

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

**July 11, 2017**

The minutes of the proceedings of a City Council and Urban Renewal Agency work session of the City of Coos Bay, Coos County, Oregon, held at 5:30 p.m. in the meeting room at the Coos Bay Library, 525 Anderson Avenue, Coos Bay, Oregon.

### **Those Attending**

Those present were Mayor Joe Benetti and Councilors Lucinda DiNovo, Drew Farmer, Jennifer Groth, Stephanie Kilmer, Stephanie Kramer, and Phil Marler. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Susanne Baker, Public Works and Community Development Director Jim Hossley, Library Director Samantha Pierson, Wastewater Project Engineer Jennifer Wirsing, Operations Administrator Randy Dixon, Police Captain Cal Mitts, and Police Chief Gary McCullough.

Mayor Benetti opened the meeting and stated the purpose of the meeting was for an informal review of the upcoming July 18, 2017 agenda.

### **Award of Construction Contract for Golden Avenue Enhancement**

Public Works and Community Development Director Jim Hossley stated Golden Avenue between 4th and 7th Streets exceeded the service life and was showing signs of failure. The project went to bid in June with a bid date of July 11<sup>th</sup> which was extended to July 18<sup>th</sup> to provide the bidders more time in an effort to receive favorable bids.

### **Consideration of Implementing a Fats, Oil, and Grease (FOG) Ordinance**

Public Works and Community Development Director Jim Hossley stated the City had little control on what was discharged to the treatment plants by wastewater users. A variety of pollutants such as cleaning, personal care products, Fats, Oil & Grease (FOG), petroleum compounds, and other materials toxic to fisheries and other aquatic life that impacted the collection system were routinely discharged to through sinks and drains. A focus on pollution prevention activities and Best Management Practices (BMP's) were the most environmentally sound and cost effective ways to reduce these types of discharges. A FOG program would concentrate on restaurants, hospitals, wine and beer breweries, and assisted living facilities. Prior to commencing a FOG program the following would be considerations:

Conduct a survey to identify, classify users, and the process which do not have mechanisms in place to control FOG discharge. Implement BMP's for control mechanism through ordinances and seek voluntary compliance. Develop the existing ordinance to be more robust for the legal authority to implement a broad program. Oversight and reporting requirements of a pretreatment program would regulate a self-reporting process through the Department of Environmental Quality requirements. Fair and consistent application of the regulations would be necessary and require staff or a contractor, such as CH2M, to manage the program. Enforcement would be a challenge as would regulation of the program for wastewater sewer users outside of the city limits, the sanitary districts.

Mayor Benetti suggested controlling FOG issues as a requirement of the business license process. Councilor Groth questioned if a program could be implemented in steps. Mr. Hossley

## **City Council and URA Work Session Minutes – July 11, 2017**

stated existing ordinances prohibit FOG discharge. Mayor Benetti suggested mirroring the backflow preventer certification process the Coos Bay North Bend Water Board required. Councilor Farmer suggested to start with an education process to solicit voluntary compliance.

### **Approval of Fund Exchange Agreement with Oregon Department of Transportation (ODOT) to Fund the Golden Avenue Enhancement**

Public Works and Community Development Director Jim Hossley stated the State of Oregon disbursed to the City, federal surface transportation program (STP) funds for transportation related projects. The City intended to use the funds for the Golden Avenue reconstruction project as well as the eligible storm and sanitary sewer utility work. To authorize reimbursement of the Golden Avenue reconstruction project, a Fund Exchange Agreement with ODOT would be required. The City's design engineer estimated the total construction cost to be \$706,550 of which \$456,450 was estimated for the non-utility portions of the project.

### **Contract for Library Services 2017-2018**

City Manager Rodger Craddock stated annually the Council approved the Library master plan for governance and operational issues, funding, and powers and responsibilities of the various parties. The master plan would allow for continuance of the library operational structure whereby Coos County collects tax base dollars and distributes to the cities, the Dora Library, and the government organization (currently the City of Coos Bay) to staff and operate the Extended Services Office (ESO). The ESO coordinated cooperative extended services on behalf of the eight public libraries to best serve the needs of the residents. The only change with the amendment this year was the amount distributed to the ESO, an increase of \$30,000.

### **Englewood Dike Discussion with Coos County Commissioner John Sweet**

City Manager Rodger Craddock stated Coos County Commissioner John Sweet was in attendance to discuss the Englewood dike as a result of consensus at the April 25, 2017 work session. Mr. Craddock provided a brief history on the Old Wireless property and Englewood Diking district area noting the area was protected by the Englewood dike which was built in 1856. Over the last few decades the dike had not been adequately maintained and experienced several overtopping events with significant leaks.

Coos County Commissioner Sweet complimented City staff on the work completed to date and was not sure of the State of Oregon's support to develop a boat ramp on the site, where the construction funds would be derived; and stated the County did not have an appetite to move the project forward, it did not pencil out, and the County was not interested. The cost to repair the dike exceeded the value of the land behind the dike. The diking district had not funded nor maintained the dike in the past.

