

MINUTES OF THE REEDSPORT CITY COUNCIL OCTOBER 2, 2017, 7:00 P.M. CITY HALL CONFERENCE ROOM

PRESENT:

Mayor Linda McCollum

Councilors DeeDee Murphy, Leslee Collier, Frank Barth, Debby Turner. (Councilor Mark Bedard was absent).
Student Councilor Claire Havener.

City Manager, Jonathan Wright

City Attorney, Steve Miller

OTHERS PRESENT:

Deanna Schafer, Jessica Terra, John Stokes, Duane Wisehart, Larry Meyer, Kirk Collier, Ron Eberlein, Colleen Eberlein, Gary Goorhuis, Dennis Swartz, Debbie McKinney, Joe Coyne, Sandi Donnelly, Sam Baugh, Ms. T.K. Moore, Chris Adamson, Victoria Lavalley, Kristine Campo, Michelle Petrofes, Jennifer McDuffy, Pina Simmons, Austyn Simmons

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. CITIZEN COMMENTS

This time is reserved for citizens to comment on items that are not on the Agenda. Maximum of five minutes per item, please.

Mr. Dennis Swartz (identifying himself as private attorney general) noted that he has been banned from representing clients in the Municipal Court and was assaulted by the Bailiff. He said that Judge Matthew Muenchrath is impersonating a judge.

Mr. Larry Meyer expressed concern about city government, he was critical of the flag in the Council Chambers, says it is a commemorative flag and should not be used in this setting.

3. PRESENTATIONS, PROCLAMATIONS, AWARDS

Mayor Linda McCollum read a proclamation declaring Old Town Reedsport as a historical district.

4. APPROVAL OF THE AGENDA

Councilor Frank Barth motioned to approve the Agenda.

Councilor Debbie Turner seconded the motion.

MOTION:

that the City Council approve the Agenda.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

5. PUBLIC HEARINGS

6. CONSENT AGENDA

Routine items of business that require a vote but are not expected to require discussion by the Council are placed on the Consent Calendar and voted upon as one item. In the event that a Councilor or citizen requests that an item be discussed, it will be removed from the Consent Calendar and placed under General Business.

- A. Approve minutes of the work session of September 11, 2017.
- B. Approve minutes of the regular session of September 11, 2017.
- C. Motion to approve the Consent Calendar.

Councilor DeeDee Murphy motioned to approve the Consent Agenda.

Councilor Debby Turner seconded the motion.

MOTION:

that the City Council approve the Consent Agenda.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

7. GENERAL BUSINESS

- A. Shall the City Council approve resolution 2017-016 adopting the 2017 Douglas County Multi-Jurisdictional Natural Hazards Mitigation Plan?

Ricky Hoffman of the Douglas County Planning Department presented information to the City Council concerning the Douglas County Multi-Jurisdictional Natural Hazards Mitigation Plan.

In July of 2015, the Douglas County Planning Department held a kick-off meeting in order to begin the process of updating the existing 2010 Douglas County Multi-Jurisdictional Natural Hazards Mitigation Plan (DC NHMP or Plan). Hazard mitigation refers to long-term or permanent measures which reduce or alleviate the loss of life, property, and injury resulting from natural hazards through long and short-term strategies. Hazard mitigation reduces damages to communities and increases their safety and economic stability. Engaging in mitigation activities provides jurisdictions with a number of benefits, including reduced loss of life, property, essential services, critical facilities and economic hardship; reduced short-term and long-term recovery and construction costs; increased cooperation and communication within the community through the planning process; and increased potential for state and federal funding for recovery and reconstruction projects.

The DC NHMP update process involved participation from the cities of Canyonville, Drain, Elkton, Glendale, Myrtle Creek, Oakland, Reedsport, Riddle, Sutherlin, Winston, and Yoncalla, in an effort to assist County staff in updating the Plan. Reedsport took this process one step further by adopting a stand-alone plan. A steering committee was formed in order to provide input and guidance on Reedsport's Natural Hazards Mitigation Plan (NHMP). The City then obtained separate acknowledgement of the plan from FEMA in 2016. Council adopted this plan shortly after FEMA approval.

