

**City of Phoenix
City Council Meeting
Public Works Office
1000 S. "B" Street
Monday, November 9, 2015**

CALL TO ORDER

Mayor Jeff Bellah called the regular meeting of the City Council to order on Monday, November 9, 2015 at 6:30 p.m. in the Public Works Office.

ROLL CALL

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

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

UPDATES/REPORTS:

1) Parks Commission – Councilor C. Bartell commented on the recently held Parks Commission meeting and noted much of the discussion was centered around improvements. She added that the main focus was on parking for Blue Heron Park. She further added the other improvements discussed were the splash pad, Colver Park ball field, and horseshoe pits, noting that most of these items would be able to be funded by SDC funds, as they would be used to increase capacity. Councilor C. Bartell requested staff research the cost for each of the projects for Parks Commission review to accommodate a recommendation to Council for improvements. Mr. Dahl commented that some of these items would be involved in the Parks Master Plan. He added that he would have staff prepare some preliminary estimates for the improvements request to distribute at the December 7, 2015 meeting.

Councilor C. Bartell announced the Easter Egg Hunt is scheduled for March 26, 2015. She followed up the announcement with displaying the Easter Egg baskets that were donated.

2) PHURA – Mr. Dahl spoke about upgrading the South Couplet area and the plan to deal with the vegetation in the area. Mayor Bellah commented that the City needs to do a better job of scheduling slurry seal. Additional discussion followed as Jim Sharp discussed the downtown project and noted some tough decisions had to be made. He added that it would have been

nice to have one contractor for the project and added PHURA did the best they could. He further added he is in full agreement with the Mayor, they needed more communication and time. Mr. Sharp additionally noted PHURA is going to start preparing the RFP for the Market Hall project. Further discussion followed.

PRESENTATIONS/APPOINTMENTS:

- 1) Appointment of Diana Nelson to the PHURA board. Mr. Sharp commented she really truly cares about this position and she comes with some welcomed history. Ms. Nelson spoke about her interest in the position, noting that her age will add something to PHURA plans. Each of the Council members welcomed her and expressed their appreciation for volunteering. **MOVED BY SOPHIE, SECONDED BY JONES, TO APPOINT DIANA NELSON TO THE PHOENIX URBAN RENEWAL BOARD OF DIRECTORS.**

ROLL CALL VOTE AS FOLLOWS:

Ayes: Sophie, C. Bartell, Jones, and S. Bartell, Luz, Nays: Helfrich
MOTION APPROVED WITH FIVE AYES TO ONE NAY

ORDINANCES:

- 1) First Reading of an Ordinance Adopting Amendments to Title 13 of the City Municipal Code by Adding Section 13.17, Water Rate Discount for Extreme Hardship. Mayor Bellah noted that has reviewed this proposed ordinance at the previous City Council Meeting and added this is a first reading by title only. **MOVED BY S. BARTELL, SECONDED BY JONES, TO HAVE THIS ORDINANCE BE READ BY TITLE ONLY AND SCHEDULED FOR A SECOND READING AND PUBLIC HEARING ON DECEMBER 7, 2015.**

ROLL CALL VOTE AS FOLLOWS:

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

- 2) First Reading of an Ordinance Amending the Phoenix Municipal Code, by Removing Section 14.01.040 (b) of the Motor Vehicle Diesel Fuel Tax. Mayor Bellah noted this amendment was prepared per Council's direction. **MOVED BY SOPHIE, SECONDED BY LUZ, TO HAVE THIS ORDINANCE BE READ BY TITLE ONLY AND SCHEDULED FOR A SECOND READING AND PUBLIC HEARING ON DECEMBER 7, 2015.**

ROLL CALL VOTE AS FOLLOWS:

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

CONSENT CALENDAR:

- 1) Approval of the Minutes of the October 5, 2015 City Council Meeting.
- 2) Financial Report for September 2015. Mayor Bellah requested the financial report by removed from the consent calendar for discussion. **MOVED BY JONES, SECONDED BY C. BARTELL, TO APPROVE THE OCTOBER 5, 2015 CITY COUNCIL MEETING MINUTES.** There was no further discussion.

ROLL CALL VOTE AS FOLLOWS:

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

Financial Report for September 2015. Mr. Weber noted there is an increase in street revenue due to the franchise fees received from RVS. Councilor C. Bartell inquired about the amount received from RVS. Mr. Weber explained the amounts have been calculated and the estimated amount originally given by RVS is correct. Additional discussion followed as Mr. Weber noted the water revenue has also increased.

