

**CITY OF CORVALLIS
COUNCIL ACTION MINUTES
January 7, 2013**

SUMMARY OF DISCUSSION

Agenda Item	Information Only	Held for Further Review	Decisions/Recommendations
Oaths of Office Page 6			
Visitors' Propositions 1. Police patrol commendation (White) 2. Single-use plastic bag ban (Mater) Pages 6-7	Yes Yes		
Consent Agenda Pages 7-8			
ASC Meeting of December 19, 2012 1. da Vinci Days Loan Review- Restructuring 2. Parks and Recreation Cost Recovery Update 3. Municipal Code Review: Chapter 3.06, "City Services Billing" 2. First Quarter Operating Report Pages 8-9	Yes		<ul style="list-style-type: none"> • Restructured loan <u>passed U</u> • ORDINANCE 2013-01 <u>passed U</u> • Accepted report <u>passed U</u>
Mayor's Reports 1. Standing Committee and Liaison Appointments 2. Boards, Commissions, and Committees Directory 3. Cascades West Area Commission of Transportation Appointments 4. Council President and Vice President Elections Page 10	Yes Yes Yes		<ul style="list-style-type: none"> • President: Councilor Hervey • Vice President: Councilor Traber
Council Reports 1. Ward 3 inclusion for street naming (Hervey) 2. NAACP meeting (Beilstein) 3. MLK celebration (Beilstein) 4. OSU Peace Breakfast (Beilstein) 5. Council goals (Sorte) Pages 10-11	Yes Yes Yes Yes Yes		
Staff Reports 1. 2013-2014 Ward Meetings 2. 2013 Government Comment Corner 3. 2011-2012 Planning Work Program Review 4. Single-use Plastic Bag Ban Update Pages 11-12	Yes Yes Yes Yes		

Glossary of Terms

ASC	Administrative Services Committee
MLK	Martin Luther King, Jr.
NAACP	National Association for the Advancement of Colored People
OSU	Oregon State University
U	Unanimous

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OATHS OF OFFICE

Assistant to City Manager/City Recorder Louie administered the Oath of Office to Councilors-Elect Penny York, Ward 1; Roen Hogg, Ward 2; Richard Hervey, Ward 3; Dan Brown, Ward 4; Mike Beilstein, Ward 5; Joel Hirsch, Ward 6; Bruce Sorte, Ward 7; Biff Traber, Ward 8; and Hal Brauner, Ward 9.

Mayor Manning acknowledged Councilors' family members and friends in the audience.

I. CALL TO ORDER

The regular meeting of the City Council of the City of Corvallis, Oregon, was called to order at 6:02 pm on January 7, 2013 in the Downtown Fire Station, 400 NW Harrison Boulevard, Corvallis, Oregon, with Mayor Manning presiding.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT: Mayor Manning, Councilors Traber, Brauner, York, Sorte, Hirsch, Hervey, Beilstein, Hogg, Brown

Mayor Manning directed Councilors' attention to items at their places, including notice of an upcoming National Association for the Advancement of Colored People (NAACP) meeting, Councilor and City staff contact information, ward map, and a four-month absentee calendar to be completed by Councilors and returned to Ms. Louie.

IV. PROCLAMATION/PRESENTATION/RECOGNITION – None.

V. VISITORS' PROPOSITIONS

Hugh White thanked Council and City staff for police patrols at the intersection of NW 28th Street and Jackson Avenue. Drivers ignore the east and west stop signs on Jackson Avenue at this intersection, endangering the lives of 68 residents living in 25 houses in the neighborhood. He has previously been unsuccessful in requests for "stop ahead" signs and/or white striping to warn drivers about the stop signs.

In response to Councilor Sorte's inquiry, Mr. White said he has lived in this neighborhood for 36 years. Councilor Sorte commented that it is long-term residents holding neighborhoods together.

