

## **MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL**

**July 19, 2016**

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 Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

### **Those Attending**

Those present were Mayor Crystal Shoji and Councilors Fred Brick, Mark Daily, Jennifer Groth, Stephanie Kramer, Thomas Leahy, and Mike Vaughan were present. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Susanne Baker, Library Director Sami Pierson, Community Development Director Eric Day, Public Works Director Jim Hossley, Fire Chief Mark Anderson, and Police Chief Gary McCullough.

### **Flag Salute**

Mayor Shoji opened the meeting and asked Stephanie Kilmer to lead the Council and assembly in the salute to the flag.

### **Public Comments**

Ken Folker, Coos Bay: Expressed sorrow for the loss of police officers nationally; and thanked the veterans, fire department, and paramedics for their service.

### **Consent Calendar**

Mayor Shoji reviewed the consent calendar which consisted of 3a: approval of the minutes of July 5, 2016; 3b: acceptance of the June 2016 accounts payable and payroll check registers, and; 3c: acceptance of the June combined cash report. Councilor Groth moved to approve the consent calendar approving the minutes of July 5, 2016, accepting the June 2016 accounts payable and payroll check registers, and accepting the June combined cash report. Councilor Brick seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **New Council Business**

Councilor Brick discussed the community interest in Pokémon Go.

### **Presentation of the Downtown Association's Semi-Annual Report**

The Downtown Association (DTA) Main Street Manager, Elizabeth-Claire (EC) Knox, provided a PowerPoint presentation recap of 2015 events and projects. Highlights included promotion of the 3A Basketball State Championship, Festival of Sails, Farmers Market, Music on the Corner. Projects for 2016 included: assisting with the design of 3<sup>rd</sup> and Central lot, purchasing flower baskets, updating wayfinding signs and walking maps, replacing banners, and promoting downtown events. Councilor Vaughan asked when the street banners would be changed and Ms. Knox stated they would be changed seasonally and updated with new images. Councilor Vaughan suggested the City logo committee meet with the DTA to coordinate the imagery theme

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for continuity with the City. Ms. Knox stated she would be glad to work with the City's committee and attend the next meeting.

### **Presentation of Semi-Annual Bay Area Chamber of Commerce Activity Report**

Barry Winters, President of the Bay Area Chamber of Commerce (BACC), provided information on BACC's various committees and boards; noted the 2016 Chamber Directory would be available later this month; and was complimentary of the background and qualifications of Timm Slater. Other updates included information on the Chambers efforts to promote tourism, Chamber operations, and staff and director activities.

### **Public Hearing to Consider Amendment to the Tree Board Ordinance – Approval Would Require Enactment of the Proposed Ordinance**

Public Works Director Jim Hossley stated on July 5, 2016 the Council directed staff to prepare an amendment to the Tree Board Ordinance to provide more flexibility in appointing additional qualified members to the Tree Board. The current ordinance stated the Tree Board would consist of seven members and Council expressed interest in appointing up to eight members. The proposed ordinance would amend the existing Tree Board Ordinance No. 181 and limited the update to the Tree Board Composition and Procedures section of the ordinance.

Mayor Shoji opened the public hearing. No public comments were given and the hearing closed.

Councilor Groth moved to enact the ordinance amending Ordinance No. 181, regulating city trees and the Tree Board, as amended by Ordinance No. 470. Councilor Brick seconded the motion. Finance Director Susanne Baker read the ordinance by title only and Ordinance 475 was enacted by the following vote:

Aye:	Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan
Nay:	None
Absent:	None

### **Public Hearings to Consider No Smoking on City Owned Property Ordinances – Approval Would Require Enactment of the Two Proposed Ordinances**

City Manager Craddock stated on June 21, 2016, the Council directed staff to prepare ordinance amendments to ban smoking at all city owned and developed parks and facilities. Mr. Craddock noted the city currently had two ordinances that regulated smoking: a park ordinance which regulated smoking in Mingus Park and on or near the downtown Boardwalk and another which regulated smoking at or around the Library. The parks ordinance was amended to include all developed parks: Mingus, John Topits, Eastside, Ed Lund, Taylor/Wasson, Windy Hill, South 10<sup>th</sup> Street, Hollering Place Wayside, Marshfield Pioneer Cemetery, Eastside Boat Ramp, Empire Boat Ramp, and the Downtown Boardwalk.

