

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

December 19, 2000

The minutes of the proceedings of the regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, beginning at 7:30 p.m. in the Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

Those Present

Those present were Mayor Joe Benetti and Councilors Anna Marie Larson, Jeff McKeown, Cindi Miller, Don Spangler, Kevin Stufflebean, and Judy Weeks. City staff present were City Manager Bill Grile, Deputy Recorder Joyce Jansen, City Attorney Randall Tosh, Fire Chief Stan Gibson, Police Chief Chuck Knight, Shanda Shribbs, and Library Director Carol Ventgen.

COUNCIL MEETING

Flag Salute

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

Consent Calendar

Mayor Benetti reviewed the consent calendar which consisted of the minutes of October 30 and November 7, 2000 meetings and adoption of Resolution 00-41 accepting a grant from ODOT for the 4th Street/Elrod improvement project. Councilor Miller moved to approve the consent calendar as presented. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

Department Report by Library Director Carol Ventgen

Library Director Carol Ventgen reported the Saturday holiday program will feature cultural awareness activities and local storytellers. A special library grant for \$16,000 will be used to purchase equipment for the large meeting room and \$2700 has been received from the Ready to Read grant to provide programs for children and bilingual materials for the accelerated reader program.

Special Report from the US Coast Guard Regarding the Downtown Oil Spill

US Coast Guard Petty Officer Chris Baker reported there had been a spill of an oil substance into the bay last week. A thorough investigation which included sending a camera to video the lines had been conducted by Coast Guard personnel and contractors hired by the Coast Guard. Traces of oil substance had been found in the pipe located under Central Avenue. Mr. Baker reported some of the lines are the old terra cotta type installed during the 1920s and 30s and the video shows some of the lines are crushed and some have breaks or fractures in them. The video shows water coming in from the ground around the pipe through the breaks and joints in the pipe. Mr. Baker noted last week was the second spill; the original spill was on October 29th. It is estimated the first spill was approximately 50 gallons and the second spill estimated at 15 gallons with five gallons going into the bay. The point of origin is unknown and the conclusion from the

City Council Minutes - December 19, 2000

investigation is that there is oil sitting on top of the water table. During heavy rain the water table goes up and the oil on top of the water table is sucked into the pipes through the cracks in the pipeline. Mr. Baker noted the oil substance has been found in all the lines in the downtown area.

Councilor Spangler inquired if the oil had been analyzed and Mr. Baker reported it had been analyzed during the first spill and is old diesel oil with many impurities. Additional samples have been taken from the last spill. Councilor Weeks suggested checking for old fuel tanks under the buildings in the area. Mr. Baker reported DEQ has kept records of the tanks and these were checked during the investigation. Mayor Benetti inquired what the next procedure would be for the City. Mr. Baker reported the Coast Guard has declared the incident a non-spill and will be leaving the situation in the hands of the City. He noted if a tank is found, the incident could go back against the owner. The investigation was funded from a special federal trust fund for dealing with oil spills and cannot be used to continue the monitoring of a non-spill incident. Mr. Grile commended Petty Officer Baker and the crew for an excellent professional job, and reported the City will work with DEQ for options available to the City.

Public Hearing on the Proposed Plan Amendment for the Downtown Urban Renewal District and Enactment of Ordinance No. 301

Mayor Benetti opened the public hearing to receive comments on the proposed plan amendment for the Downtown Urban Renewal District. The amendment would add the purchase of real property for and construction of a facility to house a historic railroad museum as a project to the Downtown Urban Renewal Plan. Julia Spangler, Coos Bay, commented the project would benefit the city. Museums are well attended and are good attractions for residents and visitors. She further noted the railroad museum would complement the boardwalk, art museum and future historical museum. There being no further comments to come before the City Council, Mayor Benetti closed the public hearing.

