone the item to the June 18th meeting.

Consideration of Tree Removal at 262 Central Avenue

City Manager Grile reported the City Council had held an on-site meeting to evaluate Mr. Rosencrantz's request to remove the trees next to his building. Mr. Grile noted the ordinance allows for removal of trees for aesthetic purposes. City Attorney Tosh commented that Mr. Rosencrantz's request was not presented as ugly trees, but Council could make the decision. Councilor Spangler said the request was made because Mr. Rosencrantz believed the trees would cause damage to his building. Mr. Rosencrantz said it is unknown whether the roots would cause a problem, but the leaves have caused damage to his building. Councilor Weeks commented that at the 29th meeting it was Rex Miller's opinion that if the trees were pruned the roots would expand. Community Services Director Meithof reported it would cost the city approximately \$500 if city crews take down the trees and a contractor is hired to grind the stumps. There was further discussion whether the City should bear the cost of removing the trees and consensus of the Council was that the City should not pay unless the trees were a threat to public safety. Mr. Tosh suggested a release of claims

Council Minutes - June 4, 1996

be signed before the trees are removed. Councilor Miller expressed concern about other trees throughout the city that are planted close to buildings. Mr. Meithof estimated there are perhaps 40 such trees in the downtown area. Mr. Rosencrantz said he would be willing to remove the trees and chemically treat the stumps. Mr. Tosh commented that Mr. Rosencrantz must comply with the ordinance regarding stump removal. Councilor Weeks moved to allow Mr. Rosencrantz to remove street trees, located on the north side of his building at 3rd and central; to be removed at Mr. Rosencrantz's expense according to the terms of Ordinance No. 188, and that a release would be executed by Mr. Rosencrantz relieving the City of all liability resulting from the presence of these trees. Councilor Williams seconded the motion which passed with the Mayor and all Councilors present voting aye. Mr. Grile asked Mr. Rosencrantz if he agreed to the terms and Mr. Rosencrantz answered in the affirmative.

Public Comments

There were no public comments.

City Attorney's Report

City Attorney Randall Tosh reported the chamber lease had been forwarded to the Chamber of Commerce and was expected to be returned within the week. The revised language for Ordinance No. 288 regarding skateboarding would be presented at the next council meeting; and an appeal to the tax court regarding the assessment against the urban renewal district, involving the art museum, had been filed.

City Manager's Report

City Manager Bill Grile reported on proceeding with an engineering agreement to proceed with five LIDs. He said the next step would be public hearings with a minimal cost to the city. The cost would be borne by the people whose streets are to be improved. Mr. Grile commented on needed improvements to Hall Street. The cost is estimated to be \$30,000 to \$40,000 and may be available from Urban Renewal funds. Mr. Grile reported the Front street grant application and requested the \$25,000 match come out of the Urban Renewal money. He commented the OMI and AFSCME proposals had been received and he would bring a report to the June 18, 1996 meeting.

Mayor and Council Comments

Councilor Spangler asked Mr. Grile if he had considered taking the match from another fund and Mr. Grile said he had not. Councilor Spangler requested a meeting be scheduled for the Design Review Board to begin planning for the Empire Urban Renewal District.

Councilor Weeks reported on a letter she received from Camp Fire Boys and Girls requesting the rent of the Empire Community Building for Camp Fire camp be reduced to last year's level. Councilor Spangler moved to approve the rent reduction to the same as last year's. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Council Minutes - June 4, 1996

Councilor Miller reported while vacationing in Indianapolis she observed that roller blading was allowed with no apparent problems. She commented the Gay 90s celebration was very good and noted that the City did not participate in the parade.

Mayor Verger read a statement regarding urban renewal projects and the library expansion project, which is attached hereto and made a part thereby.

Adjournment

There being no further business to come before the Council, Mayor Verger adjourned the meeting to June 18, 1996 at 7:00 p.m. in the Council Chambers of City Hall.

Joanne Verger
Mayor of the City of Coos Bay
Coos County, Oregon

ATTEST:

Joyce Jansen
City Clerk of the City of Coos Bay
Coos County, Oregon