City Manager Craddock proposed amending the ordinance banning smoking at the Coos Bay Library to include the City's non-park public facilities which included: Coos Bay Public Library, Fire Stations, and the Visitor Information Center (VIC). The proposed ordinance did not include

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the Egyptian Theatre, Coos Art Museum, Railroad Museum, Sun Museum, nor the various city-owned wastewater treatment facilities since the city contracted with other entities to operate those facilities. The City Shops and City Hall areas were also recommended to be excluded to allow employees and the public to smoke in respective areas. The estimated cost for purchase and installation of signage and poles for designated non-smoking areas was \$10,750 for materials and labor.

Mayor Shoji questioned if the Empire and Eastside boat ramps might be excluded as well. Councilor Daily asked if vaping would be included in the smoking prohibition wherein City Attorney Nate McClintock stated yes. Councilor Daily stated E cigarettes wrongly encouraged youth to smoke.

Mayor Shoji opened the public hearing. Frances Smith, Coos Bay: Stated she was a representative of the Coos County Friends of Public Health which supported the proposed ordinances to prevent second hand exposure to tobacco smoke, provided a positive influence to young people, created a clean environment, showed the community promoted healthy behavior, and did not condone tobacco use. Shannon Durkee, Coquille Stated she was on the Tobacco Prevention Committee for Health and Wellness and they recommended all of the city properties be included in the ordinance. Joe Monahan, Coos Bay: Stated he was a smoker and supported allowing employees to smoke in designated areas; and asked if the ban included the water line at Empire Lakes park. Robert Cribbens, Coos Bay: Stated he smoked, did not like to be around smoking, and did not agree there should be exclusions; it should include everybody, and would send a wrong message to the community otherwise. Mayor Shoji closed the public hearing.

Councilor Vaughan stated he agreed with Mr. Cribbens, public employees should not be able to smoke if the public could not smoke; noted smoking affected health and suggested the city paid for sick days as a result of poor health due to smoking. Councilor Groth asked if the ordinance would have to be rewritten to be amended wherein City Attorney Nate McClintock stated the proposed ordinances could be enacted with the proposed changes. Councilor Leahy stated the public identified those working in the public venue wearing yellow vests as an indication they were public employees. Councilor Leahy stated he had seen individuals toss cigarette butts on the ground and disapproved of the practice. Councilor Kramer stated exceptions could not be made and she did not like to see cigarette butts on the street. Mayor Shoji stated she did not want to encourage smoking and agreed with Mr. Monahan. Mayor Shoji stated smoking was a bad habit; however, there were many things that we should do and don't, such as exercising and eating healthy, it seemed punitive for those who smoke. Councilor Brick stated he disliked smoking and thought smokers had become a persecuted minority who had to skulk around; this was a slippery slope and where would the Council stop. Councilor Brick asked what action would be taken if someone violated the policy. City Manager Rodger Craddock stated they would be subject to the same fines as the public; additionally, this would be a work place change and could result in a union bargaining contract change. Councilor Daily stated restaurants had places for employees to smoke, restrictions were not unprecedented. Councilor Vaughan asked for a clarification wherein Councilor Groth stated this would allow smoking at the city shops and city hall for anyone. Councilor Vaughan stated smoking was addictive, like alcohol and marijuana, and when someone did not get their dose of nicotine, they became irritated and their performance was impacted. Councilor Vaughan stated he smoked in the past and he knew the difference and did not think it was okay to advocate it in any place.

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Councilor Groth moved to enact the ordinance amending Ordinance No. 248 regulating activities and uses within the Coos Bay park system, as amended by Ordinance 458, 428, and 296 with the amendment of allowing the City Shops and City Hall as smoking areas and to add E cigarettes as a prohibited activity. Councilor Daily seconded the motion. Finance Director Susanne Baker read the ordinance by title only and Ordinance 476 failed by the following vote:

Aye: Mayor Shoji and Councilors Daily and Groth  
Nay: Councilors Brick, Kramer, Leahy, and Vaughan  
Absent: None

Councilor Brick moved to enact the ordinance amending Ordinance No. 248 regulating activities and uses within the Coos Bay park system, as amended by Ordinance 458, 428, and 296 with the amendment of adding E cigarettes as a prohibited activity. Councilor Daily seconded the motion. Finance Director Susanne Baker read the ordinance by title only and Ordinance 476 and was enacted by the following vote:

Aye: Councilors Brick, Daily, Kramer and Vaughan  
Nay: Mayor Shoji and Councilors Groth, and Leahy  
Absent: None

