

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

November 6, 2007

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 Jeff McKeown and Councilors Michele Burnette, Mark Daily, Jon Eck, Roger Gould, Stephanie Kramer, and John Muenchrath. City staff present were City Manager Chuck Freeman, Clerk to the Council Jackie Mickelson, City Attorney Nate McClintock, Assistant City Manager Joyce Jansen, Public Works and Development Director Jim Hossley, Planning Administrator Laura Barron, Finance Director Janell Howard, Fire Chief Stan Gibson, Police Captain Rodger Craddock and Police Captain Gary McCullough.

Flag Salute

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

Consent Calendar

Mayor McKeown reviewed the consent calendar which consisted of the approval of the minutes of October 2, 2007; approval of the agreement with the Coos Bay-North Bend Water Board for the collection of sewer user fees; and approval of the agreement to waive System Development Charges for Habitat for Humanity. Mayor McKeown noted a correction on item 2 c should be approval of the agreement to defer System Development Charges for Habitat for Humanity. Councilor Daily requested item 2 c be brought down. Councilor Muenchrath moved to approve the consent calendar as amended. Councilor Burnette seconded the motion which carried with Mayor McKeown and Councilors Burnette, Daily, Eck, Gould, Kramer, and Muenchrath voting aye.

Report on the Coos Bay-North Bend Water Board by General Manager Rob Schab

Rob Schab briefly reviewed the background on increased manganese in the drinking water, causes, water treatments, and short term alternatives. Mr. Schab commented the long term solution was being worked on, but one approach would be to watch the permanent intakes with the seasons and include treatment technology into the plants. Mr. Schab reported the web site was currently being updated; reported Ten Mile Creek water rights study was completed and groundwater resource experts completed a feasibility report on withdrawing water via a well system; and reported a draft agreement was developed for the City's review regarding the fire protection ownership transfer of the hydrant assets to the water board, and reported the water board would be starting a water management and conservation plan that was required by the State of Oregon.

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Approval of the Agreement to Defer System Development Charges for Habitat for Humanity

Councilor Daily commented he wanted to assure the public the property would be used for low cost housing and by attaching a lean on the property the System Development Charges would be paid later. Councilor Daily moved to approve the System Development Charge agreement. Councilor Kramer seconded the motion which carried with Mayor McKeown and Councilors Burnette, Daily, Eck, Gould, Kramer, and Muenchrath voting aye.

Report on the Highway 101 Overlay and McCullough Bridge Protection Projects by Oregon Department of Transportation (ODOT) Representative

Mark Leedom, ODOT's project leader gave a brief presentation on the rehabilitation of the McCullough bridge and reported it would take approximately 3 ½ years for the \$30,000,000 project. Mr. Leedom gave a brief presentation on the Coos Bay paving and signal project and reported it was approximately a \$3,000,000 project and reported the project should be completed by October 2008. Mr. Leedom suggested not having a sidewalk near the Timber Inn corner but shifting the lanes so the sidewalk could be on the right side of the road.

Public Hearing on a Proposed Vacation of a Portion of Howard Street

Planning Administrator Laura Barron reported this was a request for a vacation of a portion of Howard Street. Ms. Barron briefly reviewed the location and reported the applicant would like to use his portion of the vacation for landscaping, parking, and other residential uses. She reported on October 9th the Planning Commission voted 4 to 2 to recommend the approval of the vacation of Howard Street. Ms. Barron reported the property abutting the eastern terminus of the right of way proposed for vacation lies in the City of North Bend and has obtained a tentative approval for a subdivision. She further reported the subdivision streets have been built and all utilities have been installed. The portion of Howard proposed for vacation was not used as a transportation connection or to connect to utilities. Ms. Barron reported a letter from Jerry Lesan dated November 5th representing the applicant was presented to the Council tonight would represent Exhibit 1.

Mayor McKeown opened the public hearing. Jerry Lesan reported he represented the applicant and noted an error in his letter on the second page should read "The issue before the Council is whether or not the public interest would be prejudiced by this vacation" and he would provide the corrected copy for the record. Mr. Lesan commented the task before the Council was limited to making a determination whether or not this section of Howard Street is need for a public street. He reported the property was owned by his client on the adjoining property and the City has an effective easement for street purposes created by the person who originally dedicated the subdivision. The City's responsibility was to determine if it is realistic the street would be needed there and if not then the public interest can not be prejudiced by the vacation.

