

**City of Phoenix
City Council Meeting
Public Works Office
1000 S. "B" Street
Monday, January 4, 2016**

CALL TO ORDER

Mayor Jeff Bellah called the regular meeting of the City Council to order on Monday, January 4, 2016 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
Derek Bowker, Chief of Police
Steve Weber, Finance Director
Kevin Caldwell, Public Works Superintendent
J. Ryan Kirchoff, City Attorney

PLEDGE OF ALLEGIANCE

SWEAR IN COUNCIL UNDER NEW CITY CHARTER:

Attorney Kirchoff swore in the Mayor and Council under the new City Charter.

UPDATES/REPORTS:

- 1) PHURA – Mr. Sharp explained he will not be available to provide an annual report at the second meeting in January, as he will be out of the area. He confirmed with Council that this report can be given at the first meeting in February. Additionally, he noted that he would provide a brief summary, rather than a report at this time. He noted all the effort from City staff that assists with his work is much appreciated. He went on to list the accomplishments of everyone involved with PHURA over the past year. Continued discussion followed.
- 2) Parks Commission – Councilor C. Bartell mentioned there will be a subcommittee meeting next week for the Eater Egg Hunt. Additionally, she noted that the Greenway Commission will be meeting Thursday to discuss the next five year plan. She further noted that one of the topics of discussion will be the share for maintenance for all of the cities involved along the Greenway.

ORDINANCES:

- 1) Second Reading and Public Hearing of an Ordinance Amending Chapter 2.28 of the Phoenix Municipal Code. Mr. Dahl noted the changes in the ordinance from the first reading. Continued discussion followed regarding the suggested changes. **MOVED BY SOPHIE,**

SECONDED BY JONES, TO ADOPT ORDINANCE NO. 972, AMENDING CHAPTER 2.28 OF THE PHOENIX MUNICIPAL CODE; CITY COUNCIL RULES OF PROCEDURE. 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

CONSENT CALENDAR:

November 2015 Financial Report. Mr. Weber reviewed the financial report he prepared and noted the highlights in each of the funds. Mayor Bellah inquired about the taxes received for the year. Mr. Weber explained the difference between the current year revenue and the prior year's revenue and noted that overall the revenue exceeds the revenue received in November from the prior year. Continued discussion followed, as he took further questions from Council about the remaining funds. **MOVED BY JONES, SECONDED BY SOPHIE, TO APPROVE THE CONSENT CALENDAR.** 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

UNFINISHED BUSINESS:

- 1) Approve Proposal with Marquess to Construct a Capital Improvement Plan. Mr. Dahl explained the plan will be similar to RH2's plan with an updated listing of projects. Continued discussion followed, as Councilor C. Bartell inquired whether Council would be given an update at certain intervals during the preparation of the final plan. Mr. Dahl confirmed that Council would be given updates and asked for direction during the process. Additional discussion followed, as Mayor Bellah suggested waiting to begin the study until after a goal setting process with the Council. Mr. Caldwell explained that the engineering services would be constructing a Capital Improvement Plan from a list of project goals provided by the City. Following further discussion, Council's consensus was to bring back a resolution for approval for the capital improvement plan following a goal setting session.
- 2) Approve Proposal with Marquess to Prepare a Construction Design and Cost Analysis for Church Street. Mr. Dahl explained that Church and Pine streets improvements have been discussed as a couple of Council's priorities and these proposals would provide the services to go out for bid for these projects. Discussion followed, as Council debated whether to begin these projects at this time. Council's consensus was to table the Church and Pine Street projects until further goals are developed. As discussion continued, Council directed staff to contact the contractor to get an estimate on the cost of chip sealing the two streets rather than resurfacing the streets.
- 3) Approve Proposal with Marquess to Prepare a Construction Design and Cost Analysis for Pine Street. *See above.*

NEW BUSINESS:

- 1) Discussion of ODOT Contract 2285-03. Mr. Dahl explained this contract states the amount of the difference owed to the City from ODOT after taking into consideration what the City owes. Mayor Bellah noted that on the second page under c needs to be removed, as the City has already paid \$730,000. Councilor S. Bartell inquired whether Mr. Weber agrees with the amounts stated in the contract. Mr. Weber explained that he has not had the opportunity to sit down with Mr. Brinkley to determine what the exact amounts are regarding future IDCs. Council requested a summary of all amounts paid by both agencies to be provided at the following meeting.

