

City of Phoenix
City Council Meeting/Executive Session
Public Works Office
1000 S. “B” Street
Monday, August 17, 2015

CALL TO ORDER

Mayor Jeff Bellah called the regular meeting of the City Council to order on Monday, August 17, 2015 at 6:30 p.m. in the Public Works Office.

ROLL CALL

PRESENT: Stan Bartell, Bruce Sophie, Karen Jones, Carolyn Bartell, Chris Luz, Jeff Bellah

ABSENT: Terry Helfrich

Staff Present: Steve Dahl, City Manager
Janette Boothe, City Recorder
Derek Bowker, Chief of Police
Steve Weber, Finance Director
Kevin Caldwell, Public Works Superintendent
Matt Brinkley, Planning Director
J. Ryan Kirchoff, City Attorney

PLEDGE OF ALLEGIANCE

SWEARING IN OF NEW POLICE OFFICER:

Chief Bowker introduced Justin Hall as the City’s new police officer. He announced he has been a reserve for the past two years before swearing Officer Hall in as a Police Officer. Additionally, Chief Bowker noted Officer Hall is a Phoenix High School graduate.

MAYOR’S COMMENTS:

Mayor Bellah announced the diesel tax will be on the ballot in September and added he would like to discuss ways to promote this tax later in the meeting.

Mayor Bellah introduced John Karns, Fire Chief of Ashland, and Darin Welburn, Fire Chief of Fire District 5 to speak about an event they are promoting. Chief Karns explained that Ashland has created a program called AIR – Ashland is Ready, to educate the public regarding emergency preparedness. He further explained the program has trained over 1200 citizens of Ashland for emergency preparedness and he would like to see the cities in the region involved. He announced that Ashland is offering a regional event to be held on September 12, 2015 and invited Council to attend. Continued discussion followed.

Chief Welburn gave a Fire District 5 update and spoke about the activity involved with the fires in the surrounding areas.

Mayor Bellah spoke about the street projects that are being completed during the year. He noted that he addressed the recent chip sealing project in the last Mayor's Newsletter, as the City has received several complaints, most of which consisted of expressing the road is rougher than pavement. He added the steps the City has taken to alleviate the issues and invited citizen comments to hear all of the issues the citizens are facing.

- 1) Kristin Milligan, speaking for Robert Pasha and Kathy Sterling, distributed pictures of the road and the substance left on the tires after driving on the street. She noted the City failed to provide adequate notice as stated in the ordinance the citizens should have received a 90 day notice. She went on to explain that the size of the rocks are too large for the street, there continues to be a very unpleasant, strong odor, and there is loose oil, causing hazardous conditions for anyone attempting to walk across the street to their mailbox. She insisted the City needs to do something about the poor conditions of the road as soon as possible to relieve the strain on everyone in the neighborhood.
- 2) Jeff Sterling, Meadow View Rd, Phoenix, brought a sample of the residue that adhered to his tires earlier in the day as an example of the continued problem on the street. He added that he has completed a lot of research and concluded that the constructors must have cut too far into the asphalt when completing the process, as the result is similar to the problems with the chip sealing. Additionally, he noted the door hangers placed in the neighborhood explained crack sealing would be performed before the chip sealing would take place; however, the crack sealing was never done and the cracks have increased in size.
- 3) Alan Guerrie, Country Hill Dr, Phoenix, there were unintended consequences as a result of this project, noting there are no longer children playing in the streets, due to the poor condition of the street. He further added that the seniors are having difficulty getting their mail.
- 4) Richard Romagnoli, Country Hill Dr, Phoenix, expressed the condition of the street has negatively changed the neighborhood and suggested the City find a consultant to examine the current condition to determine what is required to repair the street correctly.

UPDATES/REPORTS:

- 1) Parks Commission – Councilor C. Bartell gave a brief update on parks commission activities.

