

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

October 7, 2003

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, held at 7:00 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 Jon Eck, Roger Gould, Cindi Miller, and Kevin Stufflebean. Councilors Anna Marie Larson and Jeff McKeown were absent. City staff present were City Manager Chuck Knight, Deputy Recorder Joyce Jansen, City Attorney Nathan McClintock, Finance Director Janell Howard, Fire Chief Stan Gibson, Library Director Carol Ventgen, and Police Chief Eura Washburn.

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 approval of a proclamation proclaiming October as Domestic Violence Awareness Month, approval of a proclamation recognizing Zonta's 50 years of service in Coos Bay, approval of a proclamation proclaiming October 23rd to October 31st as Red Ribbon Week, approval of the economic development agreement between the city and the South Coast Development Council, approval of the August 5, 2003 minutes, adoption of Resolution 03-23 transferring funds from contingency to general government to cover fines related to the 2002 fire. Councilor Eck requested a letter of support for a grant application to the Coquille Tribal Community Fund for Red Ribbon Week be added to the consent calendar. Councilor Stufflebean moved to approve the consent calendar as amended. Councilor Miller seconded the motion, which passed with the Mayor and all Councilors present voting aye.

Department Head Report by Police Chief Eura Washburn

Chief Washburn distributed a written report from the Police Department and reviewed statistical information from the report. Chief Washburn commented the state average number of police officers is 1.88 per 1,000 population and Coos Bay currently has 1.36 officers. Requests for services for this year was 1,012 compared to 1,089 for 2002, and the total arrests last year was 278 compared to 246 for this year. Chief Washburn reported staff is researching software programs for computerizing police records and has met with representatives from Coos and Curry Counties. The third annual survival skills training for police officers will be held in November and the City of North Bend will also participate in the training.

Chief Washburn introduced State Police Coos Bay Office Commander Lt. Steve Smart and invited Lt. Smart to address the Council. Lt. Smart commented he began his service with the Coos Bay office 11 years ago as a trooper, and reported on the staffing and budget status of the office.

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Annual Report by Steve Simpson from OMI

Steve Simpson presented the City Council with OMI's annual report and commented on the completion of an agreement with Menasha for using their land for biosolids application. He reported the Coos Bay lab recently received the Quality Achievement Award and commended city and OMI staff for doing a good job of managing the city's wastewater treatment system.

Presentation by Denise Davis on the Upcoming "Coos Bay Family Resource Series"

Denise Davis, SWOCC, reported the college is presenting parent training classes through the Coos Bay Family Resources program in the bay area. The program is funded partially through a Ford Family grant and its purpose is to provide parents with help with their children. She invited the council and members of the public to attend the classes.

Public Hearing for a Request from Bay Area Hospital for a Plan Amendment and Rezone – Ordinance Nos. 338 and 339

Laura Barron, Planning Administrator, read the public hearing disclosure to the assembly and reported the applicant for the plan amendment and rezone is Bay Area Hospital, represented by Joe Slack, H G E. Ms. Barron commented the request is to change the zoning designation from single family and duplex residential to medical park. The property is located east of North Bend Medical Center and is included in the hospital's long range plan. Ms. Barron reported two comments were received, one from the Department of Transportation stating a traffic analysis is not required, and one from Jan Woodwick, Kingwood Avenue, expressing concern the development would reduce residential property value. The Planning Commission has reviewed the request and is recommending approval of the rezone with a buffer designated when the site plan and architectural review is done.

Mayor Benetti opened the public hearing. Joe Slack, HGE, reported the area includes 17 acres of undeveloped property with a building spot of 7 to 8 acres. The rezone is the first step for future development and nothing at this time has been planned for the property. There were no other comments to be presented and Mayor Benetti closed the public hearing. Ms. Barron commented there is a 21 day appeal period.

Councilor Stuffelbean moved to approve the ordinance changing the zoning designation for certain real property from "single-family and duplex residential" to "medical park". Councilor Miller seconded the motion and Deputy Recorder Joyce Jansen read the ordinance by title only and polled the Council. Ordinance No. 338 was enacted with the following vote:

Aye:	Mayor Benetti and Councilors Eck, Gould, Miller and Stufflebean
No:	None
Absent:	Councilors Larson and McKeown

Councilor Stuffelbean moved to approve the ordinance changing the Comprehensive Plan Map designation for certain real property from "residential low-density" to "medical park". Councilor Miller seconded the motion and Deputy Recorder Joyce Jansen read the ordinance by title only and polled the Council. Ordinance No. 339 was enacted with the following vote:

