

**City of Phoenix
City Council Meeting
Public Works Office
1000 S. "B" Street
Monday, July 7, 2014**

CALL TO ORDER

Mayor Jeff Bellah called the regular meeting of the City Council to order on Monday, July 7, 2014 at 6:30 p.m. in the Public Works Office.

ROLL CALL

PRESENT: Stan Bartell, Bruce Sophie, Karen Jones, Carolyn Bartell, Terry Helfrich, Jeff Bellah

ABSENT: Chris Luz

Staff Present: Steve Dahl, City Manager/Recorder
Janette Boothe, Deputy City Recorder
Derek Bowker, Chief of Police
Steve Weber, Finance Director
Kevin Caldwell, Public Works Superintendent
Matt Brinkley, Planning Director

PLEDGE OF ALLEGIANCE

UPDATE ON COUNCIL RESPONSIBILITIES:

- 1) Urban Renewal – Councilor Jones reported the board is currently holding interviews for a new executive director, as Marla Cates will be leaving July 1, 2014. Additionally, she relayed an update regarding possibly moving the Furry House.

Councilor S. Bartell inquired about 2nd street. Councilor Jones suggested that the steering committee would be better equipped to answer; however, Urban Renewal is planning to meet on July 30, 2014 for an update on the plans. Further discussion followed.

Councilor Helfrich added that the Urban Renewal board has signed a contract with Ms. Cates to continue with certain projects, to ensure progress remains moving forward. Mr. Dahl added the July 30, 2014 meeting has been moved to the high school to allow plenty of room for attendees. Mayor Bellah added that Mr. Dahl is the interim executive director of Urban Renewal. Further discussion followed.

- 2) Parks and Recreation – Councilor C. Bartell reminded everyone about the Dog Days of Summer event to be held at Colver Park on July 26, 2014 from 10 a.m. to 1 p.m. She added

there will be a committee meeting on Wednesday to prepare for the event. Additionally, Councilor C. Bartell noted the plaque on the rock honoring Daryl Paxton has been finished and placed at Blue Heron Park, a ceremonial dedication is yet to be scheduled.

- 3) Water Committee – Mayor Bellah noted that Councilor Luz is not in attendance, so an update will be presented at the following meeting. Additionally, Mayor Bellah noted that he has heard complaints regarding the Medford water rates being much lower than Phoenix. He described the water rates for Phoenix as being larger due to the infrastructure of Phoenix and the population; however, while Medford water consumers pay approximately \$10 to \$12 for water, the Medford water bills have a \$24 fee to assist in funding parks, police, and street maintenance.

PRESENTATIONS:

ACCESS presentation concerning a fall festival and vegetable drive at Blue Heron Park by Kendra Smith. Ms. Smith noted she is not part of ACCESS; however, she partners with ACCESS for this event. She described the event and explained she is expecting approximately 350 to 500 people in attendance. She added she has insurance coverage and private security for the event. Ms. Smith explained the event is free admission; however, fresh vegetable donations are encouraged for admission. She is excited for this venue, as it is centrally located and there is a community garden at Blue Heron Park. Further discussion followed, as Ms. Smith took questions from Council. Council's consensus was to approve this event to be held in September.

Blue Heron Park event update by Pam Cooper. Ms. Cooper came before Council at the June 2, 2014 City Council meeting seeking approval for an event to be held in early September involving Blue Grass music and Mayor Bellah requested an update when Ms. Cooper had details for the event in place. Ms. Cooper explained she needed funding from the City to hold the event and inquired whether the City is interested in sponsoring the event. She explained the contacts she had made, regarding organizing the event. She added that the event requires a budget of approximately \$3,000. Further discussion followed, as Mr. Dahl agreed to discuss the event with Ms. Cooper and with staff to determine the feasibility of the City sponsoring the event and update Council at the following meeting.

CONSENT CALENDAR:

- 1) Approval of the Minutes of the June 16, 2014 City Council Meeting. **MOVED BY JONES, SECONDED BY C. BARTELL, TO APPROVE THE CONSENT CALENDAR.** There was no further discussion.

ROLL CALL VOTE AS FOLLOWS:

Ayes: Sophie, C. Bartell, Jones, S. Bartell, and Helfrich
MOTION APPROVED WITH FIVE AYES

Mayor Bellah announced the training sessions scheduled on the agenda are canceled due to the City Attorney's absence. Mr. Dahl assured Council these sessions would be rescheduled.

NEW BUSINESS:

- 1) Appointment of Judy Grillo to Urban Renewal Board. Mayor Bellah requested Ms. Grillo to come before Council to introduce herself and state the reasons for her interest in Urban Renewal. He explained Ms. Grillo is currently on the Planning Commission, and without her, the Commission would not have a quorum. Ms. Grillo expressed she enjoys her position on the Planning Commission; however, she is interested in becoming more involved in different positions in the City and she has attributes that would service the Urban Renewal board well. Further discussion followed, as Council's consensus was to inquire whether the Urban Renewal Board was willing to allow Ms. Grillo to hold the position on Urban Renewal, with the agreement that she would give priority to the Planning Commission for the initial six months, until they could find a replacement.

Mayor Bellah recessed the meeting for a five minute break at 7:40 p.m.

- 2) Review of proposed study of Charlotte Anne Water District. Jeff Ballard, the City Engineer, presented the reasons for the proposed study outlined in the letter addressed to the City Manager, regarding the study that requires updating to ensure cost effectiveness and efficiency for the water system. He further explained the purpose of the study would be to update the Water System Master Plan to better utilize the Regional Water Booster Pump Station and to determine long-term planning that may include assuming responsibility for the Charlotte Anne Water District. Further discussion followed, as Mr. Ballard expressed the approximate cost of the study is \$20,000; however, a detailed estimate would be developed once agreement is reached regarding the scope of the study.

