

# MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

July 6, 2021

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, held at 7:00 pm in the Council Chambers, 500 Central Avenue, Coos Bay, Oregon.

## **Those Attending**

Those present were Mayor Joe Benetti and Councilors Drew Farmer, Stephanie Kilmer, Phil Marler, and Rob Miles. Councilors Lucinda DiNovo and Carmen Matthews were absent. City staff present were City Manager Rodger Craddock, Assistant City Manager/Finance Director Nichole Rutherford, Deputy Finance Director Melissa Olson, Deputy Library Director Christina Coffman, Public Works and Community Development Director Jim Hossley, Fire Chief Mark Anderson, and Police Chief Chris Chapanar.

## **Flag Salute**

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

## **Public Comments**

Anthony Arton, Public Health Director for Coos Health and Wellness presented plaques in appreciation for community partners Fire Chief Mark Anderson, Fire Battalion Chief Steve Takis, and the Coos Bay Fire Department for their support and coordination with the COVID vaccination clinics performed at the Fire Station. Mayor Joe Benetti additionally thanked Mr. Arton, Coos Bay Fire Department, and Coos Bay Police Department for the traffic control.

Ken Folker, Coos Bay thanked everyone for their services helping the city, county and state, and asked when the Johnson and Hwy 101 street project would be completed. Mayor Benetti stated it was a state project not city project and Public Works and Community Development Director Jim Hossley stated it was scheduled to be completed the end of summer 2021.

## **Consent Calendar**

Mayor Benetti reviewed the consent calendar which consisted of:

- 3a: Approval of June 15, 2021 Minutes
- 3b: Adoption of the Updated Financial Internal Controls Policy
- 3c: Approval of June 22, 2021 Minutes
- 3d: Adoption of Resolution 21-19 Establishing Fair Housing Policy as Part of Community Development Block Grant Program  
To conform with Federal Community Development Block Grant (CDBG) requirements, the city must adopt a Fair Housing Policy, as presented in

Resolution 21-19. Business Oregon staff had advised this resolution was required prior to payment issued to contractors performing residential improvements under the CBDG program. Resolution 21-19 would replace the city's previously adopted Resolution 20-10 adopted in April 2020.

Councilor Marler moved to approve the consent calendar as presented. Councilor Miles seconded the motion which carried. Ayes: Benetti, Farmer, Kilmer, Marler, Miles. Absent: DiNovo, Matthews.

### **Consideration to Award Contract for Purchase and Installation of New Dispatch Consoles and Recording System for Coos Bay Police Department's 911 Center**

Police Chief Chris Chapanar stated as presented and discussed during the 2021-2022 budget process, the Coos Bay Police Department Dispatch Center, who serves as one of two 911 primary answering points (PSAP) in Coos County, was in dire need of new dispatch consoles (hardware equipment). The 911 Dispatch Center was currently using out-of-date equipment purchased over fifteen years ago. The equipment had not only become outdated due to extremely dated technologically, it was no longer serviceable, as the components were no longer being manufactured.

Over the past few years, the Coos Bay Police Department's management staff and dispatch supervisors had been exploring replacement options and evaluating what replacement equipment would best fit the need and still be within an attainable price range. Research found Avtec LLC out of South Carolina. The Avtec Solution would consist of three (3) complete consoles for the City of Coos Bay. The Solution would consist of new monitors, speakers, headset jack boxes, foot pedals, and new related hardware at each dispatch console, as well as, new servers in the equipment room and new connections to the radio system. This new system would interface with the new countywide radio system currently under construction.

The system would also include a new recording system called Eventide. Eventide records all the business lines, as well as the 911 lines that come through the center. This feature was a requirement mandated by ORS and was currently accomplished by an out-of-date system called Stancil. The new recording system would not only have modern technology features, it would also have new added features assisting management and supervisors. Further, during our evaluation process, it was learned both North Bend Police Department, as well as Coos County Sheriff's Office, had both recently purchased Avtec consoles for their dispatch centers and are happy with the new units. Learning this information made the decision to select Avtec consoles much easier and would make all three dispatch centers in the Coos County area consistent and our interoperability seamless, should such a time ever be needed to utilize one another's center in the event of a major incident or natural disaster. It was also learned that Communications Northwest, an Oregon based company out of Oregon City, was both North Bend and Coos County's installation contractor.

The Coos Bay Police Department requested a proposal from Communications Northwest for a complete installation and all necessary Avtec components to complete the three-console project. Communications Northwest returned a quote for the amount of \$152,087.21. It should be noted that Coos Bay Police Department had previously received quotes from other sources that were far greater in price than the quote received by Communications Northwest. One for \$208,783.95 and one for a different system, a Motorola

system, for the price of \$474,325.00. It was the desire of the Coos Bay Police Department to utilize an installation company that was Oregon based and was familiar with the needs of Coos Bay and Coos County. Communications Northwest was familiar with the area's needs, as they had installed both North Bend and Coos County's consoles within the past two years. Further there was the potential need for the installation company to be able to timely respond in person to service needs the Center may face. A 911 Center was critical, and in the event of equipment failure, immediate attention would be needed and required. Communications Northwest could provide configuration, installation, testing, and on-site training of the new system with anticipated installation to occur sometime in August 2021.