PRESENTATIONS:

October Climate Summit by Eric Dittmer and Lee Lull. Ms. Lull announced the October Climate Summit will be held October 13th and 14th, and briefly described the details of the event. Mr. Dittmer explained he is the regional representative and gave a brief background of the regional effort to educate and provide solutions for the climate's impact in our region. He added he is hoping to get public works and planning supervisors and elected officials to attend the event. He further outlined the itinerary for the two day event and provided a website address for SOCAN for more information.

CONSENT CALENDAR:

- 1) Approval of the Minutes of the August 3, 2015 City Council Meeting. **MOVED BY JONES, SECONDED BY LUZ, TO APPROVE THE CONSENT CALENDAR.** There was no further discussion.

ROLL CALL VOTE AS FOLLOWS:

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

MOTION APPROVED WITH FIVE AYES

NEW BUSINESS:

- 1) Resolution on Rogue Disposal & Recycling fee increase. Garry Penning and Laura Leebrick represented Rogue Disposal & Recycling to answer any questions by the Council. Ms. Leebrick noted the increase would affect 626 Phoenix residents currently on the Green Waste collection. She gave a brief background of the program and identified what qualifies for Green Waste as yard debris and vegetation. **MOVED BY S. BARTELL, SECONDED BY JONES, TO ADOPT RESOLUTION NO. 933, AMENDING THE SOLID WASTE COLLECTION FRANCHISE AGREEMENT BETWEEN THE CITY OF PHOENIX AND ROGUE DISPOSAL & RECYCLING, INC. DATED JUNE 1, 2001, BY INCREASING THE RATES FOR THE GREEN WASTE PROGRAM, EFFECTIVE JANUARY 1, 2016.** There was no further discussion.

ROLL CALL VOTE AS FOLLOWS:

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

MOTION APPROVED WITH FIVE AYES

- 2) Resolution Authorizing the Public Works Superintendent to Execute ODOT ADA Ramp Improvement Agreement. Mr. Brinkley briefly explained the ODOT grant. Continued discussion followed. **MOVED BY JONES, SECONDED BY C. BARTELL, TO ADOPT RESOLUTION NO. 934, AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE THE AGREEMENT WITH ODOT ACCEPTING FUNDS TO INSTALL AND IMPROVE ADA COMPLIANT SIDEWALK RAMPS.** There was not further discussion.

ROLL CALL VOTE AS FOLLOWS:

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

MOTION APPROVED WITH FIVE AYES

- 3) June 2015 Financial Report. Mr. Weber reviewed the statement he prepared, outlining the highlights of each major fund, noting that each fund is performing significantly better than the prior year at this point. He further outlined the reasons for the revenue exceeding expenditures in each fund. Councilor Luz inquired about decrease in water purchases. Mr. Weber noted the decrease is primarily due to water conservation by residents.

Mayor Bellah recessed the meeting for a 15 minute break at 7:50 p.m.

Mayor Bellah summarized the issues discussed and noted the 90 days' notice described in the Phoenix Municipal Code was not adhered to; however, he doesn't see that the notice would have changed the result. He further noted that a county representative viewed the street during the project and commented it looked good; however, a neighborhood resident stated he went to a recent site on county property and the chip seal performed was far better than the result in Phoenix. He further added that the stickiness concerns him, but he thought it was better by now. He further noted the he is confused about why the other street the work was performed on has not complained beyond the initial week of the project's completion. Additionally, he expressed concern for not sealing the cracks before the chip seal was performed.

Councilor Jones noted Mr. Caldwell informed her that the contractor told him that the cracks did not need to be filled prior to the chip seal job.

Councilor S. Bartell commented he walked the street and was very disappointed. He suggested examining the minutes to discover what Council requested regarding the crack seal. Mr. Dahl commented he would not disagree that Council gave that direction and tried to explain what happened. Councilor S. Bartell noted Mr. Dahl already informed Council of the activities that took place and continued with his assessment.

Councilor C. Bartell explained she went last Friday to Barnum and Country Hill Road and found rocks similar to the sample brought to Council earlier in the evening. Additionally, Councilor Luz validated the citizen's concerns.