Councilor Kramer moved to enact the ordinance amending Ordinance No. 459, City Library smoking restrictions. Councilor Brick seconded the motion. Finance Director Susanne Baker read the ordinance by title only and Ordinance 477 was enacted by the following vote:

Aye: Councilors Brick, Daily, Kramer, and Vaughan  
Nay: Mayor Shoji and Councilors Groth and Leahy  
Absent: None

The first ordinance was reread to correct the ordinance title and adding E cigarettes as a prohibited activity. Councilor Kramer moved to enact the ordinance amending Ordinance No 248 regulating activities and uses within the Coos Bay park system, as amended by Ordinance 458, 428, and 296 with the amendment of adding E cigarettes as a prohibited activity. Councilor Groth seconded the motion. Finance Director Susanne Baker read the ordinance by title only and Ordinance 476 was enacted by the following vote:

Aye: Mayor Shoji and Councilors Brick, Daily, Groth Kramer, Leahy and Vaughan  
Nay: None  
Absent: None

Councilor Vaughan suggested rehab for someone violating the smoking ordinance rather than a fine.

### **Consideration for Approval of a Marijuana Business License Ballot Measure and a Tax Ballot Measure – Approval Would Require Adoption of Resolution 16-11 and Resolution 16-17**

Finance Director Susanne Baker stated at the June 7, 2016 City Council meeting, the Council directed staff to prepare the necessary paperwork to file ballot measures for the November 8,

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2016 election. At the July 5, 2016 Council meeting, the City Attorney was asked to provide more information in the summary section of the SEL 802 regarding what marijuana activities would be permitted. The revised summary stated:

*Currently the City's business license requirements prohibit any type of business which violates Federal, State, or local laws. While Oregon law allows for marijuana dispensaries and other marijuana related activities, the use and sale of marijuana remains illegal under Federal law. An affirmative vote on this measure would amend the City's business license requirements to permit the establishment of state –registered and licensed medical and recreational marijuana businesses in the City that are in compliance with local land use ordinances despite Federal law prohibiting the use and sale of marijuana.*

Councilor Kramer asked if citizens voted in favor of the ballot measure, if it would take onus off the Council wherein City Attorney McClintock stated it would to a certain extent. Councilor Groth stated she would vote nay because the Council could have taken the actions necessary for the two ballot titles without going to a vote of the citizenry.

Councilor Kramer moved to adopt Resolution 16-11 to submit to the electors, “should the business license ordinance be amended to allow state registered and licensed marijuana businesses operate within the City” (SEL 802). Councilor Daily seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Kramer, Leahy, and Vaughan voting aye and Councilor Groth voting nay.

Councilor Leahy suggested the tax be used for repair of potholes. City Manager Rodger Craddock stated if it did pass, the funds could be dedicated for road maintenance by the Council.

Councilor Kramer moved to adopt Resolution 16-17, “should Coos Bay impose a three percent tax on sales of marijuana items by recreational marijuana retailers in the City” (SEL 802). Councilor Daily seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Kramer, and Vaughan voting aye and Councilors Groth and Leahy voting nay.

### **Update on the Certified Local Government Grant**

Community Development Director Eric Day stated in October 2015, the Council approved Ordinance 471 which established the historic preservation process to identify, recognize, and preserve significant properties and to encourage the rehabilitation of historic buildings and structures. The Council also approved Ordinance 472 which amended the duties of the Design Assessment Team (DAT) to include acting as the City's Historic Preservation Committee. Mr. Day stated the Certified Local Government (CLG) was a federal program through the National Parks Services and administered by the Oregon State Historic Preservation Office (SHPO); City was approved to participate in the program on March 14, 2016.

As a CLG Community, the City was eligible for education, training, and project restoration grants; City was award a \$12,000 training/education grant. As part of that grant, three members from the DAT and one staff member attended the Historic Preservation Conference in Salem. The purpose of the conference was to educate participating organizations on the purpose of the CLG program and associated grants. Mr. Day stated the DAT planned to hold a series of events related to the CLG program and the grant the City received which included: holding an open house in a historic

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building to inform the public and owners of historic properties about the local landmark registry; a state representative would also be at the open house to inform building owners about state and federal programs. The DAT was also working on ideas to educate property owners and the public about historic preservation and promoting historic properties in the community. Future projects included creating a program to award owners for completing historic preservation projects and installing historic information plaques next to historic building to present the historic importance of the buildings and their place in the City's history.