The cost of the project was factored in during the 2021-2022 budget process within the Capital Improvement Fund. The cost of the project would not exceed \$159,692.21 which includes a 5% contingency for unexpected costs.

Councilor Farmer moved to award the contract with Communications Northwest for purchase and installation of three consoles and recording system in the 911 Dispatch Center in the amount not to exceed \$159,692.21 which includes a 5% contingency. Councilor Kilmer seconded the motion which carried. Ayes: Benetti, Farmer, Kilmer, Marler, Miles. Absent: DiNovo, Matthews.

### **Consideration to Approve Agreement for Cost Sharing with Red Moon Development and Construction**

Public Works and Community Development Director Jim Hossley stated Red Moon Development proposed to develop property owned by Gateway Oasis II into a subdivision for 400 stick-built homes. The property was located at the southern terminus of Lindy Lane. To develop the property, a sewer pump station and force main sewer line would need to be constructed to transport sewage from the subdivision to Treatment Plant 2. The new subdivision would provide much needed housing stock in Coos Bay. Council may consider approving an Agreement for Cost Sharing to incentivize the development. Per the proposed Cost Sharing Agreement with Red Moon and Gateway Oasis II, the City would contract with a qualified engineer to engineer/design a pump station and force main. The City's obligation under this agreement for payment of the engineering costs will be fifty (50) percent of the total costs of engineering/design of the improvements, but in no event more than \$200,000. Red Moon agreed to reimburse the City for the engineering/design costs for the improvements over and above the City's obligation. In the event the City's total contribution to the engineering/design costs are less \$200,000, the excess could be contributed by the City to the cost of constructing the improvements. Red Moon was responsible to contract directly with the contractors for the construction of the pump station and force main. Red Moon shall be responsible to submit monthly reimbursement requests to the City as costs are incurred. The City would reimburse Red Moon fifty (50) percent of the costs and expenses associated with the construction of the pump station and force main, not to exceed the sum of \$1,275,000. The total contribution by the city for engineering, design, and construction of the pump station and force main shall not exceed \$1,475,000. The source for funding this agreement was the Water Quality Improvement Fund 29.

City Manager Rodger Craddock clarified this was an amended agreement blending two previous agreements the Council has already approved. The first agreement was for the City to undertake design of a culvert that needs to be replaced on Lindy Lane with additional cost sharing with the developer. Council had also approved the agreement to cost sharing on the water quality infrastructure. Due to the change to stick built structures and concern the two

separate projects could cost all of Lindy Lane to become a prevailing wage project for the developer, the City Attorney put together an agreement where the City would transfer the dollars previously approved for the culvert repair and put it on the wastewater side to make it two completely separate projects thereby saving the developer and making the development more cost effective for the subdivision. Council discussion ensued.

Councilor Kilmer moved to approve the Agreement for Cost Sharing with Red Moon Development and Construction and Gateway Oasis II and authorize the City Manager to sign the agreement. Councilor Marler seconded the motion which carried. Ayes: Benetti, Farmer, Kilmer, Marler, Miles. Absent: DiNovo, Matthews.

### **Consideration of Approval of the Coos Bay Police Officers Association (CBPOA) 2022-2024 Collective Bargaining Agreement**

City Manager Rodger Craddock stated the City of Coos Bay provided our residents with a wide array of municipal services. Police and fire services, beautiful parks, street repair and maintenance programs, planning and permitting, stormwater and wastewater utilities, and many other services which are provided by dedicated city employees. There were four different employee groups that comprise the city's workforce: (1) International Association of Firefighters (IAFF); (2) Coos Bay Police Officer's Association (CBPOA); (3) American Federation of State, County and Municipal Employees (AFSCME); and (4) non-represented employees. The city had Collective Bargaining Agreements (CBA) with the three unions which are generally for a three-year period. The current CBA with the police union, CBPOA, expired on June 30, 2021. Representatives from the city and CBPOA had completed negotiations for a successor three-year agreement for FYEs 2022-2024. The proposed successor agreement required ratification by both the city and the CBPOA.

