

**MINUTES OF THE PROCEEDINGS OF THE  
CITY OF COOS BAY CITY COUNCIL**

**January 19, 2010**

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 the City Council Meeting**

Those present were Mayor Jeff McKeown and Councilors Mark Daily, Jon Eck, Joanie Johnson, Stephanie Kramer, Gene Melton, and John Pundt. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Rae Lea Cousens, Deputy Finance Director Susanne Baker, Public Works and Development Director Jim Hossley, City Engineer Carl Nolte, Fire Chief Stan Gibson, Library Director Carol Ventgen, Economic Revitalization Administrator Joyce Jansen, and Acting Police Chief Gary McCullough

**Flag Salute**

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

**Consent Calendar**

Mayor McKeown reviewed the consent calendar which consisted of 2a: approval of the minutes of January 5, 2010; 2b: acceptance of December check registers; 2c: acceptance of December fund summary and combined cash reports; 2d: approval of Donnelly Street Change Orders #1 & 2 for \$421.70 and \$7,510, respectively; 2e: approval of Fire Station #1 Change Orders #8 & 9 for \$8,136 and \$15,006, respectively; and 2f: approval to adopt Resolution 10-01 transferring \$54,000 of contingency appropriations to Library operations. Councilor Melton moved to approve the consent calendar for the approval of the minutes of January 5, 2010; acceptance of December check registers; acceptance of December fund summary and combined cash reports; approval of Donnelly Street Change Orders #1 & 2 for \$421.70 and \$7,510, respectively; approval of Fire Station #1 Change Orders #8 & 9 for \$8,136 and \$15,006, respectively; and approval to adopt Resolution 10-01 transferring \$54,000 of contingency appropriations to Library operations. Councilor Kramer seconded the motion which carried with Mayor McKeown and Councilors Daily, Eck, Johnson, Kramer, Melton, and Pundt voting aye.

**Approval of the Planning Commission Recommendation  
to the Historic Design Review Committee**

Public Works and Development Director Jim Hossley stated on January 12, 2010 the Planning Commission considered two applicants for one opening on the Historic Design Review Committee and voted to re-appoint Darla Lesan. Councilor Kramer moved to appoint Darla Lesan to the Historic Design Review Committee for a three-year term commencing January 1, 2010. Councilor Eck seconded the motion which carried with Mayor McKeown and Councilors Daily, Eck, Johnson, Kramer, Melton, and Pundt voting aye.

**Presentation of Coos Curry Housing Authority's Annual Report by Executive Director Ned Beman**

Coos Curry Housing Authority's Executive Director Ned Beman presented an annual report highlighting the importance of rental funding sources to provide for families seeking affordable housing options. Mr. Beman stated it was his belief our area lacks sources of funding for rental assistance; there was a list of 800 waiting to be awarded this type of funding; and \$850,000 was directed to rental assistance for 314 Coos Bay families.

**Ford Family Foundation Project**

Mayor McKeown requested to add the Ford Family Foundation project as Agenda Item #4. City Manager Rodger Craddock presented a request from Michelle Martin and Jason Wartnick representing the current Ford Family Foundation Leadership Class. Each class completes a community project and the current class proposes to donate two or three park benches for the Eastside Park, purchase and install signs and dog waste stations at the John Topits Park, and requests the City administer the project funds. Councilor Melton stated John Topits Park was specifically selected to add mile marker signs to the trail to assist those who use the trail to know their location, how far to the exit, and to assist emergency personnel. Mayor McKeown requested staff pursue funding to replace the bridge in John Topits Park removed due to deterioration. Councilor Johnson moved to accept the Ford Family Foundation Leadership class project and City administration of the project funds. Councilor Kramer seconded the motion which carried with Mayor McKeown and Councilors Daily, Eck, Johnson, Kramer, Melton, and Pundt voting aye.

**Presentation on the Consideration of Making Coos Bay City Parks Smoke Free by Jennifer Stephens**

Public Works and Development Director Jim Hossley introduced Jennifer Stephens who presented information and a petition for the Council to consider declaring Coos Bay city parks smoke free. Ms. Stephens presented smoke free policies adopted by the City of Ashland, City of Corvallis, and the City of Newport and stated the intention of the petition and proposal was not an attack on smokers or a violation of their rights. Ms. Stephens suggested second hand smoke was not healthy, cigarette debris litters the park, was a behavioral issue, and was not a positive role model for children. Angela Webster, school nurse speaking as an individual and with approval of her administrator, stated Blossom Gulch school children utilize Mingus Park as a reward, travel through the park to swim lessons, and should not have to experience second hand smoke to enjoy the park. Frances Smith, Coos County Public Health Administrator, speaking as a local health administrator and individual suggested the Council's action to ban smoking would save lives, positively influence children, and improve Coos County health statistics (Coos County has the highest cancer and smoking rates in the state). Dr. Teresa Muday stated positive policy decisions made by municipalities make significant impacts on our community as would a smoke free park system. Tracy Scott, 8<sup>th</sup> grader at Sunset Middle School, stated second hand smoke makes breathing difficult as an asthmatic, increases the chance of cancer, and suggested no smoking in the parks. Councilor Pundt stated a no smoking policy would be best in all of the parks and expressed concern for public health. Councilor Kramer stated she experienced the results of cigarette smoking through the life of her father and was an advocate of cessation of smoking and suggested a ban on smoking in all of

the parks with a designated area for smokers. Mayor McKeown stated he has seen older children at the skateboard park smoking and was well received when he suggested to them they were examples to the younger children and should not smoke; acknowledged enforcement would be problematic; was concerned with infringement of personal rights of those who smoke; and agreed with cessation of smoking on public property. Councilor Johnson suggested a designated area away from the children's area be provided for smokers. Councilor Daily stated this issue was a personal liberty issue for those who don't smoke because the best science has proven smoking and second hand smoke were not healthy and was in favor of a smoking ban in all of the parks. Councilor Eck stated he finds smoking disgusting and was concerned with government interference with personal rights of those who smoke. Councilor Melton stated he was not in belief of the statistics presented regarding the harm of smoking and second hand smoke, was concerned with the rights of smokers and their right to smoke, and stated government should not take away the personal liberty to smoke. Councilor Daily moved to direct staff to develop a no smoking ordinance for consideration by Council. Councilor Kramer seconded the motion which carried with Mayor McKeown and Councilors Daily, Johnson, Kramer, Melton, and Pundt voting aye. Councilor Eck voted no.

