

**City of Phoenix  
City Council Meeting  
Public Works Office  
1000 S. "B" Street  
Monday, October 20, 2014**

**CALL TO ORDER**

Mayor Jeff Bellah called the regular meeting of the City Council to order on Monday, October 20, 2014 at 6:30 p.m. in the Public Works Office.

**ROLL CALL**

**PRESENT:** Stan Bartell, Karen Jones, Carolyn Bartell, Terry Helfrich, Chris Luz, Jeff Bellah

**ABSENT:** Bruce Sophie

**Staff Present:** Steve Dahl, City Manager/Recorder  
Janette Boothe, Deputy City Recorder  
Derek Bowker, Chief of Police  
Steve Weber, Finance Director  
Matt Brinkley, Planning Director  
J. Ryan Kirchoff, City Attorney

**PLEDGE OF ALLEGIANCE**

**PRESENTATIONS:**

Update on Fern Valley Interchange Project by Gary Leaming. Mr. Leaming reviewed the progress thus far, noting a lot of progress has been made in 8 months. He introduced Todd Snyder, the Senior Inspector of the project and reviewed the schedule of work to be performed in the upcoming months. As he took questions from Council, Mr. Leaming noted the work on OR 99 is scheduled to begin in late 2015 or early 2016. Additionally, Mr. Leaming went over issues with the temporary crosswalk on Fern Valley Rd., just past the Bear Creek Bridge. He concluded his presentation noting the project has not received very many complaints.

**MAYOR'S COMMENTS:**

Mayor Bellah commented on the Parade, noting the event was an outstanding success considering it was the first Homecoming Parade. He further noted a debriefing meeting regarding the event is scheduled for November 3, 2014. Councilor C. Bartell added that there were 37 groups in the parade. She further added the event was a great success. Further discussion followed, as Mayor Bellah requested staff ask for ODOT's review of the traffic flow along downtown with two-way traffic.

**UPDATES/REPORTS:**

Parks – Councilor C. Bartell announced the Commission will hold a meeting the following night to discuss the plans for the Easter Egg Hunt.

Urban Renewal – Mr. Dahl gave a brief update and noted an interview has been scheduled for a part-time Executive Director on October 29, 2014. Councilor Jones noted there is an open position on the Urban Renewal Board. Mr. Dahl confirmed that this position is being advertised.

**CONSENT CALENDAR:**

- 1) Approval of the Minutes of the September 23, 2014 Special City Council Meeting.
- 2) Approval of the Minutes of the September 29, 2014 Special City Council Meeting.
- 3) Approval of the Minutes of the October 6, 2014 Regular City Council Meeting. Councilor Jones requested the October 6, 2014 minutes be removed from the Consent Calendar for discussion. **MOVED BY S. BARTELL, SECONDED BY C. BARTELL, TO APPROVE THE CONSENT CALENDAR WITHOUT ITEM 3.** There was no further discussion.

**ROLL CALL VOTE AS FOLLOWS:**

**Ayes: C. Bartell, Jones, S. Bartell, Luz, and Helfrich**

**MOTION APPROVED WITH FIVE AYES**

Councilor Jones noted the Mayor said the reverse of the comment made in the minutes regarding the location of MMFs. **MOVED BY JONES, SECONDED BY LUZ, TO APPROVE THE OCTOBER 6, 2014 MINUTES AS CORRECTED.** There was no further discussion.

**ROLL CALL VOTE AS FOLLOWS:**

**Ayes: C. Bartell, Jones, S. Bartell, Luz, and Helfrich**

**MOTION APPROVED WITH FIVE AYES**

**NEW BUSINESS:**

- 1) Review Rogue Disposal & Recycling Annual Adjustment. Garry Penning, Rogue Disposal and Recycling Manager, gave a brief presentation on the annual CPI increase of 1.7% to be implemented January 1, 2015. Additionally, he highlighted some projects and services available listed on a flyer (on file) that he distributed to the Council members. He concluded his presentation by taking questions from Council.
- 2) Resolution Authorizing the Mayor to sign a Franchise Agreement between Phoenix and Charter Communications. Mr. Dahl expressed this agreement is an updated agreement between the City and Charter Communications. Councilor S. Bartell inquired about whether this franchise agreement would impede others from having a franchise agreement with the City. Attorney Kirchoff explained that this agreement would not. Further discussion followed. **MOVED BY LUZ, SECONDED BY JONES, TO ADOPT RESOLUTION NO. 906, AUTHORIZING THE MAYOR TO ENTER INTO A FRANCHISE AGREEMENT BETWEEN THE CITY OF PHOENIX AND CHARTER COMMUNICATIONS.**