UNFINISHED BUSINESS:

- 1) Approve City Engineer Contract with Marquess & Associates. Mr. Dahl noted he distributed an example of the type of contract that will be performed before each project, outlining the scope of work and the costs associated. Mayor Bellah requested that Exhibit A have the additional requirement of 60 days. Councilor Sophie noted some minor corrections to the contract. **MOVED BY SOPHIE, SECONDED BY JONES, TO AUTHORIZE THE MAYOR TO SIGN THE PERSONAL SERVICE CONTRACT WITH MARQUESS & ASSOCIATES.**

ROLL CALL VOTE AS FOLLOWS:

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

- 2) Approve City Engineer Contract with RH2, Inc. Council discussed the scope of work involved with RH2 and the new contract that has been prepared to reflect this information. **MOVED BY SOPHIE, SECONDED BY JONES, TO AUTHORIZE THE MAYOR AND CITY MANAGER TO SIGN THE PERSONAL SERVICES CONTRACT WITH RH2 ENGINEERING.**

ROLL CALL VOTE AS FOLLOWS:

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

NEW BUSINESS:

- 1) Resolution Authorizing the Planning Director to Negotiate and Execute a Memorandum of Understanding for the Purposes of Sharing the Cost of the Regional Economic Opportunity Study. Mr. Brinkley took questions from Council regarding the Regional Economic Opportunity Study and explained the significance of sharing the cost. **MOVED BY SOPHIE, SECONDED BY JONES, TO ADOPT RESOLUTION NO 939, AUTHORIZING THE PLANNING DIRECTOR TO NEGOTIATE AND EXECUTE A MEMORANDUM OF UNDERSTANDING THAT SUBSTANTIALLY CONFORMS TO THAT PRESENTED.**

ROLL CALL VOTE AS FOLLOWS:

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

- 2) Resolution Authorizing the Planning Director to Negotiate and Execute a Professional Service Agreement for a Regional Economic Opportunity Study. Mr. Brinkley noted this is the agreement for services to complete this study. **MOVED BY SOPHIE, SECONDED BY JONES, TO ADOPT RESOLUTION NO. 940, AUTHORIZING THE PLANNING DIRECTOR TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT THAT SUBSTANTIALLY CONFORMS TO THAT PRESENTED.**

ROLL CALL VOTE AS FOLLOWS:

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

- 3) Resolution Authorizing the Planning Director to Sign a Local Government Grant Program Agreement with the Oregon Parks and Recreation Department. Mr. Brinkley briefed Council on the proposed grant and noted that the project should move very quickly. **MOVED BY C. BARTELL, SECONDED BY JONES, TO ADOPT RESOLUTION NO. 941, AUTHORIZING THE PLANNING DIRECTOR TO EXECUTE THE LOCAL GOVERNMENT PLANNING GRANT PROGRAM AGREEMENT.**

ROLL CALL VOTE AS FOLLOWS:

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

- 4) Resolution Allowing an Addition of a 457 Deferred Compensation Plan. Mr. Weber explained the City's current plan is based out of Washington D.C. and this company is located in Medford, which would accommodate meeting with the employees. He further added that this is strictly a voluntary employee based fee. **MOVED BY SOPHIE, SECONDED BY JONES, TO ADOPT RESOLUTION NO. 942, AMENDING RESOLUTION NO. 384, BY ADDING THE VOYA FINANCIAL 457 (b) DEFERRED COMPENSATION PLAN AS AN INVESTMENT OPTION FOR EMPLOYEE ONLY VOLUNTARY CONTRIBUTIONS.**

ROLL CALL VOTE AS FOLLOWS:

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

- 5) Resolution Authorizing the Mayor to Approve the Fern Valley Interchange Landscape Agreement. Mr. Dahl explained the City's cost and noted that initially, ODOT was not going to pay for any of the water lines. Additional discussion followed. **MOVED BY JONES, SECONDED BY C. BARTELL, TO ADOPT RESOLUTION NO. 943, APPROVING THE FERN VALLEY INTERCHANGE LANDSCAPE AGREEMENT.**

ROLL CALL VOTE AS FOLLOWS:

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

STAFF REPORTS:

- 1) City Attorney's Report:
 - a) Attorney Kirchoff expressed he will explain the updates in marijuana rules in depth at the City Council Workshop scheduled for November 23, 2015.
- 2) City Manager's Report:
 - a) Mr. Dahl commented on updating the City Council Action Log.
 - b) He noted there was a new website design meeting held earlier in the day with Aha Consulting.
 - c) He announced that staff has placed a notice to promote a utility worker to the lead position. He further noted that the City needs to make improvements in Public Works and staff has recommended this course of action.

COUNCIL ITEMS, COMMENTS/REPORTS:

- 1) Councilor S. Bartell inquired about the striping on the North end of the couplet, noting there is a double yellow stripe in places that are confusing to the public. Additional discussion followed.
- 2) Councilor Helfrich commented on the aggressive plans for the City and his excitement for the Regional Economic Development Study.
- 3) Councilor Luz commented on the Gold Hill City Council meeting he attended recently.
- 4) Councilor Sophie noted he attended the MPO and RVCOC meetings; however, nothing really was discussed regarding Phoenix.
- 5) Councilor Sophie recommended everyone review the public meetings law referenced in the recently published League of Oregon Cities Local Focus magazine.
- 6) Councilor S. Bartell extended his appreciation to Mr. Brinkley for his efforts and information presented to Council.

The meeting adjourned at 8:37 p.m.

Respectfully submitted,

Janette Boothe
City Recorder/Assistant Finance Director