Through the development of the Reedsport NHMP, City Staff was able to provide valuable data and input to Douglas County in order for Reedsport to be incorporated into the DC NHMP. The last update to the DC NHMP was in 2010 and in order to remain eligible for federal mitigation grants, a revised Plan must be adopted every five (5) years. While Reedsport's Plan was acknowledged in 2016, Douglas County is requesting that the Reedsport City Council adopt the DC NHMP, as well. County staff has expressed that it would be cleanest for each City incorporated into the DC NHMP to adopt the Plan and the incentive to Reedsport is that it gives a newer acknowledgement date; therefore, starting the five (5) year clock over.

Formal approval from FEMA gives a jurisdiction access to apply for federal mitigation funding.

Councilor DeeDee Murphy motioned to approve resolution 2017-016 adopting an addendum to the 2017 Douglas County Multi-Jurisdictional Natural Hazards Mitigation Plan.

Councilor Rich Patten seconded the motion.

MOTION:

that the City Council approve resolution 2017-016 adopting an addendum to the 2017 Douglas County Multi-Jurisdictional Natural Hazards Mitigation Plan.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

- B. Shall the City Council adopt a resolution 2017-017 approving Douglas County order to initiate formation of a Library Special District?

City Manager Jonathan Wright said that the City has been approached by representatives from a local group who are seeking to form a Coastal Library District. While this new District would create stable funding for the library a new special district could have harmful consequences for other districts in the County. The City already contributes around \$20,000 annually to the utilities and maintenance of the Library. This funding and funding for other services such as parks maintenance, public safety or public services may be impacted. The financial impacts are not limited to the City as the Hospital, Community Pool, Urban Renewal District and the Port of Umpqua would also see a reduction in funding as a result.

If approved, this resolution will show this community's support for the placement of a measure on the May ballot that will seek approval of the new district.

If approved by the Council and ratified by at the May election, Staff estimates a reduction in tax revenues of between \$35,000 and \$55,000.

Aaron Black asked if the group is following the initiative petition process.

Mr. Gary Goorhuis said that the original district that failed County wide was presented at 44 cents per thousand and that this proposed district is valued at 39 cents to keep the library going.

City Attorney Steve Miller asked that the monetary value be included in the Resolution.

Sandra Donnelly said that she is a 62 year library card holder. She feels that internet connections the library facilities are used by a lot of citizens. Moving here you would want to know that the community has a library.

Victoria Lavallee, a library volunteer, spoke in support of the library, she was concerned that there is talk of a \$12 library card.

Chris Adamson spoke in favor of the library. She said that she has seen towns divided because the Council didn't openly support the library.

Dr. Michelle Petrofes spoke in support of the library, she said that this community really loves the library. She said that everyone should have access to the resources.

Student City Councilor Claire Havener spoke of the lack of internet and resources in the community and how important the library is.

Councilor Rich Patten said that he hears what is being said and does support the efforts, however, due to the tax compression in Reedsport he cannot support taking money from the City and other tax districts.

Councilor Leslie Collier said that she has attended all of the library meetings and has learned so much but she agrees with Rich that we can't take money from the City.

Councilor DeeDee said that all the Council is doing by passing this resolution is giving the citizens the opportunity to decide. She said that it is up to the opposing sides to give them the information to make that decision.

Councilor Turner said that she has heard supporters of the library talk about people leaving or not moving here because there is no library, but she feels that if people keep getting taxes added to their homes and property it will make a difference on whether people leave or locate here as well.

Mayor Linda and Frank Barth both said that they feel that the issue should be left up to the citizens to decide by allowing the City to be included in the district if it is placed on the ballot. She said that the supporters will still need to gather signatures and meet filing deadlines.

Councilor Frank Barth motioned to adopt a resolution supporting the formation of a Coastal Library Special District and assign 2017-017 as the title.

Councilor DeeDee Murphy seconded the motion.

MOTION:

that the City Council adopt a resolution supporting the formation of a Coastal Library Special District and assign 2017-017 as the title.