On October 24, 2020, the City received notification from CBPOA's legal firm indicating CBPOA's desire to enter into contract negotiations. The city contracted with Diana Moffat of The Local Government Law Group to assist the city in negotiations. The city's bargaining team, Attorney Moffat, Chief Chapanar, Captain Mike Shaffer, and Finance Director Rutherford met with CBPOA's bargaining team members on six occasions during the past five months. Based on these meetings, the two groups collectively arrived at a successor agreement which included the following:

- Added in MOU - ARTICLE 4. CHECK-OFF
- Changed language to comply with statutes for mid-term bargaining - ARTICLE 6. MANAGEMENT RIGHTS
- Updated shift schedule options; Allowed for 7K hours to be paid in wages - ARTICLE 14. HOURS OF WORK
- Requires yearly reduction of accrued comp leave banks down to 20 hours - ARTICLE 15. OVERTIME
- Moves to HDHP4 1/1/2022 with reduction in City HSA contributions; clarifies Worker's Comp supplement language - ARTICLE 19. EMPLOYEE INSURANCE COVERAGE
- Adds ORS citation for definition of family members - ARTICLE 21. SICK LEAVE
- City language for consistency - ARTICLE 26. MILEAGE AND PER DIEM ALLOWANCE
- Clarifies recall period - ARTICLE 27. LAYOFF
- All employees on 18-month probationary period - ARTICLE 28. PROBATIONARY PERIOD
- Allows for specified usage of removed discipline - ARTICLE 29. DISCIPLINE AND

## DISCHARGE

- 1.9% first year with min/max of 1% - 4% for 2nd and 3rd years - ARTICLE 31. SALARIES
- Updates regarding changing drug laws - ARTICLE 35. USE OF ALCOHOL AND DRUGS
- Three-year agreement - ARTICLE 40. EFFECTIVE DATE AND TERMINATION

Council was provided the proposed Collective Bargaining Agreement: one copy in legislative format showing all of the proposed additions and deletions and a clean copy incorporating those proposed changes. Based on the current makeup of the police union (32 association members and their current status/incentives) and the proposed CBPOA Collective Bargaining Agreement, the potential budget impacts are as follows: For FYE 2022, the increased compensation costs was projected to be \$50,763; for FYE 2023, the increased compensation costs was projected to be between \$33,308 and \$133,233 depending on the cost of living as determined by the CPI; and for for FYE 2024, the increased compensation costs was projected to be between \$33,641 and \$139,282 depending on the cost of living as determined by the CPI.

Councilor Miles moved to approve the negotiated and union ratified three year Collective Bargaining Agreement with the Coos Bay Police Officer's association for fiscal years 2022-2024 and authorize the City Manager to sign the agreement on behalf of the city. Councilor Marler seconded the motion which carried. Ayes: Benetti, Farmer, Kilmer, Marler, Miles. Absent: DiNovo, Matthews.

## **City Manager's Report**

City Manager Rodger Craddock stated 4th Street project was scheduled to be completed August 31, 2021 and there are discussion related to street closures specific to the needs of the businesses; street light project was on hold for Sternburg replacement parts; Coos Bay Downtown Association running man bike racks were available to view at the back of council chambers and suggested locations of Coos Bay Visitor Center, in the pre-way across on the North side of the Prefontaine mural, and in the future parking lot at Third and Central. Council discussed and consensus on the locations. With the change in pandemic restrictions, the plexiglass in the Council Chambers was the last remaining up at City Hall and Mr. Craddock asked Council opinion on leaving the plexiglass partitions in place for a little longer or removing them. Council discussed and consensus to keep the plexiglass up at this time.

Mr. Craddock stated with the state removal of emergency it may be wise to have Council approve removing the City's state of emergency which was put in place on March 19, 2020.

Councilor Kilmer moved to remove the City of Coos Bay's emergency status. Councilor Marler seconded the motion which carried. Ayes: Benetti, Farmer, Kilmer, Marler, Miles. Absent: DiNovo, Matthews.

## **Council Comments**

Councilor Miles stated the Empire Coalition was having a non-profit parking lot sale and children activities event on July 17-18, 2021 at the Dolphin Playhouse. Councilor Farmer stated he had an interview with KMTR regarding the mental health letter he sent to the Legislature and spoke with Oregon Representative Boomer Wright and others regarding local needs due to state policy. Councilor Kilmer stated the Farmer's Market would be able

to allow more vendors due to the restrictions being lifted; Oregon Historic Railroad Museum acquired the historic motor which used to turn the rail span and a re-opening ribbon cutting was scheduled for July 7, 2021; and largest attendance in years for the wine walk on July 2, 2021, resulting in presentation of a check to the museum for over \$2,200. Councilor Marler stated the city was fortunate to have quality leaders and staff, thanked both sides involved in the development of the Police Officers contract and ratifying the CBA, and was glad the restrictions were starting to be lifted from the pandemic. Mayor Benetti stated he was happy with the pandemic restrictions lifting and hoped it would continue on, the city officially took over the water quality division on July 6, 2021, and congratulated Police Chief Chris Chapanar and Assistant City Manager/Finance Director Nichole Rutherford on their new positions.

### **Adjourn**

There being no further business to come before the council, Mayor Benetti adjourned the meeting. The next regular council meeting was scheduled for July 20, 2021. These minutes were approved as presented by City Council on July 20, 2021.



---

Joe Benetti, Mayor

Attest: Nichole Rutherford  
Nichole Rutherford, City Recorder