#### **Approval of the Boat Building Center Management Agreement**

City Manager Rodger Craddock presented a historical timeline of the Boat Building Center development from its inception to the current date. On December 10, 2009 the URA directed staff to develop a management agreement between the City, URA, and Boat Building Center Board. The proposed agreement identifies the obligations of the Boat Building Center Board, City, and URA and confirms the City and URA's desire to assist the Boat Building Center until it can be reasonably established within three years and become self sufficient. Mr. Craddock stated the yearly operational expenditure is estimated at \$19,102 which includes pro-rated utilities and insurance premiums, property taxes, DSL lease, and some miscellaneous expenses all of which are proposed to be funded with Hotel/Motel funds. The additional funding required for compliance with project obligations in the lease and the proposed management agreement is estimated at \$130,340 and would be funded with Empire Urban Renewal funds. Councilor Kramer moved to accept the Boat Building Center management agreement dated January 19, 2010. Councilor Johnson seconded the motion which carried with Mayor McKeown and Councilors Daily, Eck, Johnson, Kramer, Melton, and Pundt voting aye.

#### **Fire Department's Quarterly Report by Fire Chief Stan Gibson**

Fire Chief Gibson presented the quarterly report for October 1, 2009 through December 31, 2009 which included information and statistics on operations, quarterly calls as compared to past years, inspections completed, training provided, department financial report, special projects, delivery of Engine 304 and placement into service, update on the construction of the new Fire Station No. 1, and grants applied for and awarded. Councilor Daily asked who was responsible for monitoring chromate dust in our area and if the Fire Department was prepared to address the safety issue for firefighters wherein Fire Chief Gibson stated he would research and provide the information.

#### **Review of Rental Property Business Licenses**

Councilor Kramer moved to postpone the Review of Rental Property Business License agenda

item to another Council meeting to fully allow for public input. Councilor Melton seconded the motion which carried with Mayor McKeown and Councilors Eck, Johnson, Kramer, Melton, and Pundt voting aye. Councilor Daily abstained from the vote, is deemed, pursuant to the provisions of 4.7.4 of the Rules of the City Council, to have voted with the majority, which approved the motion. With the consensus of the Council, City Manager Craddock stated no business license late fees would be charged to rental properties until the issue was resolved.

### **Public Comments**

Robert Cribbins, 319 N 8<sup>th</sup> Street, Coos Bay: Stated he was a smoker until recently because of a serious health issue, believes eliminating smoking in the park goes too far and interferes with personal rights. Steve Pickering, 2170 N 28<sup>th</sup> Street, Coos Bay: Stated he believes those who smoke are not intelligent and was concerned about banning smoking in all areas, would like to see smoking banned at the skateboard and softball park, and questioned the statistics presented. Gino Landrum, 63281 Clover Drive, Coos Bay: Stated he was not a smoker and personal liberties were at stake with a ban on smoking in the park. Dan Hill, 883 Birch, Coos Bay: Stated he was in favor of the no smoking ban city-wide, at Mingus Park, and at least at the skateboard park.

### **City Attorney's Report**

No report was given.

### **City Manager's Report**

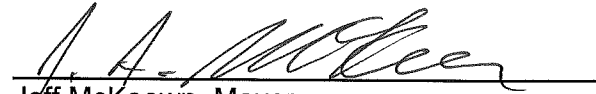
City Manager Rodger Craddock stated he presented the key to the City to Elgin Long today at Marshfield High School; the Police Department received a \$2,500 Coquille Tribal grant for crime prevention; February 2nd, 5:40 p.m., Budget Committee interviews; January 26<sup>th</sup> work session on the capital improvement plan and dog park location.

### **Council Comments**

Councilor Pundt stated problems at the skateboard park regarding smoking and other behavior issues in general need attention. Mr. Craddock stated a grant was obtained to purchase cameras for installation at the skateboard park to help address issues. Councilor Kramer stated she attended Richard Kahane's funeral service which was well attended. Councilor Daily stated personal liberty was the right of smokers and non-smokers alike. Councilor Eck acknowledge the participation of the citizens of Coos Bay in the construction of the new fire station in voting for the bond measure. Councilor Johnson stated the upcoming Habitat for Humanity fundraiser of the Healers vs. the Stealers basketball challenge will be January 30<sup>th</sup> at 7:00 p.m. at the Marshfield Gym and encouraged those who smoke to quit. Mayor McKeown acknowledged Martin Luther King's birthday on January 19<sup>th</sup>, suggested a planning session be scheduled with the new City Manager and directed Mr. Craddock to suggest a time, asked the Councilors to revisit the Council committee appointments for assignment, and acknowledged Mr. Kahane's contribution to the citizens.

**Adjourn**

There being no further business to come before the Council, Mayor McKeown adjourned the meeting. The next regular Council meeting is scheduled for February 2, 2010 in the Council Chambers at City Hall.

  
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Jeff McKeown, Mayor

Attest:   
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Rae Lea Cousens, City Recorder