Catherine Mater congratulated Council for adopting the single-use plastic bag ban. She expressed concern about the five cent tax on paper bags and said residents are having a hard time with this part of the ban. Policy cannot be implemented well without providing strategies to help people accept the policy. She proposed that the Mayor and each Councilor spend four hours per week for two weeks to observe what people go through when they have not brought their own bags and are denied access to paper bags unless they

pay five cents. Ms. Mater said she would schedule and join the Mayor and Councilors in this activity. She opined that the observations will probably result in suggested alternatives for a better policy. Ms. Mater added that if the Mayor and Councilors cannot schedule a time within two weeks, she is prepared to lead a repeal effort against the paper bag fee section of the adopted ordinance.

In response to Councilor Beilstein's suggestion that Ms. Mater work with the people who have already started a repeal effort, she said the current effort is to repeal the entire ordinance. She is not in opposition of the ban, only the five cent paper bag tax.

Councilor Traber said his perception was that a five cent fee for paper bags was not significant and minimal so people could afford to purchase them if needed. He inquired whether Ms. Mater believed the five cents was too high.

Ms. Mater said it is about good policy making. Regardless of the amount, it is fundamentally wrong to not phase in the ability for the public to favorably ease into the next stage of a significant action, such as taking away plastic bag use. Putting the two issues together makes people oppose the entire policy. Every policy must be carefully considered for implementation so people will embrace the changes.

Councilor Hirsch said phasing in a five cent fee may be a good idea and could have been considered had it been suggested during any of the 10 to 15 public meetings and discussions held prior to Council adopting the ordinance. Stakeholders testified that the policy would only be effective if a fee attached to paper bags was included. He noted that the policy has only been in place one week.

Ms. Mater said her home is in Corvallis, but her work keeps her out of Corvallis. She understood and supported a bag ban without realizing a five cent fee for paper bag use was added.

VI. CONSENT AGENDA

Councilor Hirsch referred to the December 17, 2012 Council meeting minutes and requested an administrative change to his comments about Councilor O'Brien.

Councilors Brauner and Hirsch, respectively, moved and seconded to adopt the Consent Agenda as follows:

- A. Reading of Minutes
 - 1. City Council Meeting – December 17, 2012
 - 2. City Council-Elect Work session – December 18, 2012
 - 3. For Information and Filing (Draft minutes may return if changes are made by the Board or Commission)
 - a. Arts and Culture Commission – November 28, 2012
 - b. Citizens Advisory Commission on Civic Beautification and Urban Forestry – December 13, 2012
 - c. Commission for Martin Luther King, Jr. – November 27, 2012
- B. Confirmation of Appointments to Boards, Commissions, and Committees (Bicycle and Pedestrian Advisory Commission - Bovee; Committee for Citizen Involvement - Tom)

- C. Announcement of Vacancies on Boards, Commissions, and Committees (Citizens Advisory Commission on Transit – Sorce; Housing and Community Development Commission – L'Heureux)
- D. Announcement of Appointments to Boards, Commissions, and Committees (Budget Commission – O'Brien; Economic Development Commission – Weber)
- E. Schedule a public hearing for January 22, 2013 to consider the Fiscal Year 2013-2014 to Fiscal Year 2017-2018 Community Development Block Grant/HOME Consolidated Plan
- F. Acknowledgment of receipt of 2012 updated City Council policies
- G. Acknowledgment of 2012 City Manager employment agreement
- H. Approval of a permit to occupy the public right-of-way (Comcast)

The motion passed unanimously.

VII. ITEMS REMOVED FROM CONSENT AGENDA – None.

VIII. UNFINISHED BUSINESS – None.

IX. STANDING COMMITTEE REPORTS AND ORDINANCES, RESOLUTIONS, AND MOTIONS

- A. Human Services Committee – None.
- B. Administrative Services Committee – December 19, 2012
 - 1. da Vinci Days Loan Review-Restructuring

Councilor Traber reported that da Vinci Days requested restructuring or forgiving the \$10,000 outstanding loan they acquired from the City several years ago. The Administrative Services Committee (ASC) reviewed the da Vinci Days financial information and learned that, although they have enough funds for the 2013 event, they are using up their reserves. The current annual loan payment is \$2,000.