- 2) Approval of a Liquor License for Iron Skillet. Mr. Dahl explained this license would authorize them to serve beer and wine in the dining room. **MOVED BY LUZ, SECONDED BY JONES, TO APPROVE THE LIQUOR LICENSE FOR PETRO/IRON SKILLET.** 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

- 3) Resolution for Providing for the Receipt and Expenditure of Unexpected Monies. Mr. Dahl explained this resolution would allow the City to receive the insurance money received for a police vehicle and spend the money to replace the vehicle. **MOVED BY SOPHIE, SECONDED BY LUZ, TO ADOPT RESOLUTION NO. 947, ALLOWING A BUDGET INCREASE PURSUANT TO ORS 294.338 PROVIDING FOR A RECEIPT AND EXPENDITURE OF UNEXPECTED MONIES FOR FISCAL YEAR 2015-2016.** 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

- 4) Recommendations from City Manager on Vacant Positions. Mr. Dahl explained the only two vacant positions he would like to remain is the Code Enforcement Officer and Utility Worker. After further discussion, Mr. Dahl explained he would like to visit the idea of a combined position that would be part-time Code Enforcement and part-time Utility Worker, if the City is unable to fill the Code Enforcement position by the beginning of March. Further discussion followed, as Mayor Bellah suggested Mr. Dahl send a letter to the union notifying them the City has removed all of the other vacant positions from the City's organizational chart. Continued discussion followed, as Council debated whether to remove the fourth Utility Worker position. Council's consensus was to bring this to the union's attention during the next labor negotiations and to revise the organizational chart to reflect the correct title for the City Recorder/Assistant Finance Director position and to remove the fourth Utility Worker position.

STAFF REPORTS:

1) City Attorney's Report:

a) Attorney Kirchoff reported he has an update on the PHURA quorum question. He distributed written documentation and went onto explain, as long as an individual shows up and engages only during the citizen comments, and not as a Council member, it would be acceptable.

Mayor Bellah announced a Council member has expressed interest in a position on the PHURA board and he is going to contact each of the three current members from Council to inquire whether they would voluntarily give up their position on the PHURA board. He added that this would be an item on the next agenda. Councilor Luz suggested placing an item on the agenda reflecting the nomination of combining PHURA with City Council.

2) City Manager's Report:

a) Mr. Dahl announced there will be a City Council Workshop on January 13, 2016 at 6:30 p.m. regarding a review of the updated Personnel Manual, commercial recreational marijuana cultivation, and the City of Talent's water loss issues.

b) He announced that Mr. Brinkley is in the process of applying for a \$10,000 grant from the Jackson County Water District to assist with repairing the vegetation in the couplet area and the addition of paving stones.

c) He noted the City has gone out for bid on the Rose Street Water project. He further noted the 1st Street Storm water project has had to be moved to the next fiscal year, due to other priorities. Further discussion followed.

d) He distributed information regarding a failing storm drain on 1st Street that is in need of repair, and if the cost exceeds his budget authority, he will bring this item to Council for approval.

MAYOR'S COMMENTS:

Mayor Bellah announced the City Manager's annual review is upcoming, and he is seeking direction for whether to hold an executive session or discuss this in open session. Council debated the advantages and disadvantages of each option. When asked, Mr. Dahl expressed his indifference to either decision, and noted he is comfortable with Council's preference. Council's consensus was to conduct the review in open session. Council further decided to place this item on the next agenda.

COUNCIL ITEMS, COMMENTS/REPORTS:

1) Councilor Jones announced that Luman Road will be closed the coming weekend for construction.

2) Councilor C. Bartell expressed she appreciated the list of accomplishments of the prior year that Mr. Dahl prepared for Council; however, she did not feel tearing down the Furry House should have been listed as an accomplishment. Mr. Dahl explained he was expressing the events that took place in the past year and it was not intended in that way.

The meeting adjourned at 8:49 p.m.

Respectfully submitted,

Janette Boothe
Assistant Finance Director/City Recorder