Additional discussion followed, as Councilor S. Bartell suggested the City determine the feasibility of PH-3 being assumed by the City of Phoenix before spending \$20,000 on the proposed study. As discussion progressed, Council reached a consensus to authorize the City Manager to develop the scope of the study with the Mr. Ballard.

Mayor Bellah announced Jeremy Nowku was in attendance and requested him to come forward to address Council regarding the addition of a street light on Independence Circle. Mr. Nowku expressed his gratitude for the street light and shared comments of his neighbors.

- 3) Discussion of Banners Downtown. Mayor Bellah prepared a handout (on file) displaying some examples for the graphic design for the banners. He further explained the type of banners he would like to see in the future. Further discussion followed, as Council's consensus was support moving forward with ordering banners and to direct staff to contact local businesses for pricing.

ORDINANCES:

- 1) First Reading on an Ordinance amending the Phoenix Land Development Code regarding group living and accessory dwelling, building, and uses and amending chapters 1 and 2. Mayor Bellah read the title aloud and requested a staff report. Mr. Brinkley summarized the suggested changes and noted the ordinances presented in tonight's agenda are housekeeping in nature.

- 2) First Reading on an Ordinance amending the Phoenix Land Development Code regarding procedures, amending Chapter 4. Mayor Bellah read the title aloud and Mr. Brinkley's staff report followed. Councilor Sophie inquired about trip budget and requested staff present updated information.
- 3) First Reading on an Ordinance amending the Phoenix Land Development Code regarding modification procedures, amending chapters 4.4 and 4.6. Mayor Bellah read the title aloud and Mr. Brinkley's staff report followed.

STAFF REPORTS:

1) City Manager's Report:

- a) Mr. Dahl announced he will be out of the office the following day until Friday, as he is attending the OCCMA conference in Bend.
- b) He noted City staff has been fielding multiple calls regarding the length of grass at several locations and staff is addressing each complaint.
- c) He reviewed the highlights of the city issue tracking log, as he took questions from Council. Mr. Dahl inquired whether Council would like staff to research updating the municipal code regarding regulations for parking mobile food vendors in residential areas. Council's consensus was to move instruct staff to move forward with researching parking regulations for suggested changes.
- d) Mr. Dahl expressed his suggestions for a Charter Committee (on file). He further explained the suggested changes need to be delivered to the County Clerk's office no later than 5 p.m. on August 15, 2014, to meet the deadline for the November ballot. Council deliberated and directed staff to develop suggested changes to the Charter to present at the following City Council meeting. Councilor Sophie suggested staff present the make-up of the committee and noted that the committee should consist of non-voting citizens, to avoid constrictions of a quorum.

CITIZEN'S COMMENTS:

Wade Hall, Ashland, expressed his disappointment in the Council's progress regarding medical marijuana facilities. He noted some examples of surrounding cities and articulated the importance of the Council moving forward, as he is currently leasing property he cannot use. He added he has recently received a medical marijuana dispensary program license that expires in July of 2015. He further inquired about the study session scheduled for July 29, 2014 and offered his assistance in supplying information regarding marijuana dispensaries.

EXTENSION OF MEETING:

MOVED BY JONES, SECONDED BY SOPHIE, TO EXTEND THE MEETING UNTIL 9:30 P.M. There was no further discussion.

ROLL CALL VOTE AS FOLLOWS:

Ayes: Helfrich, C. Bartell, Jones, Sophie, and S. Bartell

MOTION APPROVED WITH FIVE AYES

Mayor Bellah responded to some of the comments made by Mr. Hall, and noted that the City of Ashland does not allow oils or the location of business to be within 300 feet of a residence,

which would eliminate The Greenery from ever opening for business in its current location and may eliminate Mr. Hall's location as well, if the City of Phoenix modeled after Ashland. Mr. Hall explained the property he is leasing is located in a commercial highway zone. He further explained he would prefer any conclusion from Council, rather than being placed on hold for a business that may never be allowed within city limits. Mayor Bellah additionally noted that when the City initially received the business license application, he was advised to not enter into a lease agreement for the property without the business license approval from the City. Mr. Hall replied that a location for his business was required for his application for the dispensary license. He added that his intent was not to place blame on anyone; instead, he intended to inform the Council about the surrounding cities and offer his assistance for the upcoming study session. Mayor Bellah encouraged Mr. Hall's attendance along with anyone else interested. He explained the purpose of the study session is to determine how to move forward as quickly as possible, should the City support the allowance of medical marijuana facilities. Councilor S. Bartell added that Council appreciates Mr. Hall's demeanor and patience and emphasized that Council is working on solutions for these facilities.

COUNCIL ITEMS, COMMENTS/REPORTS:

- 1) Councilor Sophie gave an update regarding the recent MPO meeting. He further commented on the article that the League of Oregon Cities issued regarding ODOT funding. Councilor S. Bartell inquired about the diet plan for Highway 99 South between Phoenix and Talent. Councilor Sophie explained that the concept of the diet is to initially implement the plan temporarily rather than permanently, and if the plan is discovered to be unsafe the proper changes would be made. Further discussion followed.
- 2) Mayor Bellah suggested each Councilor read the Charter again to gain perspective on any suggested changes to the Charter before the following Council meeting.
- 3) Mayor Bellah noted that Council needs to determine whether the City plans to allow medical marijuana dispensaries quickly, to provide The Greenery and Mr. Hall with necessary information to decide how to proceed.

The meeting adjourned at 9:17 p.m.

Respectfully submitted,

Attest:

Janette Boothe
Deputy City Recorder

Steve Dahl
City Manager/Recorder