

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

July, 5, 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.

Those Attending

Those present were Mayor Joe Benetti and Councilors Jon Eck, Roger Gould, Jeff McKeown, Cindi Miller, and John Muenchrath. Councilor Kevin Stufflebean was absent. City staff present were City Manager Scott McClure, Deputy Recorder Joyce Jansen, City Attorney Nate McClintock, Finance Director Janell Howard, Fire Chief Stan Gibson, Library Director Carol Ventgen, Assistant Library Director Ellen Thompson, Operations Administrator Steve Doty, Planning Administrator Laura Barron, Battalion Chief Howard Owens, 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 setting the public hearing date of August 9, 2005 on the vacation of Kelly Avenue, recommendation to approve renewal of OLCC licenses for the Elk's Loges and Puerto Vallarta Restaurant, and ratification of Edi Wegfahrt's appointment to the Coos Library Board. Councilor Eck moved to approve the consent calendar as presented. Councilor Gould seconded the motion which passed with the Mayor and all Councilors present voting aye.

Introduction of Coos Bay Police Reserves by Officers Randy Sparks and Mark Ereth

Reserve Coordinator Randy Sparks reported the department has six reserve officers and briefly explained the training requirements of reserve officers. Officer Mark Ereth commented he had been a reserve officer and was excited to be a coordinator. Officer Sparks introduced Reserve Police Officers Robert Meicke, Kyle Patnode, Don Ross, and Larry Carpenter.

Presentation from the Oregon Volunteer Firefighters Association by Steve Schneiderman

Tina Grinner and Dave Laypa, representing the Oregon Volunteer Firefighters Association, presented recognized Steve Schneiderman for 23 years as a volunteer firefighter and his recent election as President of the Oregon Volunteer Firefighters Association. An award was presented to Ed Johnson for 40 years of service as a volunteer firefighter commending his dedication and commitment to the Fire Department and City of Coos Bay. Mayor Benetti expressed the City's appreciation to Mr. Johnson for his service.

Public Hearing on a Request for a Zone Change and Plan Map Amendment for Property Located Approximately 200 Feet North of the Intersection of Ocean Blvd and 28th Street

Planning Administrator Laura Barron read the public hearing disclosure to the assembly and reported the Planning Commission has approved the zone change for .21 acres located 200 feet north of the northwest corner of Ocean and 28th Street. The applicants are Mr. and Mrs. Wain Warrick. Mayor Benetti opened the public hearing. There were no comments given and the hearing was closed. Councilor Gould moved to adopt the Planning Commission's findings and conclusion and enact the proposed ordinance. Councilor Muenchrath seconded the motion.

Deputy Recorder Joyce Jansen read the ordinance by title only and polled the Council. Ordinance No. 368, changing the zoning designation for certain real property from "General Commercial" to "Single-Family, Duplex Residential and Certified Factory Built Home", was enacted by the following vote:

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

Councilor Gould moved to adopt the Planning Commission's findings and conclusions and enact the proposed ordinance to amend the Comp Plan. Councilor Eck seconded the motion.

Deputy Recorder Joyce Jansen read the ordinance by title only and polled the Council. Ordinance No. 369, changing the comprehensive plan map designation for certain real property from "Commercial" to "Residential Low-Density" was enacted by the following vote:

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

Councilor Gould was excused from the Council meeting.

Consideration of Award of Bid for the Ocean Blvd Overlay Project

Mayor Benetti commented there were concerns about funding the project and the Larson Initiative, and reported the City Attorney's opinion is that the City can move ahead with the project and Bond Counsel was also contacted for a recommendation and opinioned the City has the authority to move forward. Mayor Benetti suggested the Council consider clarification of this section of the city charter. He further commented the intent of the review would not be to change the Larson Initiative. City Manager Scott McClure commented on the need to award the bid for the project and adopt the resolution to authorize financing, and by doing so, the Council

would not be obligating bonds to fund the project, as the City would be using Jurisdictional Exchange Funds to pay the loan.

Operations Administrator Steve Doty reported LTM was the only bidder for day/night work in the amount of \$1,096,756. They would perform the grinding portion of the project during daytime hours and do the paving at night. Councilor McKeown expressed concern about the Larson Initiative and City Attorney Nate McClintock explained Section 9.12 of the Charter prohibits the sale of bonds without going to a vote of the citizens. In this case, the City would not be selling bonds, but would be taking a loan at a favorable rate and using the Jurisdictional Exchange Funds to pay the loan. There was further discussion on the intent of the Larson Initiative, use of Jurisdictional Exchange Funds, and appointing a committee to review the city charter.

Councilor Miller moved to award Alternative No. 2 to LTM, dba Bracelin and Yeager, in the amount of \$1,096,756, with a 15% contingency, and direct the City Manager to proceed with the loan to finance the project using the interest from the Jurisdictional Exchange Fund to pay the loan. Councilor Eck seconded the motion which passed with all Councilors present voting aye. Councilor Eck moved to adopt Resolution 05-14 authorizing a loan to complete the overlay of Ocean Blvd, which is attached and hereby made a part of the record. Councilor Miller seconded the motion which passed with all Councilors present voting aye.

Department Reports

Chief Gibson thanked the Oregon Volunteer Firefighters Association for recognizing Firefighter Johnson and thanked President Schniederma for his service. He reported the Fire Department arranged the fireworks for the 4th which required 130 hours for preparation and cleanup. Chief Washburn introduced Al Poole as the department's newest volunteer working with the disabled parking program.

City Manager's Report

City Manager Scott McClure reviewed the status of City projects. Mayor Benetti suggested setting a meeting with the Council and Dick Vigue to discuss Health Savings Accounts. Mr. McClure commented on forming a staff insurance committee to gather information on insurance plans. He reported meeting with the City of Florence regarding setting up an urban renewal district, and participating in the interviews with the Cities of Florence and Reedsport for selection of finance director and city manager.

Public Comments

There were no public comments.

Council Comments

Councilor Eck congratulated Steve Schniederma on his election as president of the Oregon Volunteer Firefighters Association. He also thanked the volunteers in the Fire Department, Police Department, and the Library. Councilor Miller also expressed appreciation to the City's many volunteers and reminded everyone about donating to the Choshi Bridge Fund. Councilor McKeown congratulated the volunteers for their work in the community. He expressed

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frustration with the problems of passing the bill for funding improvements to the airport, and with the derogatory letter to the editor on the South Town project.

Mayor Benetti reported he had talked with the person who wrote the letter and explained the City is working with Home Depot. He also expressed appreciation to Steve Schniederma, Ed Johnson, and all the City volunteers for the many hours of service they provide to the community. Mayor Benetti reported the Mayor's Firecracker Run had such a good turnout, they had to have two races. There was a good turnout in Mingus Park for the 4th and although the activities in the park were missed, the City is sponsoring National Kids Day on August 7th with the Boys and Girls Club.

Executive Session

Councilor Miller moved to go into executive session pursuant to ORS 192.660 (2) (d) for the purpose of discussing labor negotiations. Councilor Muenchrath seconded the motion which passed with all Councilors present voting aye.

The Council reconvened into regular session.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting to July 17, 2005 in the Council Chambers at City Hall.

Joe Benetti, Mayor

ATTEST:

Joyce Jansen, Deputy Recorder