Mayor Shoji stated the CLG award was a major step for the City and she would like to see Council goals incorporated into the grant/project. Councilor Groth suggested this type of project was a good project to enlist the community to take interest in City projects and grants. There was discussion on the purpose of the grant and recent training for the DAT to assist them with the next phase to establish new projects. Mayor Shoji stated she preferred focus to be directed towards a building; however, historic information plaques were also good. Councilor Groth stated the Council did identify the DAT team to work on the project. Community Development Director Eric Day stated there were no dedicated projects specific at this time and these were planning tools.

Councilor Brick left the meeting at 8:15 p.m. and returned at 8:17 p.m. City Attorney Nate McClintock left the meeting at 8:16 p.m. and returned at 8:21 p.m.

### **Discussion on Public Art Policy**

Community Development Director Eric Day stated one of the City Council Goals was to create a public arts program to enhance areas within the urban renewal districts by promoting integrated arts and culture. In looking at other art programs throughout Oregon and the Western U.S., it was clear they all contained many of the same components. The most important factors to consider appeared to be:

1. Financing – Whether the program was a 501(c)3, financed through either City or URA funds or financed by new development; a stable funding source was needed to support the efforts of local artists to create the program.
2. Organization – There were many different types of organizations which could lead City sponsored art programs. The City and/or URA could run the program or they could appoint a board or commission. Whoever led the program would need to make many different decisions such as what type of art to sponsor, where to locate the art, communication about the program and marketing the different events and installations.

Mr. Day provided the Council with a list of programs from various cities in Oregon which included Bend, Hood River, Lake Oswego, Pendleton, and Portland and one from Grand Junction Colorado.

Councilor Kramer left the meeting at 8:18 p.m. and returned at 8:20 p.m.

Staff recommended holding one or two public meetings/open houses to start the process and to engage the public to create a positive force from those wanting a public art program to get involved. Mr. Day stated a well-developed public art program would provide an added dimension

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to attracting visitors, a positive effect on quality of life, and would support previous efforts of the local art community.

Mayor Shoji suggested staff provide a couple different models which could work for the Council to consider. Councilor Leahy suggested including the Coos Art Museum for input. Councilor Daily stated his view of public art was a structure placed in public for view, outside, and would he would like to see something incorporating the wind which generated musical notes and an interactive water fountain feature. Councilor Groth suggested an “art summit” or open house to take public input on what the public viewed as public art, to generate creative ideas, and to respond to ideas to help create a public art policy. Mayor Shoji stated there seemed to be a lot of interest on the subject and the open house should be noticed as a public meeting.

### **Award of Contract to Replace Sewer Line and Resurface West Park Road**

Public Works Director Jim Hossley stated the West Park Road sustained damage and subsequently failed during the December 2015 storm event. The project was approved by the Federal Emergency Management Agency (FEMA) for reimbursement. The City advertised for the West Park Road Rehabilitation project and received four bids: Billeter Marine \$175,000; Johnson Rock Product \$92,384; Knife River Materials \$91,559, and; Benny Hempstead Excavation \$88,980. Mr. Hossley requested a 5.6% contingency be added to the total project cost. Councilor Leahy stated he received complaints about road cuts completed over the last couple of years and would like to see pavement cuts not fail so soon. Councilor Vaughan asked when a contingency would be utilized and expressed concern this would happen and the final price would be higher than the next higher bid. Councilor Daily moved to award the contract to Benny Hempstead Excavation for the West Park Road rehabilitation project in the amount of \$88,980 with a \$5,000 (5.6%) contingency for total project amount not to exceed of \$93,980. Mayor Shoji seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **Approval of After-the-Fact Change Order for the Coos River Highway Rehabilitation Project**

Public Works Director Jim Hossley stated Benny Hempstead Excavation was the successful bidder for the Coos River Highway rehabilitation project. On June 7, 2016 the Council awarded the bid to Benny Hempstead Excavation for an amount of \$49,750 in addition to a 10% contingency for an amount not to exceed \$55,000. Mr. Hossley stated the project was completed and opened to 2-way traffic on June 17, 2016. The project experienced two change orders. Change order #1 was a deduct item because guard rail was not required to be installed. Change order #2 was for additional materials beyond what was specified in the bid documents.

During roadbed preparation, after the old asphalt in the westbound lane was peeled away, it was determined that roadbed erosion extended further into the eastbound lane than was previously believed, an additional 7 ft. X 80 ft. Additionally, to correct an elevation issue between road wearing surface and the road shoulder, additional shoulder material was needed along the westbound lane. The additional work/material was not part of the original contract. Mr. Hossley stated this request was for after-the-fact approval as the work was already completed. The decision to move forward was made in order to get the road reopened in a timely manner and the cost of the work exceeded the Council authorized amount by \$1,926.