VOTE:

AYES 3 NAYES 3

(Mayor Linda McCollum, Councilors Barth, and Murphy voted in favor of the motion. Councilor Turner, Patten and Collier voted against the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

After conferring with City Attorney Steve Miller, City Manager Jonathan Wright and City Recorder Deanna Schafer concerning the proper procedures for a tie vote, Mayor McCollum post-poned the issue to a future meeting to seek clarification. A meeting date was set for October 16, 2017 at 6:00pm in the City Hall Conference Room.

Note: Parliamentary procedure concerning tie votes can be defined in a City's Municipal Code or City Charter. If it is not defined, the rule generally follows Robert's Rules of Order.

City Attorney Steve Miller said that barring any other defined procedure under Robert's Rules of Order the motion would die.

C. Shall the City Council issue intent to award and authorize the award of a contract for the Rainbow Plaza Boat Launch Project?

City Manager Jonathan Wright said that in December 2016 the City submitted a grant application to the Oregon State Marine Board for approximately 1.4 million dollars providing a local match of approximately 25%, a portion of the match coming from pre-project expenses.

The Oregon State Marine Board met on February 27, 2017 and voted unanimously to award a grant to the City of Reedsport in the amount of \$589,000 with a match of \$500,000 from the Oregon Department of Fish and Wildlife. An agreement was issued with contract term of two years to complete the project.

The City recently contracted with Mr. John Waddill PE, PLS of Dedekind Engineering to complete the procurement process for the in-water work portion of the project. This stage includes an expanded concrete launch area, new piling, boarding docks and debris boom replacement.

A request for bids was solicited with a bid opening set for September 28, 2017 at 2:00pm. Bids were opened and an apparent low bid was received from Carter & Company Inc. from Salem, Oregon for the amount of \$384,992.50.

Mr. John Waddill, PE, PLS of Dedekind engineering submitted a letter of recommendation to issue and intent award to this company.

After discussions with the Oregon State Marine Board staff, it is our opinion that Carter & Company, Inc. has sufficient experience and qualifications to satisfactorily construct the project.

The entire project has been budgeted and funds identified in the Capital Improvement budget 025. Over 75% of the project cost is provided by grants and donations.

Councilor Frank Barth motioned to issue an intent to award and authorize the award of a contract for the Rainbow Plaza Boat Launch Project to the lowest responsive bidder.

Councilor DeeDee Murphy seconded the motion.

MOTION:

that the City Council issue an intent to award and authorize the award of a contract for the Rainbow Plaza Boat Launch Project to the lowest responsive bidder.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

- D. Shall the City Council adopt Resolution 2017-018 to amend the City's budget in order accept a \$159,000 grant from USDA for a new fire truck and a \$94,083.75 grant from FEMA in order to seismic retrofit the Elm Street pump station?

Interim Finance Officer Jessica Terra said that in August 11, 2017 the Reedsport Volunteer Fire Department was notified that they had been awarded a grant from the United States Department of Agriculture for the purchase of a new fire truck. The Department has been saving for years to purchase a new truck that would replace a 1981 truck that no longer meets current safety standards. As this was a rare chance to be awarded such a significant grant, the Council accepted the award at a Special Council meeting on August 18th for the amount of \$159,000. The City's match is anticipated to be approximately \$173,000 and will be split between the Fire Department's General Fund and the Fire Equipment Fund.

Again, in August, the City of Reedsport was awarded grant monies. FEMA awarded a \$94,083.75 for the seismic retrofitting of the Elm Avenue pump station. The retrofitting will ensure that the pump station is reliably operable after earthquakes since Reedsport

has among the highest levels of earthquake hazards in Oregon. In addition, Reedsport has a history of sever, repetitive stormwater flooding inside the levee system. These grant funds will be used to provide structural strengthening of the pilings and deck supporting the pump station and restraints on the piping. As the City continues to work towards levee certification, this grant provides funds for necessary repairs that bring the City one step closer to that goal.

In accordance with the Oregon Local Budget Law handbook and ORS 294.338 the expenditure of grants, gifts, bequests or devises transferred to a local government in trust for a specific purpose may be made after enactment of an appropriation resolution authorizing the expenditures. Since both of these grants are intended for specific purposes, no supplemental budget or public hearing are required.

