

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

July 1, 1997

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, Kevin Stufflebean, and Judy Weeks. Councilors Jeff McKeown and Joe Benetti were absent. City staff present were City Manager Bill Grile, Deputy Recorder Joyce Jansen, City Attorney Randall Tosh, Accounting Systems Supervisor Mary Beth Holst, Fire Chief Stan Gibson, Planning Administrator Kevin Cupples, and Police Chief Marc Adams. Members of the media were also present.

WORK SESSION

Mayor Verger reviewed the consent calendar consisting of approval of an OLCC license renewal. City Manager Bill Grile reported the Bank Brewing Company is requesting an easement in the alley behind their building to allow them to construct a second story balcony. Mayor Verger noted the balcony would come out approximately ten feet from the building and run a long line over the parking area. Councilor Spangler asked if an easement is revokable and City Attorney Tosh responded easements may be drafted in many ways, but usually the easement goes with the property. Councilor Spangler inquired what the property owner had planned for the trees which would be affected by construction of the balcony. Mr. Eric Absalon responded they planned to replace the trees with rhododendrons which are easier to maintain.

Councilor Spangler asked that the matter of sidewalk repairs be discussed. Mayor Verger commented that a letter has been sent to Mr. Hasty extending the deadline to repair his sidewalk to August 1st. Mayor Verger reported receiving comments from the public on how it appears citizens are treated at council meetings and she cautioned Councilors to be aware of how matters are presented. Councilor Spangler reported visiting Mr. Hasty's sidewalk and Mr. Hasty was not very receptive to removing the sidewalk and planting grass, or to replacing the sidewalk. He asked if the ordinance would allow for removing the sidewalk and planting grass. City Attorney Tosh commented it must be in the ordinance. City Manager Grile noted the ordinance states the Council determines when a sidewalk needs to be repaired. Mr. Grile suggested amending the ordinance in three areas: clarification of authority for carrying out the ordinance, creation of standards for sidewalks needing repairs, and providing for alternative repairs. Mayor Verger commented Mr. Hasty's neighbor should also have received a letter from the City and did not. Councilor Weeks expressed concern that the sidewalk had been there for many years and all of the sudden it is an issue. She supported enforcing the ordinance. Councilor Stufflebean supported removing the sidewalk and amending the ordinance as suggested by the city manager. Councilor Spangler asked if the sidewalk repair would be at the owner's expense and Mr. Grile said yes. Mr. Grile asked if it was the consensus of the Council to amend the ordinance and Mayor Verger said yes.

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COUNCIL MEETING

Flag Salute

Mayor Verger opened the meeting 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 OLCC license renewal - Bank Brewing Company

Mayor Verger noted the minutes from the previous meeting were not yet available. Councilor Miller moved to approve the consent calendar as presented. Councilor Weeks seconded the motion which carried with the Mayor and all Councilors present voting aye.

Bank Brewing Company Request for Easement

City Manager Grile reviewed the request from Eric Absalon for an easement to allow construction of a balcony over a portion of the parking lot. Lon Samuels, architect for the project, reported the balcony would extend ten feet from the building and would be approximately 50 feet long. He noted no parking spaces would be taken away and the balcony would cover four spaces. City Attorney Tosh commented that certain covenants would be included to protect the City and the easement would be brought back for Council approval. Councilor Miller moved to authorize the city attorney to draft the easement and negotiate the terms. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

Public Comments

Tom Leach, Coos Bay, speaking on behalf of the Coos Bay Trawlers Association, expressed concern about the two to three month closure on fishing. He asked Council's help in supporting the fishing industry. Mayor Verger said the Council supports the fishing industry and thanked Mr. Leach for coming before the Council. She said Council would like to have more information on the subject and then would prepare a letter of support.

Donna Leach, Coos Bay, reported a meeting had been held two years ago and an agreement established with the Oregon Department of Fish and Wildlife. She said ODF&W is not abiding by the agreement and she is asking the City and the Port for their support. Mrs. Leach commented the fishing association had a scientist perform a study and found there are more fish than ODF&W believes; however, ODF&W would not accept the findings. Mayor Verger commented the Council is interested in fishing industry and will write a letter.

City Manager's Report

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City Manager Grile reported the Oregon State Marine Board had approved the City's grant application today for the Eastside boat ramp. Mr. Grile reminded the Council of a luncheon on Thursday sponsored by the Chamber of Commerce for Senator Ron Wyden. He reported the City has received the bill for the charter amendment election in the amount of \$4,152, which was considerably less than first anticipated. He reminded the Council of the Coos Bay North Bend soft ball game on July 19th.

Mayor and Council Comments

Councilor Weeks said she has not been contacted again about the pie eating contest during the North Bend Maritime Festival, and she will be out of town during this time.

Councilor Miller reported the 4th of July event has come together very well thanks to the hard work of the committee. She said there will be lots of family activities and there has been good response from the community in support of the event. Councilor Miller commented on a phone call received by Bill Campbell from some people who had attended the closing ceremony for the Vietnam Memorial, and they had been very impressed with the Mayor's remarks. Councilor Miller also commended the Mayor on her article in the City News.

Councilor Stufflebean commended Chief Adams and police staff on developing the police substation. He said the turn out for the open house was very good and thanked the community for their contributions.

Councilor Spangler commented Mayor Verger gave an outstanding speech at the closing ceremony for the Vietnam Memorial Wall. Councilor Spangler reported on the tour sponsored by OCEAN and said there are a number of exciting plans for the area which include the Coos Head Naval facility, wind surfing, boat tours on the bay, and the North Bend waterfront project. He commented the North Bend waterfront project will fit in well with what Coos Bay is trying to do on Front Street.

Mayor Verger congratulated the police department and the Empire community on the police substation. She apologized for missing the open house because she was attending the League of Oregon Cities meeting in Baker City. Mayor said she is looking forward to the 4th of July event and commented it is a good family activity. Mayor Verger reported on the League of Oregon Cities meeting.

Executive Session

Mayor Verger moved to meet in executive session pursuant to ORS 192.660 (1)(d) and (h) for the purpose of consulting with legal counsel concerning labor negotiations and potential litigation. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Adjournment

There being no further business to come before the Council, Mayor Verger adjourned the

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meeting to July 15, 1997 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
Deputy Recorder of the City of Coos Bay
Coos County, Oregon