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Councilor Groth moved to authorize after-the fact additional expenditure of \$1,926 resulting from a \$16,526 change order for additional excavation and grading by Benny Hempstead Excavation for the Coos River Highway rehabilitation project, increasing the approved contract to an amount not to exceed \$56,926. Councilor Brick seconded the motion. Councilor Vaughan stated he was thankful that Public Works Director Jim Hossley provided contract specifications on the spot, thought this was a job well done, and appreciated the education. A call for the motion was made which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **Approval of After-the-Fact Emergency Repair of the Force Main Serving Pump Station #17**

Public Works Director Jim Hossley stated on Tuesday morning, June 14, 2016 the City of Coos Bay experienced a sanitary sewer overflow caused by a deficiency in the force main serving eastside. The deficiency was located along the bank on the east side of the Isthmus Slough Bridge. The spill was reported by an Oregon Department of Transportation (ODOT) Bridge Inspector. The inspector stated that he was onsite the previous day and observed no odor or evidence of a spill. Based on that information, it was determined the spill started sometime between Monday and Tuesday morning. Once the spill was reported it took the City wastewater crew seven minutes to respond, shut down the pump station which served the force main and subsequently stop the spill.

Councilor Leahy left the meeting at 8:40 p.m. and returned at 8:45 p.m.

Mr. Hossley stated a sanitary sewer overflow of 12,760 gallons was estimated and reported to Oregon Department of Environmental Quality (DEQ), Oregon Emergency Response System and the Oregon Department of Agriculture. The City mobilized a construction crew (Johnson Rock) on the same day the spill was reported and the repair was completed by early evening the same day. Mr. Hossley noted the City had previously identified this segment of pipe for replacement due to its age. The City contracted with The Dyer Partnership to prepare plans and specifications for the replacement of this line. Due to the in-water work window it is anticipated the project would commence in October.

Mr. Hossley reviewed the conditions which resulted in the City declaring a need for emergency repair pursuant to Section 11 of the City's contracting rules. The total cost of repair was \$3,444; due to the emergency nature, staff was unable to obtain three phone quotes per the City's contracting rules. Councilor Vaughan asked if there were monitors which would indicate there was a difference in flow rates due to a fracture in the line wherein Public Works Director Jim Hossley stated the City did not have a computerized system which would monitor such concerns due to budget constraints.

Councilor Brick moved to approve the award of the invoice and procurement method for the after-the-fact emergency sewer repair for the force main which served Pump Station #17 for an amount not to exceed \$3,444 pursuant to the emergency contracting rules found in Section 11 of the City's contracting rules. Councilor Groth seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **Consideration for Approval of New Day Use Hours at Mingus Park**

Public Works Director Jim Hossley stated on June 21, 2016 the Council considered revising the open hours for Mingus Park from the current 24 hours to the Parks Commission's recommended

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dawn to 11 p.m. The consensus of the Council was to change the Mingus Park open hours to dawn to 10 p.m. Mr. Hossley stated an ordinance was not required to make the change. Coos Bay Municipal Code, section 12.35.020 (3) stated, "Day Use. All parks are for day use only, except as otherwise posted in designated recreational areas. The Coos Bay Boardwalk and the use of the ramps at Empire boat ramp and Eastside boat ramp were exempt from this regulation". Signage would need to be placed at the Mingus Park entrances indicating the park's new hours.

Robert Cribbens, Coos Bay: Stated he knew people who were out in the park in the predawn hours and others who worked a swing shift who would like to walk or ride their bike in the park and the proposed change would eliminate their ability. Councilor Daily asked if this would violate rights of camping for the homeless wherein City Attorney Nate McClintock stated camping on public property was prohibited.

Mayor Shoji moved to direct staff to post Mingus Park open hours to be from dawn to 11 p.m. Councilor Daily seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **Award of Contract to Retile the Mingus Park Pool Building**

Public Works Director Jim Hossley stated the City advertised for the Mingus Park Pool building rehabilitation project to retile the shower area and restrooms, replace plumbing, and restroom partitions. The City received one bid from Tom E. Gayewski Construction, Inc. in the amount of \$93,387. Because the City received one bid, the City negotiated with Tom E. Gayewski Construction, Inc. down to \$88,987. The bid reduction resulted in having to reuse the shower valves rather than replaced. Mr. Hossley stated the valves were in good shape and replacement parts are readily available; noted the City normally required contractors to provide a performance bond, which in this case was an added project cost of \$1,800. Tom E. Gayewski Construction, Inc. was a well-known local company and performance bonds were generally required when a contractor had no history with the City. If the City waived the performance bond of \$1,800 there would be a total savings of \$6,200.00, reducing Tom E. Gayewski Construction, Inc's bid down to \$87,187.

