

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

October 5, 2004

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 Joe Benetti and Councilors Jon Eck, Roger Gould, Anna Marie Larson, Jeff McKeown, Cindi Miller, and Kevin Stufflebean. City staff present were City Manager Chuck Knight, Deputy Recorder Joyce Jansen, City Attorney Nathan McClintock, 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 requested a proclamation for National Martial Arts Day be added to the consent calendar. He then reviewed the consent calendar which consisted of approval proclamations for National Walk Back to School Day, Disability Employment Awareness Month, Domestic Violence Awareness Month, "SMART" Week, and National Martial Arts Day. Councilor Stufflebean moved to approve the consent calendar as amended. Councilor McKeown seconded the motion which passed with Mayor Benetti and all Councilors present voting aye.

Department Head Report by Library Director Carol Ventgen and Presentation of an Appreciation Award to Tom Williscroft

Mayor Benetti presented Tom Williscroft with a plaque in appreciation for his years of service on the city's Budget Committee and Library Board. Mr. Williscroft graciously accepted the plaque and commented he had also been involved with the Seaman's Center and other community organizations. Mr. Williscroft commented his service to the city and community has been a lot of fun and Coos Bay is fortunate to have a lot of people willing to volunteer their time.

Bob Adams expressed appreciation to Mr. Williscroft for his service on the Library Board, and although he has only known Tom for three years, he has learned a lot from him. Tom Bennett, representing the Coos Bay-North Bend Rotary Club also presented Mr. Williscroft with a plaque in appreciation for his years of service to the community. Mr. Bennett commented when the club upgraded the playground equipment at Taylor Wasson Park, it was Tom who figured out how to put the equipment together. Library Director Carol Ventgen commented Tom has been involved with the library for many years and is part of the library family. He has helped with the budget, assisted on library projects, and also worked in the library. Ms. Ventgen stated Tom will be greatly missed by the community and by the library staff and board.

Ms. Ventgen reported when the library expanded, programs for adults were added with part time library staff person Gary Lark coordinating the programs. Mr. Lark commented his previous

experience was with children's programs and he appreciates the opportunity to work with adult programs. He briefly reviewed Author's Night and the Chautauqua programs.

Public Hearing on the Coos Bay-North Bend Water Board's Application for Funding Through OECDD for the Bay Crossing Water Pipeline Project

Mayor Benetti commented the public hearing is being held to hear citizen comments on a loan application for the Water Board's bay crossing pipeline project. Rob Schab, Manager of the Coos Bay-North Bend Water Board, reported the hearing and reapplication is required because the Board will be borrowing less money than originally approved for the project. Both Coos Bay and North Bend must approve the reapplication. Mr. Schab reviewed the loan request and reported the City Council had approved the original loan for \$600,000 on June 17, 2003. He explained grant funding from another project is being shifted to the pipeline project which will save considerable money and reduce the loan to \$450,000. Mayor Benetti opening the public hearing. There were no public comments presented and Mayor Benetti closed the hearing. Councilor Stufflebean moved to authorize the Coos Bay-North Bend Water Board to submit the application for funding for the Bay Crossing Pipeline Project to the Oregon Economic and Community Development Department. Councilor Miller seconded the motion which passed with Mayor Benetti and all Councilors present voting aye.

Quarterly Report from Coos Bay-North Bend Water Board Manager Rob Schab

Rob Schab, manager of the Water Board, reported on recent activities of the water board. A major upgrade in computer software has been completed, work continues on obtaining water rights for Ten Mile Creek, a vulnerability assessment has been completed and a response plan developed, and bids will be let on installation of an early warning system for the dam. Mr. Schab reviewed the process and components of the bay crossing project. Councilor Gould inquired about lead content in the city's water supply and Mr. Schab reported there were no issues with out system. He further explained the cause, detection, and removal of lead in water systems.

Consideration of a Proposed Ordinance Amending the Agreement Establishing the Coos Bay/North Bend Tourism Promotions Committee

Councilor Stufflebean reported earlier in the year the Tourism Promotions Committee requested an amendment to the intergovernmental agreement to include a representative from the Charleston Merchants Association. The city attorney prepared the ordinance to amend the agreement. Mayor Benetti recommended the position be a voting member and after a brief discussion, consensus of the Council to amend the amendment to establish the Charleston position as a voting member. Councilor Stufflebean stated he would bring this matter up at the Tourism Promotions meeting on Thursday.