Councilors Traber and Hirsch, respectively, moved and seconded to restructure the da Vinci Days loan to annual payments of \$1,000 for ten years, interest free.

Councilor York announced that her husband serves on the da Vinci Days Board of Directors. She spoke with the City Attorney's Office and was assured that it was not a conflict of interest for her to vote on this matter.

The motion passed unanimously.

2. Parks and Recreation Cost Recovery Update

Councilor Traber said Parks and Recreation staff updated ASC about the cost recovery strategy implemented during the last calendar year. The strategy is achieving positive results. Revenue has increased seven percent and costs have decreased \$80,000. This is the result of identifying programs that did not have a broad need and/or cover their costs. The scholarship fund has been more heavily used, indicating that families in need are still able to participate in recreation programs. Staff has embraced the cost recovery strategy and the organization that developed the model frequently uses Corvallis as an example of an organization that has successfully adopted their cost recovery model.

Councilor Beilstein referred to the ASC minutes and requested clarification about the statement that all assistance has been distributed but only 49 percent has been expended.

Councilor Traber explained that commitments for support are annual as families sign up and expended when those family members register for various activities. The first and fourth quarters are typically the highest revenue quarters for recreation programs.

Mayor Manning thanked Parks and Recreation Director Emery and her staff for implementing this significant project.

This item presented for information only.

3. Municipal Code review: Chapter 3.06, "City Services Billing"

Councilor Traber said staff presented a series of changes related to unpaid utility bills and designed to recover the costs of services, place the costs of those services onto the appropriate customers, and provide an incentive to pay utility bills when due.

City Attorney Fewel read an ordinance relating to City Services Billing, amending Municipal Code Chapter 3.06, "City Services Billing" as amended.

ORDINANCE 2013-01 passed unanimously.

4. First Quarter Operating Report

Councilor Traber said Finance Department staff are paying close attention to many issues including local growth, assessed value, overtime, temporary employment, and global economic issues.

Councilors Traber and Hirsch, respectively, moved and seconded to accept the first quarter Operating Report for Fiscal Year 2012-2013. The motion passed unanimously.

C. Urban Services Committee – None.

X. MAYOR, COUNCIL, AND STAFF REPORTS

A. Mayor's Reports

1. Standing Committee Appointments and Appointments of Council Liaisons to Boards, Commissions, and Committees

Mayor Manning distributed the list of appointments and announced that the three Standing Committees will initially meet on the date and time scheduled during the previous Council term. Committee members can discuss schedule changes during their first meeting.

Mayor Manning confirmed for Councilor Traber that the January 9 ASC meeting has been canceled. The ASC meeting schedule can be discussed during the January 23 meeting.

2. Updated Boards, Commissions, and Committees directory

Mayor Manning distributed an updated directory.

3. Appointments to Cascades West Area Commission on Transportation

Mayor Manning distributed a copy of the nomination form appointing Councilor Sorte as the primary representative and Public Works Director Steckel as the alternate.

4. Election of Council President and Vice President for 2013-2014 Term of office

Councilors Brauner and Hirsch, respectively, moved and seconded to nominate Councilor Hervey as Council President. The motion passed unanimously.

Councilors Brauner and Hirsch, respectively, moved and seconded to nominate Councilor Traber as Council Vice President. The motion passed unanimously.

B. Council Reports

Councilor Hervey thanked the Parks and Recreation Department for including the Ward 3 listserv when they requested suggestions to rename a street next to Willamette Park. He said it has been fun to review the suggestions.

Councilor Beilstein invited the Mayor, Councilors, and audience to the NAACP meeting scheduled for January 10.

Councilor Beilstein encouraged Councilors to attend the Martin Luther King, Jr. celebration scheduled for January 16 at 7:00 pm in the Majestic Theatre. The celebration is sponsored by the City's Commission for Martin Luther King, Jr.

