

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

May 21, 2002

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay Coos County, Oregon, held at 6 p.m. in the Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

Those Attending

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

Presentations to the City Council Regarding Proposals to Manage Public-Education- Government Access Channels

Mark Daily, Public Access Local Supporters [PALS], commented they are mainly interested in providing public access channel and suggested a compromise. Roger Gould, representing PEG Broadcast Services, agreed with granting to PALS the public access channel and the other group the education-government channel. Councilor McKeown inquired if this action would complicate the city's role in dealing with both entities. City Manager Bill Grile commented only the two proposals were received and if Council is satisfied with the competency of both, instruct the city attorney to prepare the agreements. He noted the agreements would be brought back to the Council for approval. Councilor Miller recommended a longer term than one year for the agreements. Mr. Daily suggested when the city renews the cable franchise that provisions be included for funding PEG access.

Peter Ryan, Vice-President of PALS, explained the importance of funding from the cable company to support PEG access. Mr. Gould reported PEG Broadcast Services' plan is to approach government entities in the area and become self-supporting. The current equipment is outdated and funding has been provided through an anonymous donor. Frank Williams, PALS, would like to waive the 90-day variance for getting the public access channel. Mr. Grile reported the city attorney will negotiate an agreement with each group.

Flag Salute

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

Approval of Resolution 02-13 Appropriation Funds for Repair and Replacement Repair Replacement of City Property

City Manager Bill Grile explained funds are received from the insurance company for repairs and replacement of city property. Councilor Stufflebean moved to adopt Resolution 02-13. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

City Council Minutes – May 21, 2002

Department Head Report by Fire Chief Gibson

Chief Gibson reported he had spent a week in Emmitsburg, Maryland reviewing grant applications for federal funding. He noted Coos Bay should have word in a week or so if they will receive one of the grants. Chief Gibson commented three firefighters attended the National Fire Academy and Mark Anderson has completed the academy's executive officer program. Mark is one of 47 firefighters in Oregon to receive the certificate. The interviews and selection process for the battalion chief positions will take place Thursday and Friday with employment offers anticipated in three weeks.

Acceptance of Councilor Spangler's Resignation

Mayor Benetti reported Councilor Spangler's resignation was submitted via email to Assistant City Manager Joyce Jansen, and he read the letter to the assembly. Councilor Miller moved to accept Councilor Spangler's resignation and to declare the position vacant. Councilor Stufflebean seconded the motion which passed with the Mayor and all Councilors present voting aye. Mayor Benetti reviewed the process and possible deadlines for accepting letters of interest from qualified citizens. Councilor Weeks moved to accept letters through June 10th with appointment by the City Council on June 18th. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Approval of OLCC License Renewals

Councilor Stufflebean moved to recommend approval of OLCC license renewals for the Belle Bee Tavern, Benetti's Restaurant, Bi-Mart #668, Englewood Market, Kleoni's Blue Moon Café, Lighthouse Grocery and Deli, Silver Dollar Tavern, Smith's Bayway Market, Sunset Pub, TNT Market, and Wanda's. Mayor Benetti abstained from the vote due to a conflict of interest. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

Consideration of Access Agreement and Covenant for Rich Gallagher on 26th Street

Mayor Benetti noted this item was continued from the previous meeting to allow notification to all residents in the area that may be affected by the access agreement. Joyce Tobiska, Coos Bay, submitted a petition signed by the residents who do not wish the access to go through as requested by Mr. Gallagher. Ms. Tobiska expressed concern about the amount of traffic the access would bring and the road maintenance costs the residents would be expected to pay. Councilor Miller inquired why Mr. Gallagher would not help pay for maintenance and improvements and Ms. Tobiska reported Mr. Gallagher's property is in North Bend and he has access from North Bend. Mayor Benetti moved to deny Mr. Gallagher's request to open up 26th Street. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

Award of Contract for the Management of the Public-Education-Government Access Channel

Councilor Miller moved to award public access management to Public Access Local Supporters and management of the education and government access to PEG Broadcast Services, and the term for the agreements to be for three years. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

City Council Minutes – May 21, 2002

Approval to Enter into an Intergovernmental Agreement with and Transfer City Owned Property to Coos-Curry Housing Authority – Blossom Creek Project

Community Services Director Shanda Shribbs reported some time ago the housing authority made a request to the City Council that City property be donated for the Blossom Creek Housing project. She reviewed the payment in lieu of taxes section of the agreement, noting staff's recommendation is to not require the housing authority to make payments in lieu of taxes on this project. Paul Corbett of the Coos Curry Housing Authority commented the partnership with the City on low income housing projects has helped them obtain grants to fund the projects. Councilor Weeks moved to authorize executing an intergovernmental agreement with Coos-Curry Housing Authority, and direct staff to move forward with the property transfer. Councilor Stufflebean seconded the motion which passed with the Mayor and all Councilors present voting aye.

Approval to Transfer City Owned Property for a Property Line Adjustment at 1545 Pennsylvania Avenue

City Attorney Randall Tosh explained the City had sold some property on which the owner had defaulted and the City then foreclosed. The driveway easement was granted subsequent to the sale of the property and when the City foreclosed on it, the easement was lost. Staff's recommendation is that a property line adjustment would be the best solution. Councilor Stufflebean moved to approve selling the parcel of property for \$1500 to the owner of 1545 Pennsylvania Avenue. Councilor Weeks seconded the motion which passed with the Mayor and all Councilors present voting aye.

City Attorney's Report

City Attorney Randall Tosh reported he has accepted a position with the City of Salem and will be moving at the end of June.

City Manager's Report

Progress has been made on the Sportsman Pedway and staff anticipates the project will be done by mid-June. Mr. Grile commented the minutes are several meetings behind and suggested going to abbreviated minutes. The city manager and Councilor Stufflebean attended a meeting last week regarding the concept of shared budgeting. Mr. Grile noted the next meeting will be held June 7th and encouraged member of the City Council to attend. Councilor Stufflebean explained more about the purpose of the meeting.

Council Comments

Councilor Weeks congratulated Mark Anderson on completing the executive officer training. Councilor Miller encouraged citizens to apply for the council vacancy. Councilor Larson suggested staff develop a brochure and map of the area to be distributed to visitors. Councilor Stufflebean thanked the Mayor and Council for supporting the grant application for replacing the playground equipment at Blossom Gulch School. Councilor McKeown commented it has been a pleasure working with Randall Tosh and he was sorry to see him leave. He expressed appreciation for all Mr. Tosh has done for the City. Councilor McKeown commented he and Councilor Spangler didn't always agree on issues and expressed concern about the way he had resigned.

City Council Minutes – May 21, 2002

Mayor Benetti reported the Relay for Life spaghetti dinner fund raiser will be held June 13th, applications from citizens wishing to volunteer on the Library Board and Building Codes Board of Appeal will be accepted through June 10th. Mayor Benetti commented Councilor Spangler's resignation leaves opening on the Fiber South Consortium and the Port's Airport Advisory Committee. Councilor Miller volunteered to serve on the Airport Advisory Committee and Mayor Benetti commented a representative to the fiber consortium would be appointed at a later date.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to June 4, 2002 in the Council Chambers at City Hall.

Joe Benetti, Mayor

ATTEST:

Joyce Jansen, Deputy Recorder