Councilor Miller moved to enact the ordinance amending Ordinance No. 245, modifying the intergovernmental agreement entered into by the City of Coos Bay and the City of North Bend for the creation of the Coos Bay/North Bend Tourism and Promotions Committee. Councilor

Eck seconded the motion and Deputy Recorder Jansen read the ordinance by title only. Ordinance No. 358 was enacted by the following vote:

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

Consideration of Offer of Employment to Scott McClure for the City Manager Position and Ratification of Employment Contract

City Attorney Nate McClintock reported the employment agreement has been prepared for Scott McClure for the city manager position. Mr. McClintock reviewed the terms of employment, severance package of six months, and salary at \$80,000. Councilor Larson stated she does not support hiring Mr. McClure as the city manager and suggested hiring a current staff member for the position. Councilor Gould commented the City Council has made an excellent choice with Scott and it is important to fill the position. Mayor Benetti also commented on Scott's abilities, experience, and the background check.

Councilor Miller moved to offer the position of city manager to Scott McClure. Councilor Gould seconded the motion which passed with Mayor Benetti and Councilors Eck, Gould, McKeown, Miller, and Stufflebean voting aye. Councilor Larson voted no. Councilor Miller moved to ratify the employment contract with Scott McClure. Councilor Eck seconded the motion which passed with Mayor Benetti and Councilors Eck, Gould, McKeown, Miller, and Stufflebean voting aye. Councilor Larson voted no.

City Attorney's Report

City Attorney Nate McClintock reported the city's ordinance does not require dogs remain on a leash, but does require the owner is to have complete physical control over the animal. The ordinance also requires that no animal be at large. Mr. McClintock also reviewed ordinances from other Oregon cities and they have similar language to the city's ordinance. Chief Washburn commented the city's ordinance is adequate and a leash law is pretty restrictive. She further reported the city does not have sufficient staff to enforce the ordinance. Councilor Larson stated the city has a problem with uncontrolled dogs and she supported a leash law. Chief Washburn reported the city's ordinance addresses dog control and Coos Bay responds if Animal Control is not available. Councilor Gould commented the state statutes apply to dogs running at large, and public nuisances. The county has an animal control department and enforces the law throughout the county. Councilor Gould recommended the city not get into the same service the county already provides. The consensus of the Council to not change the language in the current ordinance.

City Manager's Report

City Manager Chuck Knight reported he will be out of town for the next meeting and Finance Director Janell Howard will be the acting city manager. His last day will be November 3rd. Mr.

Knight commented he was honored to be able to do the background on Scott McClure and is excited to have a person of Scott's caliber for the City of Coos Bay.

Public Comments

There were no public comments.

Council Comments

Councilor Larson thanked everyone for their participation in the Alzheimer's Walk in Mingus Park, and reminded citizens to register and vote. Councilor Stufflebean thanked city staff for their help with the Walk to School Day event. Councilor Miller encouraged citizens to participate in the National Walk to School Day. Councilor Eck expressed condolences to the family of Gus Langley, and reported the Fire Department will be holding open houses this week at all three Coos Bay stations.

Councilor Gould commented Gus Langley was very active in public service and city committees, as well as involved with the youth as a teach and coach, and he will be missed by the whole community. Councilor McKeown reported at a recent SCDC meeting comments given by board members indicated there are a lot of positive things happening in the area including development at Bandon Dunes, Northwest Natural Gas coming to the area, a new mill on the North Spit, and others. He noted that school enrollment in both Coos Bay and North Bend is up. Councilor McKeown also extended condolences to Gus Langley's family and commented that Gus helped many kids and will be missed.

Mayor Benetti extended condolences to the family on the passing of Gus Langley. He reported the Coos Art Museum will hold a fund raising event on October 9th and a key to the city will be presented to Jeff Whitty at the event. Mayor Benetti commented the Music on the Bay presented some great entertainment during the month of September. He also asked if Councilors were interested in attending the annual League of Oregon Cities conference to let the city manager's office know.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to October 19, 2004 in the Council Chambers at City Hall.

Joe Benetti, Mayor

ATTEST:

Joyce Jansen, Deputy Recorder