

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

**January 4, 2005**

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. Interviews with committee applicants was held at 6 p.m. in the Manager's Conference Room at City Hall.

### **Those Attending**

Those present were Mayor Joe Benetti and Councilors Jon Eck, Roger Gould, Jeff McKeown, Cindi Miller, John Muenchrath, and Kevin Stufflebean. City staff present were City Manager Scott McClure, 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.

### **Interviews of Committee Applicants**

The City Council interviewed Steve Metz for the opening on the Library Board, and Carol Foxen, Jim Berg, Ed McDaniel, and Mike Vaughan for the opening on the Planning Commission.

### **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 the minutes of the December 21, 2004 meeting, approval of the card room license application for Ronald K. Tracewell, and adoption of Resolution 05-01 appropriating insurance proceeds. Councilor Miller moved to approve the consent calendar as presented. Councilor Gould seconded the motion which passed with the Mayor and all Councilors present voting aye.

### **Appointments to the Library Board, Planning Commission and Coos Bay-North Bend Water Board**

Councilor Gould nominated Steve Metz to fulfill the unexpired term on the Library Board. Councilor Eck seconded the nomination. There were no other nominations for the position and the nomination was approved by a unanimous vote. Councilor Gould nominated Jim Berg to fulfill the unexpired term on the Planning Commission. Councilor Eck seconded the nomination. Councilor Muenchrath nominated Mike Vaughan. Councilor McKeown seconded the nomination. The vote was cast by a show of hands with Jim Berg receiving four votes and Mike Vaughan receiving three votes.

Councilor Gould moved to reappoint Charlie Sharps to a four-year term on the Coos Bay-North Bend Water Board. Councilor Miller seconded the motion which passed with Mayor Benetti and all Councilors present voting aye.

**Public Hearing and Consideration of Enactment of an Ordinance  
Regarding Claims for Just Compensation Arising Out of the  
Enactment of Ballot Measure 37**

City Attorney Nate McClintock explained the proposed ordinance for Ballot Measure 37 was presented to the City Council at the previous council meeting and has been further reviewed by staff. The major revision from the first draft was removal of the provision requiring an applicant to seek permission for the impermissible use first. Mayor Benetti opened the public hearing. There were no comments given and the mayor closed the hearing. Council briefly discussed the procedure and timeline for filing a claim.

Councilor Miller moved to enact the ordinance establishing the procedure for claims for compensation arising out of the passage of Ballot Measure 37. Councilor Gould seconded the motion and Deputy Recorder Joyce Jansen read the ordinance by title only. Ordinance No. 362 was enacted by the following vote:

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

**City Manager's Report**

City Manager Scott McClure reported Les' Sanitary Service recently contacted the City Manager's Office in regards to adjusting solid waste fees. Mayor Benetti commented the increase is less than one percent and include some benefits for customers. Mr. McClure reminded the Council of the joint work session with the Planning Commission on Thursday and of the work session on the fire station project next Tuesday.

Chief Gibson reported the December 22<sup>nd</sup> fire at Central Dock destroyed the building which had been condemned in March 2004. There were no injuries during the fire and clean up meetings have been scheduled with the property owner and DEQ. Chief Gibson commented there has been a renewed public awareness since the December 26<sup>th</sup> earthquake and tsunami in the Indian Ocean, and he briefly reviewed the city's emergency preparedness plan, the West Coast tsunami warning system, and the emergency warning siren located at the Empire Fire Hall. The Fire Department will be distributing tsunami information brochures throughout the community. He encouraged citizens to review their family emergency plan and contact the American Red Cross for information on emergency preparedness.

Chief Gibson reported the Fire Department will be picking up Christmas trees beginning at 9 a.m. Saturday for a canned food donation for the local food bank. Clean trees will be used in the Salmon restoration program.

**Public Comments**

There were no public comments.

**Council Comments**

Councilor Eck commented the volunteer firefighters hosted at Shore Acres December 28<sup>th</sup>. Councilor Stufflebean reported he will be out of town Thursday and next week and unable to attend the work sessions. Councilor McKeown commented the holiday lights at Shore Acres were great and he encouraged citizens to donate for the tsunami victims. Mayor Benetti reported that due to the timing of the Solid Waste Committee meetings, he recommended replacing Councilor McKeown with City Manager Scott McClure as the City's representative. The Council approved the appointment by consensus. Mayor Benetti reported the Chamber of Commerce meetings have been moved to the Red Lion and he encouraged interested parties to attend the meetings.

**Executive Session**

An executive session held pursuant to ORS 192.660 (2) (d) for the purpose of discussing labor negotiations.

The City Council reconvened into regular session.

**Adjourn**

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to January 6, 2005 in the Library Conference Room.

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Joe Benetti, Mayor

ATTEST:

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Joyce Jansen, Deputy Recorder