Councilor Beilstein announced that Oregon State University (OSU) will host the Martin Luther King Peace Breakfast on January 21 at 9:00 am in the OSU Memorial Union ballroom.

Councilor Sorte thanked Ms. Louie for forwarding the 2013-2014 City Council goals suggestions from the community and staff. He said the goals were thoughtful, unselfish, and far reaching.

C. Staff Reports

1. 2013-2014 Ward meetings

Mayor Manning referred to the Ward meeting schedule included in the meeting materials. She said the City sponsors Ward meetings once per year. City staff attend the meetings to provide information and resources. By consensus, Council agreed to continue the City sponsored Ward meetings. Councilors were directed to provide their preferred meeting dates to Ms. Louie.

2. 2013 Government Comment Corner

Mayor Manning announced that Government Comment Corner is held every Saturday in the Library from 10:00 am until 12:00 pm. It provides an opportunity for citizens to visit with elected officials and share ideas or concerns. Council agreed by consensus to continue Government Comment Corner. Ms. Louie distributed a sign-up schedule.

3. 2011-2012 Planning Work Program Review

Mayor Manning said the Planning Work Program review, included in the meeting materials, provided good information about work accomplished during the previous Council term by the Planning Division. The information will be used in future discussions with Council about a proposed new work program.

Mr. Patterson requested Ms. Steckel provide an update about the single-use plastic bag ban.

Ms. Steckel said the ban was adopted in July 2012. Per the adopted ordinance, the enforcement period for retailers with 50 or more full-time equivalent (FTE) employees began on January 1, 2013. Retailers could have charged customers for paper bag use as early as July 1, 2012. Last fall, Public Works staff sent retailers a reminder, copy of the ordinance, informational flier for employees, and stickers for cash registers. Local environmental groups have been working with the public in preparation of ordinance enforcement. Several retailers have contacted staff with questions. During the first week of January, staff conducted spot checks with positive results and interactions. At this time, enforcement impacts less than 15 retailers. An official complaint was received; however, the retailer has less than 50 FTE so they can continue to provide plastic bags until July 1. Staff is focusing on education.

In response to Councilor Hirsch's inquiry about education versus penalty, Ms. Steckel confirmed that initially, complaints will be addressed through education. The transition for many retailers currently impacted has been seamless since they have stores in communities with similar ordinances.

Ms. Steckel said staff expects a bigger change in July when the smaller retailers will be impacted. The policy will be reviewed by ASC in March. Staff will provide information about how the ordinance is working and Council can discuss amendments, if necessary, prior to enforcement of smaller retailers.

Councilor Beilstein recalled that, when the tobacco ordinance was implemented in 1998, there were many complaints and comments about how Council was arrogantly infringing on people's rights. Similar to the plastic bag ban, enforcement was initially education. He opined that the bag ban is a cultural value and will become a community standard that ultimately will not need enforcement. He thanked staff for their efforts to educate the community.

Councilor Hirsch said that, although he supports the rights of anyone to attempt to reverse the ordinance, the ban was brought forward by citizens, advocated for by citizens, and was overwhelmingly supported by the community.

Councilor Traber said he looks forward to reviewing the ordinance in March. He has observed people choosing not to pay for paper bags when faced with a five cent fee. A transition to the fee and/or providing additional education will need to be part of the discussion in March, prior to impacting smaller retailers.

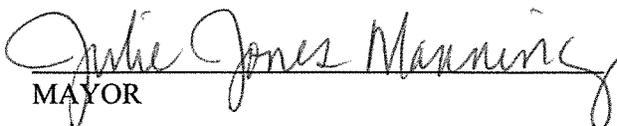
XI. NEW BUSINESS – None.

XII. PUBLIC HEARINGS – None.

XIII. ADJOURNMENT

The meeting adjourned at 6:50 pm.

APPROVED:


MAYOR

ATTEST:


CITY RECORDER