Tom Gallagher stated the funds expended on the dike had been on the Old Wireless Lane section and as a consequence, the rest of the levy had eroded. Additional areas were identified and needed repaired with their funds, \$4,000, before winter. The diking district tax funds were levied this year to raise an additional \$2,800.

## **City Council and URA Work Session Minutes – July 11, 2017**

Mr. Dixon provided information on the Oregon Department of Fish and Wildlife and Oregon Parks grants which could be leveraged to possibly fund the repair the Englewood dike. Mayor Benetti stated the Englewood dike was not within the city limits and the City did not have staff available to write, manage, nor funds for the needed repairs. Mayor Benetti suggested the diking district hire a consultant on a contingency fee basis from the grant award to take Mr. Dixon's information to manage the grant and project. Mr. Craddock requested Mr. Dixon to discuss the proposed contracting option with the diking district separately.

Patrick Murphy stated the hydraulics of the slough would require more maintenance in the long run if the area was flooded. Mr. Murphy's wife stated there were other areas which would flood if the dike was breached which would cause excessive damage and environmental concerns.

### **Ninety-Day Progress Report on City Goals**

City Manager Rodger Craddock stated on February 18, 2017, the Council held a work session to discuss priorities for the next two years. The work session was facilitated by consultants from Solid Ground Consulting. Based on a consensus of the Council, priorities were categorized into five areas: wastewater, street maintenance, library facility, economic development, and the City Charter. On March 28, 2017, the Council reviewed the draft goals and the April 4, 2017 meeting consensus was to add deadlines. Mr. Craddock provided an updated list and progress on the goals which are included as an attachment to the agenda.

Councilor Kramer asked if loans could be provided to citizens for those who found it difficult to repair their sewer laterals. Mr. Craddock stated a new trench policy could allow the City to share in the cost of a sewer lateral repair by paying for the road bed and asphalt for a repair.

Councilor Marler stated the Council discussion on the downtown parking district and funding parking lot repairs would be lengthy and suggested it begin. Mr. Craddock stated if State Gas Tax funds were utilized to repair the downtown parking lots, there would be less resources available for street repair. Therefore, a parking assessment funded by those within the downtown parking district should be discussed to fund the downtown parking lot repairs.

### **Marijuana Tax in Support of South Coast Interagency Team (SCINT)**

City Manager Rodger Craddock stated as a result of inadequate resources for local law enforcement agencies to conduct investigations into organized distribution and the trafficking of illegal drugs, the South Coast Interagency Narcotics Team (SCINT) was formed. The team was comprised of loaned officers from local city and tribal police departments, Coos and Curry Sheriff's Offices, and the Oregon State Police (OSP). Funding was initially obtained through forfeiture of seized assets as a result of unlawful drug activity and grant funding.

Seizure laws changed which resulted in less funding, restricted use, and inconsistent award of federal grants. In 2012, the City of Coos Bay assigned Capt. Mitts to serve as the Director of SCINT with the City being reimbursed for the salary costs. With the federal grants not being renewed, SCINT did not have sufficient funds to reimburse the City. With implementation of local and state marijuana tax, there had been discussions with Coos County and SCINT to dedicate 50% of state and local marijuana tax revenues to fund SCINT. Captain Cal Mitts

## City Council and URA Work Session Minutes – July 11, 2017

explained forfeiture laws, revenue, and expenses of SCINT. Councilor DiNovo suggested seeking a tribal community grant.

### Other Business

Mayor Benetti asked the progress on private building maintenance requirements wherein Mr. Craddock stated the sections of the dangerous and substandard building code were being reviewed. Other cities implemented fees to be incurred against property owners for the cost of additional city resources required due to the poorly maintained and abandoned buildings.

Mayor Benetti stated he was contacted by Sara Bright, Kids Hope Center, to conduct a child abuse detection training program for individuals and the Council if there was interest.

Mayor Benetti stated the Washed Ashore exhibit was intriguing and their displays were booked out several years. To purchase a piece of public art for public display from Washed Ashore would cost \$35,000 - \$200,000. Another option was rental which could be displayed in various areas during two months in the fall (monthly cost of \$5,000). Councilor Marler suggested private businesses could fund the public art rental as an advertising venue. Consensus was for the City Manager to pursue options for the rental of public art.

City Manager Rodger Craddock stated he approved Mr. Vaughan's request through the right-of-way use permit process to extend the deadline until the end of July to remove his sculpture near the Central Dock location.

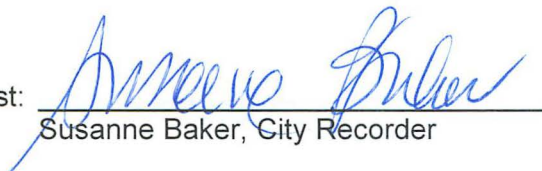
### Executive Session

A joint City Council and Urban Renewal Agency executive session was held pursuant to ORS 192.660 (2) (e) for the purpose of discussing real property transactions. No decisions were made.

### Adjourn

There being no further items for discussion, Mayor Benetti adjourned the work session. The next regular Council meeting was scheduled for July 18, 2017 in the Council Chambers at City Hall.

Attest:

  
Susanne Baker, City Recorder

  
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Joe Benetti, Mayor