

**City of Phoenix
City Council Meeting
Public Works Office
1000 S. "B" Street
Monday, November 4, 2013**

DRAFT

CALL TO ORDER

Mayor Jeff Bellah called to November 4, 2013 City Council Meeting to order at 6:31 pm.

ROLL CALL

PRESENT: Karen Jones, Stan Bartell, Carolyn Bartell, Terry Helfrich, Chris Luz, Bruce Sophie and Jeff Bellah.

ABSENT: None

Staff Present: Steve Dahl, City Manager/Recorder
Derek Bowker, Chief of Police
Kurt Knudsen, City Attorney
Kevin Caldwell, Public Works Director
Jeff Ballard, Contract City Engineer

PLEDGE OF ALLEGIANCE

MAYORS COMMENTS

- 1) The Mayor started off the meeting discussing the Holiday Tree Lighting Ceremony. He noted that it will be taking place the Saturday after Thanksgiving and that it has been requested that the Mayor or one of the Council members act as the MC for the event. The Mayor will be working with the Public Works department to see if we can get a tree up and ready for the event. It was mentioned that ODOT has saved a tree for the City to cut down and move to the location. Mayor Bellah also said he would be in touch with the School District to see if there was a music group that could perform at the event.
- 2) Mayor Bellah had distributed a draft of his next letter to the community and asked the council members to review the draft and let him know of any suggested changes in the content.
- 3) There will be a water group meeting at Central Point at 10:00 on Tuesday. There will be a request that the water commission formally recognize a coalition of Cities in which Phoenix will be a member.

- 4) Mayor Bellah noted that Micrometer attempt at correcting the water reading issue at the main pump station was a failure and he finds the company's inability to correct the situation disheartening.
- 5) Finally, Mayor Bellah stated that he spent some time in Redding last week and noted that they have been dealing with their own Medical marijuana issue. That last year they had four dispensaries attempting to get business licenses in town and now that there is only one trying to find a way. He noted that they passed a similar business license ordinance to the one that Phoenix passed.

CONSENT CALENDAR:

- 1) Approval of Minutes from October 21th Regular City Council Meeting

MOVED BY COUNCILOR STAN BARTELL AND SECONDED BY COUNCILOR KAREN JONES, TO APPROVE THE CONSENT CALENDAR.

There was no further discussion.

Mayor Called for the vote all in favor say aye

Ayes, Sophie, C. Bartell, Luz, Jones, Helfrich, S. Bartell

MOTION APPROVED WITH SIX AYES.

NEW BUSINESS

- 1) Approval of a resolution approving a new three year contract with the City of Phoenix Police and Teamsters Local 223.
 - a. The Mayor asked the City Manager to go over some of the highlights of the new contact. The changes are as follows:
 - i. Pg. 17 Article 7.1 last paragraph outlines changes to how the Sergeant can be scheduled. He was originally able to be scheduled the same way as the rest of the department but because of the changing needs of the department it became obvious that the way he was scheduled needed to be changed so as not to create issues with the contract. Now the Sergeant can be scheduled at any time as long as he has two days off in a row.
 - ii. Pg. 24 Article 13.5: Removed the now layoff clause of the last agreement
 - iii. Pg. 27 Article 15.1: Health Insurance: the City keeps the same health, dental and vision plans for health insurance as it has had for the past couple of years. The City takes on all the risks of higher rates the first year. In the second and third year of the contract the union has agreed to help mitigate some of the risk to the city for health insurance by agreeing to put a soft cap

in place. This cap agrees to split the cost of health care for any increase over 6%.

- iv. Pg 28, Article 20: PERS stays the same throughout the contract
- v. Pg 30, Appendix A: Shows the 2% increase agreed to across the board for the bargaining unit and also notes that a 2% increase will happen in 2015 and 2016
- vi. Pg 30 Appendix A, Certifications: in the 2016 year of the contract it was agreed that the bonus for intermediate and advanced certification will go from 1.5% to 2% and also the bonus for having an associates and bachelor's degrees.

The Mayor went on to point out that the Records Clerk has been moved from the Police Unit to the General Unit and this is a fair contract. Also, given to the council that night was a sheet of paper that had the actual costs to the City represented by the 2% increase. The big unknown in this case is the cost of insurance. It was pointed out that the Teamsters hadn't increased the cost of their insurance for a couple of years and that we don't know how big if any that increase will be. However it was noted that other health insurance carriers have not raised their rates this year and if they had it wasn't over the 5% level. It was also discussed that staff had researched alternative to the Teamsters health care plans but couldn't find one that was comparable. Finally, it was mentioned that the property tax increase stated for next year will cover the majority of the cost with the worst case scenario for health care.

The council went on to discuss how having a three year contract benefits the City for now we know what are labor commitments will be when doing budgeting.

MOVED BY COUNCILOR SOPHIE AND SECONDED BY COUNCILOR HELFRICH TO APPROVE RESOLUTION 878 APPROVING A NEW THREE YEAR CONTRACT WITH THE CITY OF PHOENIX POLICE AND TEAMSTERS LOCAL 223

AYES: SOPHIE, C. BARTELL, LUZ, JONES, HELFRICH, S. BARTELL

- 2) Approval of a resolution to approve a new three year contract with the City of Phoenix General Unit and Teamsters Local 223.
 - a. Some of the contract changes in the agreement
 - i. Pg. 38 Scope of Agreement: The definition of who is covered by the union changed. It went from part time workers who worked at least 96 hours in a month to part time workers who worked at least 110 hours a month.
 - ii. Pg. 45 Article 10.6 Form of Comp time: The amount of time that is allowed to be accrued for Comp time was increased from 40 hours to 80 hours.
 - iii. Pg. 45 Article 10.8 Stand By Time: A choice for stand by time is now going to be offered to the Public Works employees they can now choose to receive \$195.00 as payment for their Stand By Time or they can receive 10hours of Comp Time in which they have to use in the next 6 months.