There being no further public comments, the hearing was closed. Councilor Daily inquired of the City Attorney if the street was originally dedicated only for a street? City Attorney Nate McClintock commented the street was a public right of way and the City has the right to use it as

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they feel appropriate, and when the property is vacated it automatically goes to the adjoining property owners. Mr. Daily inquired about the City plans for the property. Mr. Freeman commented there were a number of possible uses. Councilor Gould moved to approve the application. Councilor Muenchrath seconded the motion. Clerk to the Council Jackie Mickelson read the ordinance by title only and Ordinance No. 401 an ordinance providing for the vacation of Howard Street lying east of Crocker Street located in the plat of Belmont addition to Empire City, section 17AD, township 25 south, range 13 west of the Willamette meridian, Coos County, Oregon enacted with the following vote:

Aye:	Mayor McKeown and Councilors Burnette, Eck, Gould, Kramer, and Muenchrath
No:	Councilor Daily
Absent:	None

Consideration of Approval on Expenditure for Generator for the Police Department

Police Captain Rodger Craddock reported he was requesting expenditure from the Emergency Equipment Fund to correct an emergency condition that currently exists with the City's radio system. He reported the City's emergency system was made up of numerous components with the intricate part being the repeater site located atop of Blossom Hill. Currently the repeater site is powered through commercial electrical power and has a limited substandard battery back up system. Captain Craddock reported because of the windy area the power system has failed many times, and the last outage left no radio system to the police, fire, and public works for approximately four hours. He reported grants have been rejected in the past years. Captain Craddock reported the City had \$50,000 funded for emergencies and requested approval for \$15,000 for the cost to prepare the site and purchase the generator. Councilor Muenchrath moved to approve expenditure of \$15,000 for a propane powered generator to be installed. Councilor Burnette seconded the motion which carried with Mayor McKeown and Councilors Burnette, Daily, Gould, Kramer, and Muenchrath voting aye. Councilor Eck disclosed a conflict of interest.

Consideration of Approval to Create a Joint Coos Bay - North Bend Council Committee on Improving Communication and Cooperation

Mayor McKeown reported he attended the City of North Bend's work session to request the consideration of creating a joint committee to improve communication and cooperation between the cities. Mayor McKeown reported they seemed open to the idea, so he requested the Council consider approving a standing committee that meets on a regular basis and consider bringing other communities into the committee. The Council discussed the benefits of a joint committee and whether to wait for North Bend's decision to approve the committee. Councilor Daily commented there was enough work to be done in Coos Bay and didn't want to run the City of North Bend. Councilor Gould moved to follow the Mayor's lead to create a joint standing committee with the City of North Bend to improve communications and cooperation. Councilor Burnette seconded the motion which carried with Mayor McKeown and Councilors Burnette, Eck, Gould, Kramer, and Muenchrath voting aye and Councilor Daily voting nay.

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Public Comments

Camby Collier, Coos Bay, expressed her concern of the siting for the natural gas in the Bay Area.

City Attorney's Report

No report was given.

City Manager's Report

City Manager Chuck Freeman reminded everyone the Employee Awards Banquet was being held December 7th at the Red Lion; reported the lowest responsible bidder for the Coos Bay Public Library project was Taylor Construction and would be presented to the Council for approval on November 20th; reported a façade brochure was completed by Allan Ledesma for review and noted the contact person for questions would be Ms. Jansen; and reported a review committee was formed to review applicants and building permits above a remodel. Mr. Freeman reported Martha Pagel had recently met with DSL to discuss how to move forward. Department of State Lands (DSL) requested more time to review the problem and prepare a final map of the property in question to review with the City. Mr. Freeman noted DSL was in favor of a global fix.

Chief Gibson reviewed the training required for staff and elected officials on the Instant Command System. He reported this would be important in case of an emergency with a large scale disaster and the City applied for a reimbursement of funds spent, one requirement was the City had on file those who had been trained. He reported there was a minimum training requirement for the elected officials. Chief Gibson provided the Council with a list of websites for the required training and noted there was a deadline of February 2008 to complete the training.

Council Comments

Councilor Kramer expressed her appreciation of Katherine Hoppe's hard work on the brochure and website for the Promotions and Tourism Committee. Councilor Daily commended the Downtown Association for the successful safe trick or treating event. Councilor Burnette thanked Captain Craddock for taking her to the Bay Area Hospital to a meeting to discuss emergency preparedness meeting. Councilor Muenchrath encouraged everyone to visit the Egyptian Theater to see the improvements and he commended the Shutters Creek crew for their work. He also suggested keeping the three standing committees and decreasing some of the other committees. Councilor Gould commented the construction on the outdoor tennis courts at the Boys and Girls Club located in the large field will begin soon, and wanted to remind everyone the courts will be for the Boys and Girls Club only. Councilor Eck expressed the need for additional tennis courts for the public.

Mayor McKeown reminded everyone of the Chamber Outlook Forum on December 7th at the Mill Casino; the Council goal setting meeting will be held on November 15th in the manager's conference room; the Public Works Council Standing Committee meeting to be held on November 13th, the Public Safety Committee meeting to be held November 26th, and the

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Finance Standing Council Committee meeting to be held on November 27th. Mayor McKeown expressed his appreciation of the Downtown Association's trick or treat event; and commended Councilor Daily for eliminating the graffiti in the area.

Adjourn

There being no further business to come before the Council, Mayor McKeown adjourned the meeting to November 20, 2007 in the Council Chambers at City Hall.

Jeff McKeown, Mayor

Attest:

Jackie Mickelson, Clerk to the Council

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