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Aye: Mayor Benetti and Councilors Eck, Gould, Miller and Stufflebean
No: None
Absent: Councilors Larson and McKeown

Adoption of Resolution 03-22 Offering to Dedicate Real Property Owned by the City of Coos Bay as an Easement for Public Right of Way – Request from Charleston View, LLC

Planning Administrator Laura Barron reviewed the development of the 40-acre site and the proposed alternate access to the property. Adjacent property owners include the city, the Confederated Tribes, and Eugene Johnston and currently there is an easement on the Johnston property. The developer is requesting a 50 foot wide easement across city owned property and part of the consideration is the easement would cross water board property. The area that would be relinquished by the water board for the easement would require a land trade to replace the property needed by the water board for placement of a 2.2 million gallon water tank. The resolution for the easement includes the condition that the easement would terminate if the development is not built and the project must begin within the time allowed. The street would be constructed to city standards and the water board must also grant an easement.

Chris Hood, Stuntzner Engineering and also a member of the Planning Commission, gave a brief history of the easement to the property done several years ago. Mr. Hood commented the easement would provide access to a large amount of developable property and the city's property is currently unused. Ed McDaniel, representing Mr. Johnston, inquired if the easement would become public. Mr. Hood responded the easement is coming in as a private access easement allowing public access to and through the property. The city would have emergency services access, but surrounding property could not use the access. Mr. McDaniel asked if access could be made through the K-Mart area and Mr. Hood commented there were topographic issues that make the route prohibitive. Councilor Stufflebean moved to adopt Resolution 03-22 offering to dedicate real property owned by the city of coos bay as an easement for public right of way. Councilor Miller seconded the motion which passed with the Mayor and all Councilors present voting aye.

Approval of Intergovernmental Agreement Regarding Criminal Forfeiture and Distribution of Forfeited Assets

City Manager Chuck Knight reported the agreement would allow continuation of the city's practice of turning seized assets over to the South Coast Interagency Narcotics Team [Funds received from the assets help support SCINT and the District Attorney's Office. Councilor Gould moved to approve the intergovernmental agreement with Coos County regarding criminal forfeiture and distribution of forfeited assets. Councilor Eck seconded the motion which passed with the Mayor and all Councilors present voting aye.

City Attorney's Report

City Attorney Nate McClintock reported the County Commissioners will be discussing the fire damage to Central Dock property in regards to impacting the purchase price. He anticipates the purchase will close in the near future. Mr. McClintock commented the Firefighter's union has requested opening contract negotiations

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City Manager's Report

City Manager Chuck Knight reported the League of Oregon Cities will present a legislative update in the council chambers tomorrow, and he commended Laura Barron on her job as planning administrator. Mr. Knight reported the RFPs for the facilities plan are due the 16th and staff will bring the matter to the Council November 4th.

Public Comments

There were no public comments.

Council Comments

Councilor Stufflebean reported there were many positive comments from the public regarding the Fun Festival and he commended the organizers for doing a great job. Councilor Miller commented Councilor Stufflebean did a great job with the Teen Idol program, and reported the Farmer's Market will be expanded on the 15th to include the Great Pumpkin Festival. The Downtown Association is again sponsoring the Safe Trick or Treat program on Halloween. Mayor Benetti also commended Councilor Miller for her 25-plus years of organizing the Fun Festival. Councilor Eck reported attending the National Fallen Firefighter Memorial and expressed appreciation to the fire departments who covered Coos Bay while our personnel attended the memorial. Councilor Eck noted the city did not pay any of the expenses for employees or volunteers to attend.

Councilor Gould reported the Carpenter family also attended the memorial and he expressed appreciation to the firefighters from around the state who volunteered, at their own expense, to cover our community during this time. He reported the Firefighter Memorial Committee will be meeting Wednesday to discuss plans for a memorial service for first anniversary of the November 25th fire. Mayor Benetti reported the sidewalk next to the skateboard park is in need of repair, and reported Mary Jo Koreiva is the new Coos Art Museum director. Councilor Gould inquired about the condition of Choshi Bridge and Mr. Knight reported staff is looking into replacing the bridge. Mayor Benetti commented there has been further discussion on the use of the walls in the pedway and inquired if this area is under consideration for the firefighter memorial. Councilor Gould reported it is being considered as a possibility for the memorial.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to October 21, 2003, in the Council Chambers at City Hall.

Joe Benetti, Mayor

ATTEST: _____
Joyce Jansen, Deputy Recorder