- iv. Pg .52 Article 15: Shows the 2% increase each member of the union will receive as part of the contract and it also shows there be an increase in January 2015 and 2016. The same insurance coverage that the police union has is offered to the general unit.

Negotiations went a long way to building trust between council and unions.

MOVED BY COUNCILOR SOPHIE AND SECONDED BY COUNCILOR LUZ TO APPROVE RESOLUTION 879 APPROVING A NEW THREE YEAR CONTRACT WITH THE CITY OF PHOENIX GENERAL UNIT AND TEAMSTERS LOCAL 223

AYES: HELFRICH, S. BARTELL, SOPHIE, C. BARTELL, LUZ, JONES.

- 3) A motion to approve a resolution amending the 2013 contract with the City of Phoenix Police and Teamsters Local 223 ending furlough days at the end of November 2013.
 - a. The Mayor said that he viewed this as a Christmas present to the staff and also a reward for signing a three year contract. He noted that it wasn't given to the General Unit because the Police Unit took a larger furlough than the general unit.

MOVED BY COUNCILOR SOPHIE AND SECONDED BY COUNCILOR JONES TO APPROVE RESOLUTION 880 AMENDING THE 2013 CONTRACT WITH THE CITY OF PHOENIX POLICE AND TEAMSTERS LOCAL 223 ENDING FURLOUGH DAYS AT THE END OF NOVEMBER 2013.

AYES: JONES, HELFRICH, S. BARTELL, SOPHIE, C. BARTELL, LUZ.

- 4) Appointing Lyla Heigl to the Parks Commission

Applicant Lyla Heigl was at the council meet and was asked why she wanted to be on the Parks Commission. She said she wanted to contribute to the community and this commission sounded interesting and fun. She had a lot of ideas that she wanted to share with commission such as Yoga in the park. She helped serve dinner during the dedication of the band shell at Blue Heron Park and just wants to be part of the parks.

Councilor Luz said he thought she would be great on the Parks Commission and jokingly asked if she wanted to be on the Water Commission also. Councilor Bartell said he appreciated everything that she has done for the community and that she would make a good commissioner.

MOVED BY COUNCILOR JONES AND SECONDED BY COUNCILOR C. BARTELL TO APPOINT LYLA HEIGL TO THE PARKS AND GREENWAYS COMMITTEE.

AYES: UNANIMOUS

CITIZEN COMMENTS

Andrea Adams 380 Norton Street Talent, Oregon

Ms. Adams spoke about the need to have an interpreter for the deaf here at the Phoenix City Council meetings. That we should also get the agenda out sooner so that the deaf community can look at it and see if there are issues that they want to find out about. That way they can contact the City and have them bring in an interpreter with 48hours notice. She went on to say that she contacted the city about this issue but didn't hear back from them. It was suggested that she contact the City Manager and he will check what it takes to bring someone in. Also it was suggested if there was a specific issue on the agenda that was of importance to the deaf community that the city could move the schedule to accommodate the hearing impaired.

QUESTIONS FOR STAFF

- 1) City Attorney, there has been no change on the litigation front. The council then went on to discuss the Lazy Boy lawsuit and different issues regarding that. The City Attorney suggested that this would be better to discuss this in executive session because it was getting close to talking strategy on how to proceed with the lawsuit. The council will have an executive session on November 18th to discuss strategy on the lawsuit. It has been 14 months since the appeals court has heard the Rogue Sewer case. This is a long time for an appeals court to wait to make a ruling and doesn't know why it is taking so long.

- 2) City Managers Report
 - a. Leaf Pickup will be December 9
 - b. City received a bounced check from Pear Tree Motel and RV Park. The City Manager called them and they agreed to come in and pay the bill before close of day Wednesday.
 - c. Received a nice note from Janette thanking Council and Staff for the flowers and support during her recent issue. She will be back to work tomorrow.
 - d. Laurel Samson started work today as the temporary Planning Director.
 - e. About five years ago the council had put in an application to increase the size of Phoenix by taking in the Harry and David land on the east side of the freeway. That application got put on hold by the County Planning Department during the Regional Planning Process. Now that the process is over and Central Point has submitted their expansion plans the County would like to know what the City and Harry and David would like to do with the application. Mike Montero is meeting with Harry and David tomorrow to figure out their plans and once that is known, I will bring back a recommendation to the council.
 - f. Discussion of Macrometer and the Medford water authority. As noted from earlier in the evening they are not getting accurate readings from their equipment and MWA has asked the Portland Water Bureau to come down and do some testing.

NEW BUSINESS-CONTINUED

- 1) Discussion on the Intergovernmental Cooperation Agreement between the Phoenix Urban Renewal Agency and the City of Phoenix.

The Mayor had developed a rough draft of his suggested changes of the agreement and Councilor Luz and sent in his suggestions. The council then went over both sets of changes and expressed their ideas and desires concerning the process and agreement. Councilor Luz will send some rewording that he believes need to be in the contract to the Mayor and the Mayor will draft a final version to bring in front of the council for their approval to send to the Urban Renewal Agency.

Information from Council

Chris Luz-No

Terry Helfrich-No

Bruce Sophie- MPO is selecting a new manager will introduce them the last Tuesday in November.

On the 21st the 99 corridor study will be presented exclusive of Phoenix.

Karen Jones- Final CDBG Grant donation will be November 16th at 12:30 pm

Served 38 people at the food bank last Wednesday

Stan Bartell-No

Carolyn Bartell- No

The Meeting adjourned at 8:15 pm.

Respectfully submitted,

Steve Dahl
City Manager/Recorder