The City of Reedsport will need to make two budget amendments for recently awarded grants from the USDA and FEMA.

1. The first of award of \$159,000 from the USDA for the purchase of a new fire truck will increase the revenue line item 014-000-415800 and increase the expense line item 014-514-725060, each by \$159,000.
2. The second grant of \$94,083.75 will increase the revenue line item 027-000-453500 and increase the expense line item 027-527-746770, each by \$94,085.

Councilor Rich Patten motioned to adopt Resolution 2017-018 to amend the City's budget in order to accept a \$159,000 grant from the USDA for the purchase of a new fire truck and a \$94,083.75 grant from FEMA in order to seismic retrofit the Elm Street pump station.

Councilor Leslee Collier seconded the motion.

MOTION:

that the City Council adopt Resolution 2017-018 to amend the City's budget in order accept a \$159,000 grant from the USDA for the purchase of a new fire truck and a \$94,083.75 grant from FEMA in order to seismic retrofit the Elm Street pump station.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

E. Shall the City Council award the project for the seismic retrofit of the Elm Street pump station?

City Manager Jonathan Wright said that the City of Reedsport has received \$94,083.75 from the Federal Emergency Management Agency (FEMA) for the seismic retrofit of the Elm Ave Pump Station. The City put this out for quotation on September 22, 2017 and received five (5) responses one of which was not complete and could not be considered. The apparent low bidder was West Coast Contractors at \$113,474. Because this project must happen before the rainy season time is of the essence.

The City received \$94,083.75 from FEMA for this project. Engineering cost and the associated contract have already been awarded by the City Council. Staff is requesting a not to exceed contract amount of \$120,000 to ensure that the project can be expedited and that change orders can be addressed in the field and without the need for another Council meeting. The total expenses for this project with the engineering added in is \$160,000 with a potential budgetary impact of \$65,916.25.

Mr. Larry Meyer expressed dissatisfaction on the way the water is evacuated from inside the levee. He thinks that it could run on a siphon. He said that the City needs to stop spending money and that grant funds are not the way to fund projects.

Councilor Frank Barth motioned to award the project to West Coast Contractors at a not to exceed contract amount of \$120,000.

Councilor Rick Patten seconded the motion.

MOTION:

that the City Council award the project to West Coast Contractors at a not to exceed contract amount of \$120,000.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

F. Shall the City Council adopt Resolution 2017-019 allowing the City Manager to apply for a grant from FEMA for levee improvements?

City Manager Jonathan Wright said that the Federal Emergency Management Agency currently had \$90,000,000 in nationally competitive grant funding available. Staff would

like to apply for funding in order to finance the City's levee raising project. This funding will assist the community in the completion of a major portion of the City's levee certification project.

The City will need to provide a minimum of 25% match for this grant. More information forthcoming at the City Council meeting.

Councilor Leslee Collier motioned to approve resolution 2017-019 supporting the Staff's application for a FEMA Pre-Disaster Migration funds for the City's Levee Raising Project.

Councilor Frank Barth seconded the motion.

MOTION:

that the City Council approve resolution 2017-019 supporting the Staff's application for a FEMA Pre-Disaster Migration funds for the City's Levee Raising Project.

VOTE:

AYES 6 NAYES 0

(Mayor Linda McCollum, Councilors Barth, Turner, Murphy, Patten and Collier voted in favor of the motion. Student Councilor Claire Havener cast an advisory vote in favor.)

7. MISCELLANEOUS ITEMS
(Mayor, Councilors, City Manager, City Attorney)

EXECUTIVE SESSION OF THE REEDSPORT CITY COUNCIL OCTOBER 2, 2017
CITY HALL COUNCIL CHAMBERS

PRESENT: Mayor Linda McCollum, Frank Barth, Rich Patten Leslee Collier, DeeDee Murphy and Debby Turner

City Manager Jonathan Wright

City Attorney Steve Miller

Pursuant to ORS 192.660(2)(i) To review and evaluate the employment-related performance of the chief executive officer of any public body who does not request an open hearing.

ADJOURN

Linda McCollum, Mayor

ATTEST:

Deanna, City Recorder