Councilor Weeks moved to enact Ordinance No. 301 approving a substantial amendment to the 1988 Urban Renewal Plan for the City of Coos Bay. Councilor Stufflebean seconded the motion and Deputy Recorder Jansen read the ordinance by title only and polled the Council with the following results:

Voting Aye:	Mayor Benetti and Councilors McKeown, Miller, Spangler, Stufflebean, and Weeks
Voting No:	Councilor Larson
Absent:	None

Approval of the 1998/1999 Arrearages Settlement Agreement with the Charleston Sanitary District

City Manager Bill Grile reported a settlement agreement has been negotiated on the amount to be charged to Charleston Sanitary District for treatment of their wastewater at Plant II has been reached. Councilor Weeks moved to accept the settlement agreement between the City and Charleston Sanitary District. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Approval to Surplus Timber for Coos Bay-North Bend Water Board's Pony Creek Dam Project

City Council Minutes - December 19, 2000

City Manager Bill Grile reported the Water Board is ready to proceed with Timber Sale No. 2 which is the timber below the raised pool level of the new Upper Pony Creek Dam. The timber sale consists of 30 acres of various species of timber of which only .76 of an acre belongs to the City of Coos Bay. The sale would bring the City an estimated \$6,544 after expenses. Councilor Stufflebean moved to surplus the timber and proceed with the sale. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

Adoption of Resolution 00-40 Revising the City Council Rules

Mayor Benetti commented the Council Rules had been discussed at the December 5th meeting and revised rules were now ready for the Council to adopt. Councilor Spangler noted typographical errors in Section 4.3.2. Councilor Miller moved to adopt Resolution 00-40 amending the Council Rules as provided in the City Charter. Councilor Stufflebean seconded the motion which passed with the Mayor and all Councilors present voting aye.

City Manager's Report

City Manager Bill Grile reported a police officer had been involved in a traffic accident. The officer was not injured and the accident is being investigated by the State Police Department. Mr. Grile reported a letter has been sent to the Chamber of Commerce regarding access after hours to restrooms located at the Chamber offices. The city has a lease with the Chamber for the building and it will be up to them whether to allow the access. Staff has completed an inventory of all city owned sidewalks and the city has completed repairs to the sidewalks. The city will be going out to bid on the demolition of the Sportsman building and the plan for the plaza will come to the Agency for approval. Mr. Grile reported work is underway on the concept of a Bandon-style gateway for the Empire District. He and the city attorney are working on the draft for the Empire facade improvement program. Mr. Grile reported he will be in Tempe Arizona for the Fiesta Bowl and wished everyone a Merry Christmas.

Mayor and Council Comments

Councilor Larson expressed condolences to Mayor Benetti on the loss of his sister and wished everyone a Merry Christmas and a happy healthy new year.

Councilor Stufflebean wished everyone a Merry Christmas and thanked the Empire Community Association for inviting him to the Empire tree lighting event. Councilor Stufflebean requested information on the use of urban renewal funds be sent out as there is some confusion about urban renewal taking funds away from schools. Mr. Grile commented staff would write for the City News. City Attorney Tosh reported Ballot Measure 5 insures urban renewal has no impact on school levies.

Councilor McKeown reported the South Coast Development Council has four strong applicants for the executive director position and a decision is expected within the next few days. Councilor McKeown commented the Chamber of Commerce Board has expressed interest in working with SCDC. He wished everyone happy holidays.

Councilor Weeks inquired if the SCDC candidates had responded to the recent article in the Register Guard about the meth use and child abuse in our area. Councilor McKeown said no comments had been made. Councilor Weeks thanked the Empire Association for the tree lighting ceremony and noted she would not be able to attend the OCZMA meeting on January 25th. She wished everyone Merry Christmas and happy new year.

City Council Minutes - December 19, 2000

Councilor Spangler commented the Empire tree lighting event had a good turnout and noted Coos Bay and North Bend school districts are exploring consolidation of the two districts. He reported the next Fiber Optics meeting will be held on the 21st and wished everyone a happy Christmas and a great new year.

Councilor Miller expressed sympathy for Mayor Benetti's loss and thanked Julia Spangler for organizing Santa's arrival in Empire. Councilor Miller congratulated Joanne Verger and Butch Shields on receiving the Judge Barron award for involvement with kids at risk, and wished everyone happy holidays.

Mayor Benetti reminded the Council of a public hearing on January 2nd to review the proposed Empire Design Standards, Council interviews on the 9th, and a Council goals work session on the 30th. Mayor Benetti apologized for missing the Empire tree lighting event and wished everyone happy holidays.

Executive Session

Councilor Miller moved to meet in executive session pursuant to ORS 192.660 (1) (d) for the purpose of consulting with legal council regarding labor negotiations. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye. The Council reconvened into regular session.

Adjournment

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to January 2, 2001 at 7 p.m. in the Council Chambers of City Hall.

Joe Benetti
Mayor of the City of Coos Bay
Coos County, Oregon

ATTEST:

Joyce Jansen
Deputy Recorder of the City of Coos Bay
Coos County, Oregon