Mr. Hossley noted the City received an Oregon State Parks grant for the Mingus Pool repair work which also included replacing portions of the pool's mechanical system and refurbishing the pool tank. The city bid out the work to replace the mechanical system and refurbish the pool tank; several contractors attended the pre-bid for the project, however the city received no bids. Staff planned to combine the two projects and re-bid the work at a future date.

Mayor Shoji questioned amount of risk if a performance bond was not required wherein Mr. Hossley stated there was a risk however he referred to the many projects the contractor had performed in the past for the City and their local reputation as mitigating factors.

Councilor Groth moved to award the contract to Tom E. Gayewski Construction, Inc. for bid amount not to exceed \$87,187. Councilor Daily seconded the motion which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

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Andrew Sheeler, Coos Bay: Stated as a reporter for The World newspaper, they were opposed to the pending executive session and the Council should explain their reason for the executive session in public.

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

City Attorney Nate McClintock stated his family attended the July 4<sup>th</sup> activities and had a very nice time.

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

City Manager Rodger Craddock stated the new Egyptian Theatre façade window cases were installed and look great.

### **Council Comments**

Councilor Vaughan stated there would be a ground breaking at the Liberty Theatre for the ADA restrooms on Thursday; and stated it had been one year since inception of the project. Councilor Leahy stated the Coos Bay Boat Building Center signed a contract for the Tall Ships event and submitted a grant to Travel Oregon. Councilor Brick stated he recently attended the farmers market in McMinville and it compared favorably to Coos Bay's market. Councilor Groth defined Blue Zones as communities that adopted healthier lifestyles and referred to the Bay Area Hospital grant application being pursued to declare our community a Blue Zone for educational funding and promotion of healthier lifestyles; proposed the City Council write a letter of support for the grant proposal; consensus was a letter should be written. The Streets Task Force had moved forward to recommend a 4 cent gas tax for both cities to be included on the November ballot with funds dedicated for street repair; and welcomed names of community groups who would like a presentation of the ballot measure. Councilor Kramer read a statement about the role of government, regulations, necessity of public safety staff; wastewater sewer rate increases that should have been implemented by past Councils; history of the proposed wastewater treatment plant 2 construction and DEQ approval process; the difference in the construction costs over time; did not recommend comparing the City of Coquille's wastewater construction to the City of Coos Bay's wastewater construction process; referred to statements by other Councilors who had stated they did not understand some issues; Council knowledge of the wastewater process; far reaching implications of the wastewater construction decision by the Council not moving forward; DEQ fines; loss of the 1% DEQ loan; loss of the loan for Charleston Sanitary District; building moratoriums; and concerns by the other community partners. Councilor Daily asked Chief McCullough what was being done to help the City's police staff with regards to the recently national violence towards police. Chief McCullough stated the community had shown a lot of support, which was very much appreciated and referred to various actions taken to show support.

Mayor Shoji read the executive sessions rules and entered into executive session. The Council reconvened after the executive session.

Councilor Daily moved to release the confidential information and scope of work (page 1 and 2) from the legal firm Farella Braun Martel. Councilor Leahy seconded the motion. Councilor Brick stated he would like reinforced the reason The World did not get the information at first request was because it was a process issue; the request needed to go to the Council for approval. A call

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for the motion was made which carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

Major Shoji made a motion for future wastewater committee meetings, including contact with the legal firm Farella Braun Martel, be public meetings so other Councilors could attend. City Attorney Nate McClintock stated a fourth member of Council would make the meetings a quorum, thus required to be publicly noticed. The intention was for the committee to collect facts, get the information to the Council for a decision, and to make recommendations. Councilor Daily seconded the motion carried with Mayor Shoji and Councilors Brick, Daily, Groth, Kramer, Leahy, and Vaughan voting aye.

### **Adjourn**

There being no further business to come before the Council, Mayor Shoji adjourned the meeting. The next regular Council meeting was scheduled for August 2, 2016 in the Council Chambers at City Hall.

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Crystal Shoji, Mayor

Attest: \_\_\_\_\_  
Susanne Baker, City Recorder