Mr. Dahl explained he spoke with the Public Works Director of Eagle Point, noting that what the City is experiencing is not abnormal; however, it does not usually last this long. He added he has contacted several consultants and located an individual willing to examine the street. He recommended getting an expert before doing anything. He further added that fog seal would cost approximately \$100,000. Continued discussion followed, as Council's consensus was to contact the consultant to examine the street.

NEW BUSINESS (continued):

- 4) Discussion of Engineering Contract. Mayor Bellah briefed Council on the proposals received. Mr. Dahl explained the reasoning for two contracts. Councilor C. Bartell inquired whether it was necessary to contract with two companies if both are qualified to perform all projects. Mr. Dahl explained RH2 Engineering may not be cost effective for certain jobs; however, for larger projects, they would be better, as Mr. Ballard is familiar with the City.

Mayor Bellah explained he is having trouble with the scope of work that would require a contract on an ongoing basis. Mr. Dahl explained the contract would be for an as needed basis. He summarized what he has heard from Council and noted he would try to perform the interviews within the next couple of weeks. Council's recommendation was to go forward with negotiations and interview three firms.

MAYOR'S COMMENTS (continued):

Mayor Bellah briefly gave an update on the Medford Water Commission rate increase proposed. Continued discussion followed, as Councilor S. Bartell inquired whether they are considering bonding. Mr. Weber explained that the Commission is looking into that possibility.

Mayor Bellah further spoke about promotion for the Diesel Tax vote on the ballot for the September election. He noted he plans to have a newsletter prepared before the election to provide information about the tax. Attorney Kirchoff cautioned Council regarding using any City resources to promote the tax. Councilor C. Bartell inquired whether it was appropriate to place the explanatory statement on the City's website. Attorney Kirchoff noted that providing that information would be acceptable. Further discussion followed regarding how to get the word out.

EXTENSION OF MEETING:

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

ROLL CALL VOTE AS FOLLOWS:

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

MOTION APPROVED WITH FIVE AYES

NEW BUSINESS (continued):

- 5) Resolution ratifying the amendment to the PHURA Plan to Purchase Three Properties. Mr. Sharp expressed the three properties are part of the downtown project. He described property labeled as Exhibit AA as being the property across from the PHURA office and noted three separate builders are looking at the project for development into special residential property. He described the property in Exhibit AB and expressed there is a possibility the property would go to the same builder as the one building the property on Exhibit AA. He briefly described the property on Exhibit AC and noted the property can be split into three sections. **MOVED BY SOPHIE, SECONDED BY LUZ, TO APPROVE RESOLUTION NO. 935, TO RATIFY THE AMENDMENT TO THE PHOENIX URBAN RENEWAL PLAN TO PURCHASE THREE PROPERTIES FOR THE PURPOSE OF REDEVELOPMENT AS REFERENCED IN EXHIBIT AA, AB, AND AC.**

ROLL CALL VOTE AS FOLLOWS:

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

MOTION APPROVED WITH FIVE AYES

COUNCIL ITEMS, COMMENTS/REPORTS:

- 1) Councilor Sophie – reminded Council of the Small Cities meeting on September 10, 2015 from 11 to 1 p.m. in Jacksonville.

The meeting adjourned at 9:25 p.m.

CALL TO ORDER

Mayor Jeff Bellah called the special meeting of the City Council to order on Monday, August 17, 2015 at 9:31 p.m. in the Public Works Office.

ROLL CALL

PRESENT: Bruce Sophie, Carolyn Bartell, Karen Jones, Chris Luz, Stan Bartell, Jeff Bellah

ABSENT: Terry Helfrich

Staff Present: Steve Dahl, City Manager
Ryan Kirchoff, City Attorney

Mayor Bellah convened into executive session at 9:31 p.m. under ORS 192.660 (2)(i), which allows the City Council to meet in executive session to review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing.

Discussion followed and no decisions were made. Mayor Bellah closed the executive session at 10:09 p.m.

Respectfully submitted,

Janette Boothe
City Recorder/Assistant Finance Director