**ROLL CALL VOTE AS FOLLOWS:**

**Ayes: C. Bartell, Jones, S. Bartell, Luz, and Helfrich**

**MOTION APPROVED WITH FIVE AYES**

**ORDINANCES:**

Second Reading and Public Hearing on an Ordinance amending the Municipal Code Title 2, by adding a new Chapter 2.29, Use of Criminal History Records. Mayor Bellah inquired whether there were any changes from the first reading other than the emergency language. Mr. Dahl confirmed there were no other changes. Mayor Bellah opened the public hearing at 7:32 p.m.

**THOSE IN FAVOR OF THE ORDINANCE:**

No one spoke in favor of the Ordinance.

**THOSE IN OPPOSITION TO THE ORDINANCE:**

No one spoke in opposition of the Ordinance.

**COUNCIL DELIBERATIONS:**

**MOVED BY LUZ, SECONDED BY C. BARTELL, TO ADOPT ORDINANCE NO. 957, AMENDING THE PHOENIX MUNICIPAL CODE, BY ADDING A NEW SECTION TO TITLE 2 OF THE CODE, CHAPTER 2.29, USE OF CRIMINAL HISTORY RECORDS.** There was no further discussion.

**ROLL CALL VOTE AS FOLLOWS:**

**Ayes: C. Bartell, Jones, S. Bartell, Luz, and Helfrich**

**MOTION APPROVED WITH FIVE AYES**

**STAFF REPORTS:**

1) City Attorney's Report:

- a) Attorney Kirchoff noted he would have updates for Council at the following regularly scheduled meeting. Mayor Bellah inquired about the ruling in the Cave Junction court case. Attorney Kirchoff explained the judge found that nothing in the State Statute precludes cities from exercising the Home Rule Authority.

2) City Manager's Report:

- a) Mr. Dahl reviewed the updates in the Issue Tracking Log. Councilor Luz suggested Pine Street and Church Street need to be added to the log. Further discussion followed, as Mayor Bellah suggested creating a master list of Streets that need improvements in order of importance to display in the Public Works office and marked off when complete.

**NEW BUSINESS (cont.):**

- 3) Discussion on Building needs for Police Department. Chief Bowker came forward to explain the deficiencies in the Police Department building. He noted it has been a long time goal of his to be an accredited Police Department and pointed out several areas where the building is lacking to meet the standards for accreditation. As he continued to explain the needs, Chief Bowker explained there will be a larger need to accommodate for future growth. He concluded by inviting Council to visit the building of the Police Department and then go to the City of Talent's Police Department for a comparison to show what he would like to see for the City of Phoenix.

- 4) Quarterly Financial Report. Mr. Weber addressed Council with a presentation of the quarterly financial report. As he highlighted the major funds, he noted the City is experiencing an increase in revenues and a decrease in expenditures in each of these funds compared to the prior year. Mr. Weber added this decrease in expenditures in the General Fund includes a new heating and cooling system and a new paint job for City Hall, costing the City approximately \$10,000. He added that neither of these expenditures were budgeted for, which emphasizes how much better the City is doing financially compared to the prior year. As discussion followed, Councilor Luz inquired about the Letter of Credit with ODOT concerning \$265,181. Mr. Weber explained this Letter of Credit is not a loan, rather it allows Phoenix to keep the funds in the City's investments until the project is complete. He further explained by keeping the funds in the City's investments, the City will be earning interest in an amount that exceeds the cost of the Letter of Credit. Mr. Weber concluded with noting he is comfortable with where the City is sitting financially, and the following quarter will reveal more information regarding the financial status of the City.

The meeting adjourned at 8:40 p.m.

Respectfully submitted,

Attest:

Janette Boothe  
Deputy City Recorder

Steve Dahl  
City Manager/Recorder